

House Bill 807

By: Representatives McCall of the 78th, Cooper of the 30th, Royal of the 140th, and Roberts of the 131st

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to
2 when public disclosure of records is not required and disclosure of exempting legal authority,
3 so as to provide an exemption for certain records related to public water supply systems or
4 public sewage systems; to provide for judicial review in camera of certain nondisclosed
5 documents; to provide an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to when public
9 disclosure of records is not required and disclosure of exempting legal authority, is amended
10 in subsection (a) by striking "or" at the end of paragraph (13.1), striking the period at the end
11 of paragraph (14) and inserting "; or" in lieu thereof, and adding a new paragraph (15) to read
12 as follows:

13 "(15)(A) Maps, plans, layouts, schematics, engineering drawings, diagrams,
14 vulnerability assessment reports, emergency response plans, or other records relating
15 to any public water supply system or public sewage system, the disclosure of which
16 could render such system more susceptible to intentional attack or damage or to
17 sabotage.

18 (B) In the event of litigation challenging nondisclosure by an agency of any document
19 covered by this paragraph, the court may review the document in question in camera
20 and may condition, in writing, any disclosure upon such measures as the court may find
21 necessary to protect against endangerment of life, safety, or public property."

22 **SECTION 2.**

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

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SECTION 3.

2 All laws and parts of laws in conflict with this Act are repealed.