

House Bill 996

By: Representatives Walker of the 141st and Bordeaux of the 151st

A BILL TO BE ENTITLED
AN ACT

1 To amend the Official Code of Georgia Annotated, so as to correct typographical, stylistic,
2 capitalization, punctuation, and other errors and omissions in the Official Code of Georgia
3 Annotated and in Acts of the General Assembly amending the Official Code of Georgia
4 Annotated; to reenact the statutory portion of the Official Code of Georgia Annotated, as
5 amended; to provide for necessary or appropriate revisions and modernizations of matters
6 contained in the Official Code of Georgia Annotated; to repeal portions of the Code which
7 have become obsolete; to delete portions of the Code which have been superseded by
8 subsequent state laws; to provide for and to correct citations in the Official Code of Georgia
9 Annotated and other codes and laws of the state; to rearrange, renumber, and redesignate
10 provisions of the Official Code of Georgia Annotated; to provide for other matters relating
11 to the Official Code of Georgia Annotated; to provide an effective date; to repeal conflicting
12 laws; and for other purposes.

13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

14 **SECTION 1.**

15 Reserved.

16 **SECTION 2.**

17 Reserved.

18 **SECTION 3.**

19 Title 3 of the Official Code of Georgia Annotated, relating to alcoholic beverages, is
20 amended as follows:

21 (1) By striking "Public" and inserting in its place "Motor Vehicle" in subsection (f) of Code
22 Section 3-3-23.1, relating to procedure and penalties upon violation of Code Section 3-3-23.

23 (2) By striking "As used in Code section 3-5-5," and inserting in its place "As used in this
24 Code section," in the introductory language and by striking "'Retail dealer', 'retail licensee'

or 'licensee'" and inserting in its place "'Retail dealer,' 'retail licensee,' or 'licensee'" in paragraph (2) of subsection (a) of Code Section 3-5-5, relating to retail sale of kegs, required labeling, and removal of labels.

SECTION 4.

Reserved.

SECTION 5.

Reserved.

SECTION 6.

Reserved.

SECTION 7.

Reserved.

SECTION 8.

Reserved.

SECTION 9.

Reserved.

SECTION 10.

Title 10 of the Official Code of Georgia Annotated, relating to commerce and trade, is amended as follows:

(1) By striking "Public" and inserting in its place "Motor Vehicle" in paragraph (5) of Code Section 10-1-350, relating to definitions in regard to secondary metals recyclers.

(2) By striking "for definite" and inserting in its place "for a definite" in paragraph (2) of Code Section 10-1-676, relating to definitions regarding marine manufacturers.

(3) By striking "Code Section 10-6A-10" and inserting in its place "Code Section 10-6A-14" in paragraph (12) of Code Section 10-6A-3, relating to definitions in regard to brokerage relationships in real estate transactions.

SECTION 11.

Title 11 of the Official Code of Georgia Annotated, relating to the Uniform Commercial Code, is amended as follows:

(1) By striking "cancelling" and inserting in its place "canceling" in subsection (4) of Code Section 11-2-106, relating to definitions of contract, agreement, contract for sale, sale, present sale, conforming to contract, termination, and cancellation.

(2) By striking "cancelled" and inserting in its place "canceled" in subsection (3) of Code Section 11-2-305, relating to open price term.

(3) By striking "cancelled" and inserting in its place "canceled" in subsection (1) of Code Section 11-2-611, relating to retraction of anticipatory repudiation.

(4) By striking "section" and inserting in its place "Code section" three times in Code Section 11-2A-216, relating to third-party beneficiaries of express and implied warranties.

(5) By striking "cancelled" and inserting in its place "canceled" in subsection (1) of Code Section 11-2A-403, relating to retraction of anticipatory repudiation.

(6) By striking "cancelling" and inserting in its place "canceling" in subsection (1) of Code Section 11-2A-505, relating to cancellation and termination and effect of cancellation, termination, rescission, or fraud on rights and remedies.

(7) By striking "Federal Reserve Banks" and inserting in its place "federal reserve banks" in subsection (c) of Code Section 11-3-102, relating to subject matters and applicability to negotiable instruments.

(8) By striking "Federal Reserve Banks" and inserting in its place "federal reserve banks" in Code Section 11-4A-107, relating to federal reserve regulations and operating circulars.

(9) By striking "1693 et seq." and inserting in its place "1693, et seq." in Code Section 11-4A-108, relating to exclusion of consumer transactions governed by federal law.

(10) By striking "Federal Reserve Banks" and inserting in its place "federal reserve banks" in subsection (a) of Code Section 11-4A-206, relating to transmission of payment order through funds-transfer or other communication system.

(11) By striking "first class mail" and inserting in its place "first-class mail" in subsection (c) of Code Section 11-4A-302, relating to obligations of receiving bank in execution of payment order.

(12) By striking "Federal Reserve Bank" and inserting in its place "federal reserve bank" in paragraph (1) of subsection (a) of Code Section 11-4A-403, relating to payment by sender to receiving bank.

(13) By striking "the beneficiary, the beneficiary's bank and the" and inserting in its place "the beneficiary, the beneficiary's bank, and the" in item (ii) of subsection (d) of Code Section 11-4A-405, relating to payment by beneficiary's bank to beneficiary.

(14) By striking "Federal Reserve Bank" and inserting in its place "federal reserve bank" in subsection (b) of Code Section 11-4A-501, relating to variation by agreement and effect of funds-transfer system rule.

(15) By striking "State" and inserting in its place "state" in paragraph (1) of subsection (c) of Code Section 11-8-107, relating to whether endorsement, instruction, or entitlement order is effective.

(16) By striking "State" and inserting in its place "state" in subsection (d) of Code Section 11-8-110, relating to applicability and choice of law.

(17) By inserting a comma between "mortgage" and "under" in paragraph (2) of subsection (e) of Code Section 11-9-519, relating to numbering, maintaining, and indexing records and communicating information provided in records.

(18) By inserting after the subsection (c) designation the italicized catchline "Authority's forms." in subsection (c) of Code Section 11-9-521, relating to the uniform form of written financing statement and amendment and that the authority that may prescribe forms in regard to the filing of secured transactions under the Uniform Commercial Code.

SECTION 12.

Title 12 of the Official Code of Georgia Annotated, relating to conservation and natural resources, is amended as follows:

(1) By striking "subparagraphs (N) and (O) of paragraph (1) of subsection (a)" and inserting in its place "subparagraphs (a)(1)(N) and (a)(1)(O)" in Code Section 12-2-9, relating to accreditation of commercial analytical laboratories submitting regulatory data.

(2) By striking "Code Section 2-3-1," and inserting in its place "Code Section 12-3-650" in paragraph (5) of Code Section 12-3-657, relating to powers of the Georgia Agrirama Development Authority generally.

(3) By striking "the effective date of this article," and inserting in its place "May 1, 2001," in subsection (a) and in the introductory language of subsection (b) of Code Section 12-5-583, relating to short-term and long-term plans for a waste-water management plan, annual review, public meetings, and certification by a director.

(4) By striking "the effective date of this article," and inserting in its place "May 1, 2001," in the introductory language of subsection (a) of Code Section 12-5-584, relating to water supply and a water conservation management plan.

(5) By striking the semicolon and inserting in its place a period in paragraph (5) and by striking paragraph (6) of subsection (b) of Code Section 12-8-95, relating to the hazardous waste trust fund.

(6) By striking subsection (d) of Code Section 12-8-182, relating to the Pollution Prevention Assistance Division and the administrative responsibility of the division, the duty of the division director, rules and regulations of the board, and assistance of the Georgia Hazardous Waste Management Authority and Environmental Protection Division.

(7) By striking "use the facility needs assessment model developed by the Georgia Hazardous Waste Management Authority to" in Code Section 12-8-188, relating to biennial needs assessment report on hazardous waste management facility.

(8) By repealing the current obsolete Code Section 12-8-189, relating to the transfer of personnel and facilities of the Georgia Hazardous Waste Management Authority and other state programs to the Pollution Prevention Assistance Division of the Department of Natural Resources.

SECTION 13.

Reserved.

SECTION 14.

Reserved.

SECTION 15.

Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended as follows:

(1) By striking "of minor" and inserting in its place "of a minor" three times in paragraph (1) of subsection (f) and by striking "person and/or property" and inserting in its place "person, property, or person and property" and by striking "adult; Petition" and inserting in its place "adult; petition" in paragraph (1) of subsection (g) of Code Section 15-9-60, relating to costs collected by judges or clerks of the probate courts of this state.

(2) By striking "Public" and inserting in its place "Motor Vehicle" in subsection (b) of Code Section 15-11-66, relating to the disposition of a delinquent child in regard to juvenile proceedings.

(3) By striking "Public" and inserting in its place "Motor Vehicle" in paragraphs (2) and (3) of subsection (g) and both times it appears in subsection (j) of Code Section 15-11-73, relating to juvenile traffic offenses, definition, procedure and hearing, disposition, and transfer to delinquency calendar in regard to juvenile proceedings.

(4) By striking "5" and inserting in its place "five", by striking "safety or any person" and inserting in its place "safety of any person", and by inserting commas after "motions" and "evidence" in the last sentence of paragraph (2) of subsection (b) of Code Section 15-11-174, relating to rights and powers and judicial jurisdiction for subpoenas regarding juveniles.

(5) By striking "This paragraph shall be repealed on January 1 of the year following July 1, 1996, unless at least one solicitor files a notice of election as provided in this paragraph." in paragraph (3) of subsection (a) of Code Section 15-18-60, relating to solicitors-general of the state courts and their establishment, terms, election regarding style, vacancies, service by district attorney, and multicounty service.

SECTION 16.

Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is amended as follows:

(1) By striking "Revenue" and inserting in its place "Motor Vehicle Safety" in paragraph (5) of Code Section 16-8-82, relating to definitions in regard to motor vehicle chop shops and stolen and altered property.

(2) By striking "isomers, (whether" and inserting in its place "isomers (whether" in the introductory language of paragraphs (3) and (5) of Code Section 16-13-25, relating to controlled substances included in Schedule I.

SECTION 17.

Title 17 of the Official Code of Georgia Annotated, relating to criminal procedure, is amended as follows:

(1) By striking "state revenue commissioner" and inserting in its place "commissioner of motor vehicle safety" in paragraph (2) of subsection (b) of Code Section 17-5-50, relating to property unlawfully obtained, rights of owner, hearing, admissibility of photographs in lieu of original property, representation of unknown or absent defendants, and statements made by defendant or agent at trial.

(2) By striking "Public" and inserting in its place "Motor Vehicle" each time it appears in paragraphs (3) and (4) of subsection (a) of Code Section 17-6-2, relating to the acceptance of bail in misdemeanor cases and posting driver's license as collateral for bail.

(3) By striking "Public" and inserting in its place "Motor Vehicle" in paragraph (1) of subsection (d) and in subsection (e) of Code Section 17-10-3, relating to punishment for misdemeanors generally.

SECTION 18.

Reserved.

SECTION 19.

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended as follows:

(1) By striking "Motor Vehicle Division of the Department of Revenue" and inserting in its place "Department of Motor Vehicle Safety" in subparagraph (b)(3)(C) of Code Section 19-11-18 relating to collection procedures, notice, and judicial review in regard to enforcement of duty of support.

SECTION 20.

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended as follows:

(1) By striking "fair share" and inserting in its place "five mill share" in the introductory language of paragraph (2) of subsection (a) of Code Section 20-2-164, relating to local five mill share funds.

(2) By redesignating subsection (a) as paragraph (a)(1), by redesignating paragraphs (1) through (3) as paragraphs (2) through (4) respectively in subsection (a), and by striking "amount" and inserting in its place "among" in paragraph (1) of subsection (d) of Code Section 20-2-286, relating to creation, membership, vacancies, purposes, authority, compensation, and termination of the Georgia Closing the Achievement Gap Commission.

(3) By striking "3 or" in subsection (b) of Code Section 20-3-609, relating to public meetings and writings and performance of official duties in regard to the College Opportunity Act.

(4) By striking "chapter" and inserting in its place "article" in paragraph (5) of subsection (c) of Code Section 20-3-642, relating to records not open to public inspection and duration.

SECTION 21.

Reserved.

SECTION 22.

Reserved.

SECTION 23.

Reserved.

SECTION 24.

Reserved.

SECTION 25.

Reserved.

SECTION 26.

Reserved.

SECTION 27.

Title 27 of the Official Code of Georgia Annotated, relating to game and fish, is amended as follows:

(1) By striking "Public" and inserting in its place "Motor Vehicle" in subsection (e) and by striking "No charge." and inserting in its place "no charge." in paragraph (4) of subsection (f) of Code Section 27-2-3.1, relating to archery and primitive weapons hunting license, all weapons hunting license, sportsman license, license card carrier requirement, and creation of lifetime sportsman's license.

(2) By striking "sport bait shrimping license" and inserting in its place "recreational fishing license" both times it appears in subsection (a) of Code Section 27-4-170, relating to sport bait shrimping.

SECTION 28.

Reserved.

SECTION 29.

Reserved.

SECTION 30.

Reserved.

SECTION 31.

Title 31 of the Official Code of Georgia Annotated, relating to health, is amended as follows:

(1) By striking "Health Care Financing Administration" and inserting in its place "the Centers for Medicare and Medicaid Services" in subsection (c) of Code Section 31-7-2.1, relating to the rules and regulations, availability of reports of cited deficiencies, and disclosure of survey worksheets and documents in regard to the regulation of hospitals and related institutions.

(2) By striking "Health Care Financing Administration" and inserting in its place "the Centers for Medicare and Medicaid Services" in subsection (b) of Code Section 31-8-116, relating to the involuntary transfer of residents discharged from a facility and the return to a facility after transfer in regard to the care and protection of indigent and elderly patients.

(3) By striking "automatic" and inserting in its place "automated" in subsection (a), by inserting "and" at the end of subparagraph (b)(1)(C), and by striking "treatment on" and inserting in its place "treatment to" in subparagraph (b)(1)(D) of Code Section 31-11-53.2, relating to the definition of "lay rescuer" and the use of automated external defibrillators.

SECTION 32.

Title 32 of the Official Code of Georgia Annotated, relating to highways, bridges, and ferries, is amended as follows:

(1) By codifying Section 2 of Ga. L. 2001, p. 1215, as a new Code Section 32-4-3 to read as follows:

"32-4-3.

No state agency shall name or rename any state road, bridge, interchange, or any part of a road in honor of, or with the name of, any person unless such action is approved by a joint resolution or Act of the General Assembly which is approved by the Governor or becomes law without such approval. This Code section shall not apply to a political subdivision of the state naming any road which is under the jurisdiction of such political subdivision."

(2) By striking "authorized in paragraph (4) of subsection (a) of Code Section 32-6-29" in subsection (c) of Code Section 32-6-27, relating to enforcement of load limitations in regard to dimensions and weight of vehicles and loads.

(3) By striking "32-1-7," in Code Section 32-6-31, relating to the construction of Code Sections 32-1-7, 32-1-10, 32-6-26, 32-6-27, and 32-6-29.

SECTION 33.

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended as follows:

(1) By striking "income, or" and inserting in its place "income or" in paragraph (3) of subsection (a) of Code Section 33-1-18, relating to housing tax credit for qualified projects and rules and regulations.

(2) By striking "Public" and inserting in its place "Motor Vehicle" each time it appears in subparagraphs (b)(3)(A), (b)(3)(C), and (b)(3)(D), paragraph (3) of subsection (c), and subsections (e) and (g) of Code Section 33-9-42, relating to reduction in premiums for motor vehicle liability, first-party medical, and collision coverages for certain named drivers.

(3) By striking "Health Care Financing Administration" and inserting in its place "the Centers for Medicare and Medicaid Services" in subparagraph (E) of paragraph (4) of Code Section 33-20A-31, relating to definitions in regard to patient's right to an independent review in managed health care plans.

(4) By striking "Health Care Financing Administration" and inserting in its place "the Centers for Medicare and Medicaid Services" in Code Section 33-29-21, relating to the renewal or continuation at option of insured in regard to individual accident and sickness insurance.

SECTION 34.

Reserved.

SECTION 35.

Title 35 of the Official Code of Georgia Annotated, relating to law enforcement officers and agencies, is amended as follows:

(1) By striking "center or" and inserting in its place "center nor" in subsection (n) of Code Section 35-3-36, relating to duties of state criminal justice agencies as to submission of fingerprints, photographs, and other identifying data to the center and responsibility for accuracy.

SECTION 36.

Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended as follows:

(1) By striking "36" and inserting in its place "43" and by striking "central" and inserting in its place "city" in paragraph (6) of Code Section 36-42-3, relating to definitions relative to downtown development authorities.

SECTION 37.

Reserved.

SECTION 38.

Reserved.

SECTION 39.

Reserved.

SECTION 40.

Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is amended as follows:

(1) By striking "Revenue" and inserting in its place "Motor Vehicle Safety" in division (b)(2)(B)(ii) of Code Section 40-2-8, relating to operation of unregistered vehicle or vehicle without current license plate, revalidation decal, or county decal, storage of unlicensed vehicle, jurisdiction, display of temporary plate, revision and extension of temporary plate, and disposition of fines.

(2) By striking "Department of Revenue's" and inserting in its place "department's" in subsection (d) of Code Section 40-2-41.1, relating to authentic historical Georgia license plates.

(3) By striking "40-2-22," and inserting in its place "40-2-9, 40-2-22," and by striking "40-2-26, and 40-2-81" and inserting in its place "and 40-2-26" in the introductory

1 language of subsection (d) of Code Section 40-2-88, relating to reciprocal agreements for
2 registration of commercial vehicles on apportionment basis and waiver of penalties.

3 (4) By striking "Revenue" and inserting in its place "Motor Vehicle Safety" in Code Section
4 40-4-5, relating to identification of truck chassis with features designed for specialized
5 requirements of wreckers.

6 (5) By striking "Chapter 5 of Title 40" and inserting in its place "this chapter" in
7 paragraph (7) of subsection (f) of Code Section 40-5-2, relating to the keeping of records of
8 applications for drivers' licenses and information on licensees and furnishing of information.

9 (6) By striking the paragraph designation "(2)" and inserting in its place the subparagraph
10 designation "(2)(A)", by striking "; except that if" and inserting in its place ". (B) If", by
11 striking the subparagraph designation "(A)" and inserting in its place the division
12 designation "(i)", by striking the subparagraph designation "(B)" and inserting in its place the division
13 designation "(ii)", and by designating the undesignated text following the new division
14 designation "(ii)" as subparagraph (C) in paragraph (2) of subsection (b) of Code Section
15 40-5-57.1, relating to suspension of licenses of persons under age 21 for certain offenses,
16 suspension of licenses of persons under age 18 for certain point accumulations, and issuance
17 of new license following suspension.

18 (7) By striking "federal Interstate Commerce Commission" and inserting in its place "United
19 States Department of Transportation" in Code Section 40-8-9, relating to display of owner's
20 name on certain trucks.

21 (8) By striking "Georgia Public Service Commission" and inserting in its place "Department
22 of Motor Vehicle Safety" and by striking "U. S." and inserting in its place "United States"
23 in paragraph (8) of subsection (e) of Code Section 40-8-50, relating to brakes required in
24 regard to equipment and inspection of motor vehicles.

25 (9) By striking "the Department of Public Safety and" in Code Section 40-9-31, relating to
26 the submission of accident reports to department.

27 (10) By striking "32-6-29" and inserting in its place "40-16-4" in subparagraph (B) of
28 paragraph (1) of Code Section 40-11-1, relating to definitions in regard to abandoned motor
29 vehicles.

30 (11) By striking "32-6-29" and inserting in its place "40-16-4" in subsection (b) of Code
31 Section 40-11-3, relating to when peace officers may remove vehicles from public property
32 and notification requirements.

33 (12) By striking "Public" and inserting in its place "Motor Vehicle" each time it appears in
34 Code Section 40-14-16, relating to restrictions on suspension or revocation of drivers'
35 licenses and reports to the Department of Public Safety to specify speed.

36 (13) By striking "the effective date of this chapter" and inserting in its place "July 1, 2001"
37 in subsection (a), by striking "the effective date of this chapter" and inserting in its place

1 "July 1, 2001," the first time it appears in subsection (b), by striking "the effective date of this
2 chapter" and inserting in its place "July 1, 2001" the second time it appears in subsection (b),
3 and by striking "the effective date of such Act" and inserting in its place "July 1, 2001" in
4 subsection (c) of Code Section 40-16-6, relating to civil monetary penalties.

5 **SECTION 41.**

6 Title 41 of the Official Code of Georgia Annotated, relating to nuisances, is amended as
7 follows:

8 (1) By striking "use of language" and inserting in its place "use of any language" in Code
9 Section 41-1-10 and by repealing Code Section 41-1-10, relating to signs for privately owned
10 businesses, and redesignating said Code section as Code Section 36-35-6.1.

11 **SECTION 42.**

12 Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended
13 as follows:

14 (1) By striking "public" and inserting in its place "motor vehicle" in subsection (a) and by
15 striking "Public" and inserting in its place "Motor Vehicle" in subsection (d) of Code Section
16 42-8-110, relating to definitions, applicability, purchase or lease of ignition interlock devices
17 by counties, municipalities, or private entities, costs, fees, and deposits, and participation by
18 indigents in regard to ignition interlock devices as a probation condition.

19 (2) By striking "Public" and inserting in its place "Motor Vehicle" both times it appears in
20 subsection (c) of Code Section 42-8-111, relating to court ordered installation of ignition
21 interlock devices, completion of alcohol and drug use risk reduction program, notice of
22 requirements, and fees for driver's license in regard to ignition interlock devices as a
23 probation condition.

24 (3) By striking "Public Safety or its successor agency" and inserting in its place "Motor
25 Vehicle Safety" in paragraph (1) of subsection (b) and twice in subsection (c) of Code
26 Section 42-8-112, relating to proof of compliance required for reinstatement of certain
27 drivers' licenses and for obtaining probationary license and a reporting requirement in regard
28 to ignition interlock devices as a probation condition.

29 (4) By striking "public" and inserting in its place "motor vehicle" and by striking "Public"
30 and inserting in its place "Motor Vehicle" in subsection (a) and by striking "public" and
31 inserting in its place "motor vehicle" in subsections (b) and (c) of Code Section 42-8-115,
32 relating to certification of ignition interlock devices.

33 (5) By striking "Public" and inserting in its place "Motor Vehicle" in Code Section 42-8-116,
34 relating to warning labels in regard to ignition interlock devices as a probation condition.

(6) By striking "Public" and inserting in its place "Motor Vehicle" each time it appears in Code Section 42-8-117, relating to revocation of driving privilege upon violation of probation imposed by Code Section 42-8-111.

SECTION 43.

Title 43 of the Official Code of Georgia annotated, relating to professions and businesses, is amended as follows:

(1) By striking "fund-raising" and inserting in its place "fundraising" in subsection (b) of Code Section 43-4B-29, relating to resale of tickets by the original purchaser.

(2) By striking "whatsoever, but" and inserting in its place "whatsoever but" in subsection (d) of Code Section 43-10-2, relating to cosmetologists and the creation of a board, members, meetings, officers, and powers.

(3) By striking "institute" and inserting in its place "college" in subsection (g) of Code Section 43-10-9, relating to application for certificate of registration, examination, and reciprocity in regard to cosmetologists.

(4) By striking "general education development" and inserting in its place "general educational development" in divisions (e)(2)(A)(i), (e)(3)(A)(i), and (e)(4)(A)(i) and in subparagraph (e)(2)(B), subparagraph (e)(3)(B), and subparagraph (e)(4)(B) of Code Section 43-10-12, relating to regulation and permits for schools, teachers and instructors in regard to cosmetologists.

(5) By striking "coursework" and inserting in its place "course work" in paragraph (1) and subparagraphs (B) and (C) of paragraph (2) and by striking "post-graduate" and inserting in its place "postgraduate" in subparagraph (C) of paragraph (2) of subsection (a) of Code Section 43-10A-13, relating to requirements for licensure in marriage and family therapy.

(6) By striking "public health temporary license" and inserting in its place "temporary public health license" in subsection (c) of Code Section 43-11-42, relating to reciprocity in regard to licenses of dentists and dental hygienists.

(7) By striking "hospitals, clinics," and inserting in its place "hospitals, and clinics and", by striking "local and" and inserting in its place "local, and", and by striking "pre-approved" and inserting in its place "preapproved" in paragraph (2) of subsection (e) of Code Section 43-11-74, relating to direct supervision required, scope of duties, and exceptions to required supervision for dental screenings.

(8) By striking "application" and inserting in its place "affidavit" in subsection (c) of Code Section 43-14-8.1, relating to license requirement for low-voltage electrical contracting and businesses conducted by partnerships, limited liability companies, and corporations.

(9) By striking "or" at the end of subparagraph (B) of paragraph (1) of Code Section 43-15-8, relating to engineer-in-training certificates and eligibility.

1 (10) By striking "or" at the end of subparagraph (C) of both paragraphs (1) and (2) in Code
2 Section 43-15-9, relating to professional engineer certificate of registration and eligibility.

3 (11) By striking "or" at the end of subparagraph (C) of paragraph (1) of Code Section
4 43-15-13, relating to land surveyor certificate of registration and eligibility.

5 (12) By striking "a notice of hearing" and inserting in its place "notice and hearing" in Code
6 Section 43-18-77, relating to an establishment temporarily without services of a funeral
7 director.

8 (13) By striking "him" and inserting in its place "him or her" and by striking "advisor" and
9 inserting in its place "adviser" in Code Section 43-19-22, relating to geologists and the
10 Attorney General as legal adviser.

11 (14) By striking the paragraph (2) designation and inserting in its place a subparagraph
12 (2)(A) designation, by redesignating subparagraphs (A) and (B) as subparagraphs (B) and
13 (C), and by striking the comma after "this state" in the third sentence of newly designated
14 subparagraph (B) of paragraph (2) of Code Section 43-26-11, relating to denial or sanction
15 of licenses in regard to nurses.

16 (15) By striking "equivalency" in subsections (a) and (b) of Code Section 43-26-38, relating
17 to license by endorsement and temporary permits in regard to nurses.

18 (16) By striking "his office in Atlanta" and inserting in its place "his or her office" in
19 subsection (a) of Code Section 43-28-6, relating to service of process and documents on
20 division director and records of board as prima-facie evidence in regard to occupational
21 therapists.

22 (17) By redesignating current paragraph (3) as paragraph (3.1), by redesignating current
23 paragraph (3.1) as paragraph (4), and by redesignating current paragraph (4) as paragraph (3)
24 in subsection (a) of Code Section 43-34-26.1, relating to the delegation of authority to a
25 nurse or physician's assistant.

26 (18) By deleting "or Code Section 43-34-73" in subsection (c) of Code Section 43-34-71,
27 relating to prohibited activities and penalties regarding acupuncture.

28 (19) By inserting before "Title 26" the words "Chapter 4 of" in paragraph (6) of
29 subsection (a) of Code Section 43-34-124, relating to the use of marijuana for treatment of
30 cancer and glaucoma and the Patient Qualification Review Board.

31 (20) By striking "Committee on Allied Health Education and Accreditation" and inserting
32 in its place "Commission on Accreditation of Allied Health Education Programs" in
33 paragraph (2) of Code Section 43-34-147.1, relating to temporary permits for respiratory care
34 givers.

35 (21) By striking "privileges" and inserting in its place "privileges," in subsection (b) of Code
36 Section 43-34A-3, relating to physician profiles, dissemination to public, content and
37 maintenance requirements, corrections, and judgments prior to April 11, 2001.

(22) By inserting a comma after "1994" in Code Section 43-35-5, relating to members of the board, appointment, oath, and removal in regard to the practice of podiatry.

(23) By striking "by this law" and inserting in its place "under this chapter" in paragraph (7) of subsection (c) of Code Section 43-40-9, relating to nonresident licensees in regard to real estate brokers and salespersons.

(24) By striking "Revenue" and inserting in its place "Motor Vehicle Safety" in Code Section 43-43-3, relating to vehicle certificate of title or license plate to be transmitted upon receipt.

(25) By deleting "of this subsection" in paragraph (3) of subsection (a) of Code Section 43-43A-4, relating to a warning notice regarding snow skiing safety.

(26) By striking "director of the Motor Vehicle Division of the Department of Revenue" and inserting in its place "commissioner of motor vehicle safety" in paragraph (3) of subsection (a) and in paragraphs (2) and (3) of subsection (d) of Code Section 43-47-3, relating to the creation of a board, composition, terms of office, vacancies, and election of a chairperson in regard to used motor vehicle and used motor vehicle parts dealers.

(27) By striking "Motor Vehicle Title Division" and inserting in its place "Department of Motor Vehicle Safety" in subsection (d) of Code Section 43-47-8, relating to license applications, prerequisites, license fees, renewal, and supplemental licenses in regard to used motor vehicle and used motor vehicle parts dealers.

(28) By striking "state revenue commissioner" and inserting in its place "commissioner of motor vehicle safety" in Code Section 43-47-11.1, relating to registration and application for dealer's registration plate in regard to used motor vehicle and used motor vehicle parts dealers.

(29) By striking "state revenue commissioner" and inserting in its place "commissioner of motor vehicle safety" in Code Section 43-47-15, relating to compliance with the "Motor Vehicle Certificate of Title Act".

SECTION 44.

Title 44 of the Official Code of Georgia Annotated, relating to property, is amended as follows:

(1) By striking "Health Care Financing Administration" and inserting in its place "Centers for Medicare and Medicaid Services" in Code Section 44-5-142, relating to definitions in regard to anatomical gifts.

(2) By striking "forthcoming to answer" and inserting in its place "forthcoming answer", by striking "his agent" and inserting in its place "his or her agent", and by striking "he expects" and inserting in its place "he or she expects" in Code Section 44-14-45, relating to

1 forthcoming bond by purchaser of mortgaged personalty and affidavit of mortgagee in regard
2 to mortgages, liens, and security.

3 (3) By striking the "(a)" subsection designation and by striking "his" and inserting in its
4 place "his or her" in Code Section 44-14-124, relating to judgment, lien thereof, and levy and
5 sale of the land in regard to trust deeds in mortgages, liens, and security.

6 (4) By striking "through" and inserting in its place ", 44-14-162.2, this Code section, and
7 Code Section" in subsection (c) of Code Section 44-14-162.3, relating to applicability of
8 notice requirement and waiver or release of notice requirement in regard to mortgages, liens,
9 and security.

10 (5) By striking "ABOVE NAMED" and inserting in its place "ABOVE-NAMED" in the
11 form in subsection (d) of Code Section 44-14-232, relating to summons, service on
12 defendant, debtor's duty to notify creditor of address changes, and form in regard to property
13 mortgages, liens, and security.

14 (6) By striking "U.S.C. 101" and inserting in its place "U.S.C. Section 101," in Code Section
15 44-14-590, relating to bankruptcy proceedings and the recording of bankruptcy petition,
16 decree, or order and fees.

17 (7) By striking "U.S.C. 101 et seq." and inserting in its place "U.S.C. Section 101, et seq.",
18 by striking "he shall" and inserting in its place "he or she shall", and by striking "given by
19 him" and inserting in its place "given by him or her" in Code Section 44-14-591, relating to
20 bankruptcy proceedings and the effect of failure to record petition, decree, or order as to bona
21 fide purchaser or lienor of real property.

22 (8) By striking "advisors" and inserting in its place "advisers" in paragraph (2) of Code
23 Section 44-15-6, relating to management of institutional funds and the delegation of
24 investment authority by a governing board and investment advisers.

25 **SECTION 45.**

26 Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees,
27 is amended as follows:

28 (1) By striking "the nonresidents" and inserting in its place "nonresidents" and by striking
29 "sought by them," and inserting in its place "sought by them" in Code Section 45-2-6,
30 relating to municipal or county governments not to use residence as advantage or
31 disadvantage in administering employee merit system.

32 (2) By striking "Sec. 12101 et" and inserting in its place "Section 12101, et" in Code Section
33 45-2-43, relating to the physical examination of state employees and the examining medical
34 practitioner's report, conditions impairing prescribed duties, consent for distribution of
35 additional confidential medical information, reports, and confidentiality of files.

(3) By striking "Assembly;" and inserting in its place "Assembly," and by striking "districts and" and inserting in its place "districts, and" in Code Section 45-3-11, relating to the loyalty oath and persons required to take oath generally in regard to official oaths and commissions of public officers and employees.

(4) By striking "utilities, purchasing" and inserting "utilities, and purchasing" in subparagraph (a)(22)(C) of Code Section 45-7-4, relating to annual salaries of certain state officials and cost-of-living adjustments.

(5) By striking "Soil and Water Conservation Commission" and inserting in its place "State Soil and Water Conservation Commission" in subsection (b) of Code Section 45-7-7, relating to general provisions of salaries and fees of public officers and employees and the compensation and allowances of certain officials not to be changed without giving public notice.

(6) By striking "of the Official Code of Georgia Annotated" in Code Section 45-7-33, relating to reimbursement for expenses in filing application for commercial driver's license.

(7) By striking "not-for-profit" and inserting in its place "not for profit" each time it appears in subsections (a) and (b) of Code Section 45-7-54, relating to voluntary contributions by state government employees through payroll deductions to certain not for profit organizations.

(8) By striking subsection (e) of Code Section 45-7-56, relating to deductions for purchase of personal computing and computer related equipment and inserting in its place the following:

"(e) If a state employee or public school employee leaves employment, for any reason, and a balance is owing for the computer or equipment, then, in that event, the ~~State~~ state or board of education; or the ~~State Retirement System~~, state retirement system shall have the right to deduct the balance owing from any funds under the control of the ~~State~~, state or board of education; or ~~State Retirement System~~ state retirement system to which said employee would otherwise be entitled."

(9) By striking "With respect to periods of time prior to July 1, 2001, such term also includes employees designated and delegated law enforcement powers by the Public Service Commission pursuant to Code Sections 46-7-28 and 46-11-6, which personnel have the duty to enforce the laws relating to motor carriers and the transportation of hazardous materials; and on and after July 1, 2001, such" and inserting in its place "Such" in paragraph (6) of Code Section 45-9-81, relating to definitions in regard to the Georgia State Indemnification Fund.

(10) By striking "Public Service Commission pursuant to Code Sections 46-7-28 and 46-11-6" and inserting in its place "commissioner of motor vehicle safety" in paragraph (6)

1 of Code Section 45-9-102, relating to definitions in regard to the temporary disability
2 compensation program for the insuring and indemnification of public officers and employees.

3 (11) By striking "entitled to under" and inserting in its place "entitled under" in subsection
4 (e) of Code Section 45-9-103, relating to payment of compensation, 12 month limitation, and
5 benefits subordinate to workers' compensation benefits.

6 (12) By striking "his" both times it appears and inserting in its place "his or her" and by
7 striking "executed," and inserting in its place "executed" in subsection (e) of Code Section
8 45-12-35, relating to reward for detection or apprehension of perpetrators of felonies or
9 cattle, horse, or swine thieves in regard to powers and duties generally of the Governor.

10 (13) By striking "to otherwise" and inserting in its place "otherwise" in Code Section
11 45-12-207, relating to the construction of an article.

12 (14) By striking "director of historical" and inserting in its place "director, of historical" in
13 subsection (a) of Code Section 45-13-45, relating to powers of Secretary of State with respect
14 to management of department generally and designation and establishment of branch
15 depositories.

16 (15) By striking "advisor" and inserting in its place "adviser" in paragraph (4) of Code
17 Section 45-15-3, relating to the Attorney General and duties generally.

18 (16) By striking "prosecution; and when" and inserting in its place "prosecution; and, when"
19 in Code Section 45-15-10, relating to the Attorney General being authorized to prosecute
20 officials, persons, firms, or corporations for violations while dealing with or for state and
21 assistance by state court prosecuting officers.

22 (17) By striking "services," and inserting in its place "services;" and by striking "performed,"
23 and inserting in its place "performed;" in Code Section 45-15-15, relating to the Attorney
24 General submitting statements to a state authority for legal services, contents, and the
25 advance approval of the state authority director.

26 (18) By striking "7 years" and inserting in its place "seven years" in subsection (a) of Code
27 Section 45-16-27.1, relating to medical examination of unexpected or unexplained death of
28 person under seven years of age.

29 (19) By striking the periods following "State of Georgia" and "_____ County" and by
30 striking the period and inserting a comma following the line "To the sheriff or any lawful
31 constable of said county" in the form in Code Section 45-16-38, relating to the issuance of
32 precept to sheriff to summon inquest jury and the form.

33 (20) By striking "council members" and inserting in its place "councilmembers" in
34 subsection (c) of Code Section 45-16-64, relating to the council officers, quorum, record
35 keeping, and annual reports of the Georgia coroner's training council.

(21) By inserting "of" before "good moral character" in the form in paragraph (1) of subsection (b) of Code Section 45-17-2.1, relating to the application to be a notary and endorsements and declarations.

(22) By striking "acknowledgement" and inserting in its place "acknowledgment" both times it appears in subsection (b) of Code Section 45-17-12, relating to the authority of notaries who are stockholders, directors, officers, or employees of banks or other corporations to witness execution of written instruments.

(23) By repealing the current obsolete Code Section 45-18-7.4, relating to the employees of the Hazardous Waste Management Authority and reserving said Code section designation.

(24) By striking "council members" and inserting in its place "councilmembers" in subsection (b) of Code Section 45-18-51, relating to employee benefit plan council and the creation of the council, membership, terms of office, and vacancies, compensation and expense reimbursement, officers, executive secretary and staff support, meetings, adoption of procedures, and promulgation of rules and regulations.

(25) By striking the item (i) through (iv) designations in paragraph (8) of subsection (c) of Code Section 45-20-1, relating to purposes and principles of the merit system generally.

(26) By striking "subparagraph (c)(1)(C) of this Code section" and inserting in its place "subparagraph (C) of paragraph (1) of this subsection" in paragraph (2) of subsection (c) of Code Section 45-21-2, relating to establishment of employees' suggestion and awards program and implementation.

SECTION 46.

Title 46 of the Official Code of Georgia Annotated, relating to public utilities and public transportation, is amended as follows:

(1) By striking "by the Public Service Commission" in paragraph (2) and by striking "Public Service Commission" and inserting in its place "Department of Motor Vehicle Safety" in paragraph (18) of Code Section 46-1-1, relating to definitions, exclusions, and Georgia Forest Products Trucking Rules.

(2) By striking subsection (h) and redesignating subsection (i) as subsection (h) in Code Section 46-2-23, relating to the Public Service Commission and the rate-making power of the commission generally and special provisions concerning telecommunications companies.

(3) By striking "affect" and inserting in its place "except" in subsection (b) of Code Section 46-3-53, relating to the jurisdiction of the Public Service Commission over cogeneration facilities in regard to the sale of electricity.

(4) By striking "equals to 0.2" and inserting in its place "equals 0.2", by striking "year provided," and inserting in its place "year; provided,", and by striking "energy that has" and inserting in its place "energy has" in subsection (a) of Code Section 46-3-56, relating to

1 requirement to purchase energy from customer generator and safety standards and
2 regulations.

3 (5) By striking and reserving subsection (e) of Code Section 46-7-16, relating to motor
4 common or contract carriers and the registration and insurance for carriers engaged solely
5 in interstate commerce, emergency, temporary, or trip-lease vehicle registration permits, late
6 registration and identification, reciprocal agreements, and when certificate of public
7 convenience not required.

8 (6) By striking "commission" and inserting in its place "commissioner" in paragraph (1) of
9 Code Section 46-7-26, relating to the authority of the commissioner of motor vehicle safety
10 to promulgate rules and regulations for safety in regard to motor common or contract
11 carriers.

12 **SECTION 47.**

13 Reserved.

14 **SECTION 48.**

15 Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is
16 amended as follows:

17 (1) By striking "Motor Vehicle and Property Tax Divisions" and inserting in its place
18 "Department of Motor Vehicle Safety and the Property Tax Division" in subsection (b) and
19 by striking "Department of Revenue," and inserting in its place "Department of Revenue, the
20 Department of Motor Vehicle Safety," in subsection (e) of Code Section 48-5-126.1, relating
21 to training classes for county tax collectors and tax commissioners.

22 (2) By striking "paragraph (3)" and inserting in its place "paragraph (2)" in paragraph (1) of
23 subsection (b) of Code Section 48-6-95, relating to special state occupation tax on depository
24 financial institutions, tax rate based on Georgia gross receipts, determining gross receipts,
25 return required, annual report of commissioner, and credits.

26 (3) By striking "net taxable income" and inserting in its place "taxable net income" in
27 subsection (d) of Code Section 48-7-29.2, relating to tax credit for qualified caregiving
28 expenses.

29 (4) By striking "Department of Public Safety" and inserting in its place "Department of
30 Motor Vehicle Safety" in subsection (a) of Code Section 48-7-29.5, relating to a tax credit
31 for private driver education courses of minors, required documentation, and rules and
32 regulations.

33 (5) By striking "three factor" and inserting in its place "three-factor" in the introductory
34 language of paragraph (2) of subsection (d) and in subparagraph (d)(2.1)(B) and by inserting
35 a catchline to read "Apportionment formula." and deleting "the" before "gross" in

1 subparagraph (d)(2)(D) of Code Section 48-7-31, relating to the taxation of corporations, the
2 allocation and apportionment of income, and the formula for apportionment.

3 (6) By striking "effective date of this Code section," and inserting in its place "March 11,
4 1987," in the introductory language and the undesignated paragraph of subsection (a) of Code
5 Section 48-7-39, relating to depreciation of property placed in service in prior tax years.

6 (7) By inserting "of subsection (a)" between "paragraph (2)" and "of this Code section" in
7 paragraph (2) of subsection (c) of Code Section 48-7-40.10, relating to the tax credit for
8 water conservation facilities and qualified water conservation investment property.

9 (8) By striking "paragraph (2) of subsection (a)" and inserting in its place "subparagraph
10 (a)(1)(B)" in paragraph (2) of subsection (c) of Code Section 48-7-40.11, relating to tax
11 credit for shift from ground-water usage.

12 (9) By striking "\$1250.00" and inserting in its place "\$1,250.00" in paragraph (1) of
13 subsection (b) of Code Section 48-7-40.15, relating to alternative tax credits for base year
14 port traffic increases and conditions and limitations.

15 (10) By striking "Motor Vehicle Division of the Department of Revenue" and inserting in
16 its place "Department of Motor Vehicle Safety" in paragraph (6) of subsection (a) and by
17 striking "paragraph (1) or (2)" and inserting in its place "paragraph (1) or (2)" in paragraph
18 (4) of subsection (e) of Code Section 48-7-40.16, relating to income tax credits for
19 low-emission vehicles.

20 (11) By striking "provided further" and inserting in its place "provided, further," in
21 subsection (a) of Code Section 48-7-40.18, relating to tax credit for businesses headquartered
22 in state and full-time jobs.

23 (12) By striking "the effective date of this Code section" and inserting in its place "April 4,
24 2001," in paragraph (1) of subsection (b) of Code Section 48-7-40.21, relating to tax credits
25 for existing business enterprises undergoing qualified business expansion, recapture, and
26 application of credit.

27 (13) By striking "section, and" and inserting in its place "section and" in subsection (d) of
28 Code Section 48-7-103, relating to income tax quarterly, monthly, and jeopardy returns, tax
29 payments, and forms.

30 (14) By striking "U.S. Postal Service" and inserting in its place "United States Postal
31 Service" in the undesignated text at the end of subparagraph (I) of paragraph (3) of Code
32 Section 48-8-2, relating to definitions in regard to the state sales and use tax.

33 (15) By striking "Georgia Public Service Commission" and inserting in its place
34 "Department of Motor Vehicle Safety" and by striking "Public Service Commission" and
35 inserting in its place "Department of Motor Vehicle Safety" in division (5)(B)(ii), by striking
36 the period and inserting a semicolon at the end of paragraph (15.1), by striking "tool, which"
37 and inserting in its place "tool which" in subparagraph (B) of paragraph (34.3), by striking

"\$15 million," and inserting in its place "\$15 million" in subparagraph (A) of paragraph (68), by striking "or" at the end of paragraph (72), by redesignating division (73)(B)(iii) as division (73)(B)(v), by redesignating division (73)(B)(iv) as division (73)(B)(iii), and by redesignating division (73)(B)(v) as division (73)(B)(iv), by striking the period and inserting "; or" at the end of subparagraph (C) of paragraph (73), and by striking "multi-plexers" and inserting in its place "multiplexers" in division (74)(A)(ii) in Code Section 48-8-3, relating to exemptions in regard to sales and use taxes.

(16) By striking "referenda" and inserting in its place "referendums" in subparagraph (a)(1)(I) of Code Section 48-8-111, relating to a special county 1 percent sales and use tax and the procedure for imposition of the tax, resolution or ordinance, notice to county election superintendent, and election.

(17) By striking "Commissioner" and inserting in its place "commissioner" and by inserting "of this Code section" following "subsection (a)" in paragraph (2) of subsection (c) of Code Section 48-8-112, relating to effective date of special tax and its termination, limitations, and continuation.

(18) By striking the period and inserting a comma in its place at the end of paragraph (2) and by striking "Such" and inserting in its place "such" in the undesignated paragraph in subsection (e) of Code Section 48-9-16, relating to penalties and interest, untimely return, failure to pay, false or fraudulent returns, failure to file returns, and dyed fuel oil violations in regard to motor fuel tax.

(19) By striking "property have" and inserting in its place "property has" in subsection (c) of Code Section 48-11-9, relating to seizure as contraband of unstamped cigars and cigarettes or nontax-paid cigars, exceptions, sale at public auction, procedure, disposition of proceeds, hearing, procedure, bond, and contraband vending machines in regard to cigar and cigarette taxes.

(20) By striking "the effective date of this Act" and inserting in its place "April 11, 1995" both times it appears in subsection (a) of Code Section 48-13-27, relating to ordinances and resolutions to be in compliance with amended article in regard to specific, business, and occupation taxes.

(21) By striking paragraph (3) and the undesignated text following paragraph (3) in subsection (a) of Code Section 48-17-5, relating to coin operated amusement machines and the right to notice and hearing and service of notice in regard to revenue and taxation, and inserting in their place the following:

"(3) Before the commissioner may invoke any other sanctions provided by this chapter.

For purposes of this ~~Code section~~ paragraph, sanctions shall not include:

~~(i) issuance~~ (A) Issuance of a citation;

1 ~~(ii) imposition~~ (B) Imposition of a late fee, penalty fee, or interest penalty under
2 subsection (k) of Code Section 48-17-2, Code Section 48-17-11, or subsection (a) of
3 Code Section 48-17-13; ~~or~~
4 ~~(iii) sealing~~ (C) Sealing a machine or imposing charges related thereto under
5 subsection (g) of Code Section 48-17-13."

6 **SECTION 49.**

7 Title 49 of the Official Code of Georgia Annotated, relating to social services, is amended
8 as follows:

9 (1) By striking "Health Care Financing Administration" and inserting in its place "Centers
10 for Medicare and Medicaid Services" in subsection (i) of Code Section 49-5-273, relating to
11 the creation of PeachCare, availability, eligibility, payment of premiums, and enrollment.

12 **SECTION 50.**

13 Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended
14 as follows:

15 (1) By striking "state revenue commissioner" and inserting in its place "commissioner of
16 motor vehicle safety" in Code Section 50-1-2, relating to privileges and exemptions accorded
17 the Coordination Council for North American Affairs of Republic of China.

18 (2) By striking "require" and inserting in its place "requires" in paragraph (2) of subsection
19 (d) of Code Section 50-3-100, relating to English designated as official language,
20 constitutional rights not denied, authorization for documents and forms in other languages,
21 and exceptions.

22 (3) By striking "and at-large members" and inserting in its place "and two at-large members"
23 in subsection (b) of Code Section 50-7-3, relating to the creation of the Board of Industry,
24 Trade, and Tourism and its composition, terms, vacancies, and intergovernmental contracts
25 and agreements.

26 (4) By striking "advisor" and inserting in its place "adviser" in paragraph (4) of Code Section
27 50-9-5, relating to general powers of the Georgia Building Authority.

28 (5) By striking "any other Act" and inserting in its place "any other law" and by striking
29 "(including, without being limited to, mandamus)" and inserting in its place "including,
30 without being limited to, mandamus," in Code Section 50-9-43, relating to the rights and
31 remedies of bondholders.

32 (6) By striking "bold face" and inserting in its place "boldface" in subsection (c) of Code
33 Section 50-12-101, relating to assignment of numbers by board to proposed constitutional
34 amendments and Constitutions, use of numbers by Secretary of State for election ballots, and
35 assignment of short titles or headings.

(7) By striking "advisors" and inserting in its place "advisers" in subsection (g) of Code Section 50-12-131, relating to membership, terms, qualifications, officers, quorum, and powers and duties in regard to the Georgia Commission on the Holocaust.

(8) By striking the quote marks around "Farmers and Consumers Market Bulletin" and italicizing that text in subsection (b) of Code Section 50-16-80, relating to the sale or disposition of state livestock or swine.

(9) By inserting "shall be known and" after "article" in Code Section 50-17-20, relating to a short title in regard to state financing and investment.

(10) By striking "number and" and inserting in its place "number, and" in subparagraph (a)(4.1)(J), by striking "made, or" and inserting in its place "made or" in subparagraph (a)(6)(B), and by striking "U.S.C. 1681" and inserting in its place "U.S.C. Section 1681" in division (a)(11.3)(B)(vii) of Code Section 50-18-72, relating to when public disclosure is not required and the disclosure of exempting legal authority in regard to inspection of public records.

(11) By striking "including but" and inserting in its place "including, but" in paragraph (12) and by striking "i.e. purchase," and inserting in its place "i.e., purchase" in paragraph (15) of subsection (b) of Code Section 50-25-1, relating to the establishment of the Georgia Technology Authority.

(12) By striking "five days public" and inserting in its place "five days' public" in subsection (f) of Code Section 50-32-4, relating to membership, terms, appointment, expenses, removal, applicability of Chapter 10 of Title 45, meetings, voting, and assignment in regard to the Georgia Regional Transportation Authority.

(13) By inserting a comma after "Section 4601" in paragraph (6) of subsection (a) of Code Section 50-32-11, relating to powers of the Georgia Regional Transportation Authority generally.

(14) By striking "and shall submit" and inserting in its place "and submit" in subsection (a) of Code Section 50-34-13, relating to annual and biannual audits and reports in regard to the OneGeorgia Authority.

(15) By striking "Nothing in this chapter" and inserting in its place "Nothing in this Code section" in subsection (f) of Code Section 50-34-17, relating to the establishment and duties of the OneGeorgia Authority Overview Committee.

(16) By striking "Georgia Soil and Water Conservation Commission" and inserting in its place "State Soil and Water Conservation Commission" in paragraph (3) of subsection (a) and by striking "institute" and inserting in its place "board" in subsection (b) of Code Section 50-35-3, relating to the board of directors, compensation, and reimbursement in regard to the Georgia Environmental Training and Education Authority.

(17) By striking "institute" and inserting in its place "board" in paragraph (1) of subsection (b) of Code Section 50-35-6, relating to the powers and duties of the Georgia Environmental Training and Education Authority.

(18) By striking "purposes is" and inserting in its place "purposes are" in Code Section 50-35-13, relating to the tax-exempt status of the Georgia Environmental Training and Education Authority.

SECTION 51.

Title 51 of the Official Code of Georgia Annotated, relating to torts, is amended as follows:

(1) By striking "31-11-53.1" and inserting in its place "31-11-53.2" in paragraph (4) of subsection (a) of Code Section 51-1-29.3, relating to immunity for operators of external defibrillators.

SECTION 52.

Reserved.

SECTION 53.

Reserved.

SECTION 54.

Except for Title 47, the text of Code sections and title, chapter, article, part, subpart, Code section, subsection, paragraph, subparagraph, division, and subdivision numbers and designations as contained in the Official Code of Georgia Annotated published under authority of the state by The Michie Company in 1982 and contained in Volumes 3 through 40 of such publication or replacement volumes thereto, as amended by the text and numbering of Code sections as contained in the 2001 supplements to the Official Code of Georgia Annotated published under authority of the state in 2001 by LEXIS Publishing, are reenacted and shall have the effect of statutes enacted by the General Assembly of Georgia. Annotations; editorial notes; Code Revision Commission notes; research references; notes on law review articles; opinions of the Attorney General of Georgia; indexes; analyses; title, chapter, article, part, and subpart captions or headings, except as otherwise provided in the Code; catchlines of Code sections or portions thereof, except as otherwise provided in the Code; and rules and regulations of state agencies, departments, boards, commissions, or other entities which are contained in the Official Code of Georgia Annotated are not enacted as statutes by the provisions of this Act. Material which has been added in brackets or parentheses and editorial, delayed effective date, effect of amendment, or other similar notes within the text of a Code section by the editorial staff of the publisher in order to explain or

1 to prevent a misapprehension concerning the contents of the Code section and which is
2 explained in an editorial note is not enacted by the provisions of this section and shall not be
3 considered a part of the Official Code of Georgia Annotated. The reenactment of the
4 statutory portion of the Official Code of Georgia Annotated by this Act shall not affect,
5 supersede, or repeal any Act of the General Assembly, or portion thereof, which is not
6 contained in the Official Code of Georgia Annotated and which was not repealed by Code
7 Section 1-1-10, specifically including those Acts which have not yet been included in the text
8 of the Official Code of Georgia Annotated because of effective dates which extend beyond
9 the effective date of the Code or the publication date of the Code or its supplements. The
10 provisions contained in other sections of this Act and in the other Acts enacted at the 2002
11 regular session of the General Assembly of Georgia shall supersede the provisions of the
12 Official Code of Georgia Annotated reenacted by this section.

13 **SECTION 55.**

14 This Act shall become effective upon its approval by the Governor or upon its becoming law
15 without such approval.

16 **SECTION 56.**

17 All laws and parts of laws in conflict with this Act are repealed.