

The House Committee on State Institutions and Property offered the following substitute to SB 73:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 16 of Title 50 of the Official Code of Georgia Annotated, relating to  
2 public property, so as to provide for the writing off of small amounts due to institutions under  
3 the Board of Regents of the University System of Georgia; to provide for movable personal  
4 property of institutions under the Board of Regents of the University System of Georgia; to  
5 amend Part 2 of Article 2 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated,  
6 relating to the university system, so as to provide that certain revenue of the university  
7 system shall not lapse; to provide for related matters; to provide an effective date; to provide  
8 for automatic repeal; to repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

10 Chapter 16 of Title 50 of the Official Code of Georgia Annotated, relating to public property,  
11 is amended by striking subsection (a) of Code Section 50-16-161, relating to movable  
12 personal property, and inserting in lieu thereof the following:

13 “(a) This part shall apply to movable personal property for all state agencies, authorities,  
14 and entities except for those agencies, authorities, and entities provided for in  
15 subsection (a) of Code Section 50-16-161.1, which shall be defined as any item which  
16 meets the following criteria:

17 (1) Any item which is basically nonconsumable and nonexpendable in nature, such as  
18 motor vehicles, mechanized and nonmechanized equipment, office equipment,  
19 appliances, etc.;

20 (2) Any item with an estimated usable life expectancy of three or more years and an item  
21 acquisition cost of \$1,000.00 or more; or

22 (3) Any item or items which an agency feels should be included in its personal property  
23 inventory even though it fails to meet the criteria outlined above.”  
24



1 institutions of the Board of Regents of the University System of Georgia, has been deemed  
2 to be uncollectable, the proper individual making such determination shall transmit a  
3 recapitulation of the efforts made to collect the debt together with all other appropriate  
4 information, which shall include a reasonable estimate of the cost to pursue  
5 administratively or judicially the account together with a recommendation to the  
6 commissioner of such state agency or department. In those instances where the  
7 commissioner makes a determination that further collection efforts would be detrimental  
8 to the public's financial interest, a certificate reflecting this determination shall be  
9 executed, and this certificate shall serve as the authority to remove such uncollectable  
10 accounts from the financial records of such state agency or department. Such certificates  
11 shall be forwarded to the state auditor in a manner and at such times as are reflected in the  
12 standards developed by the state auditor and the state agency or department."

13 **SECTION 4.**

14 Part 2 of Article 2 of Chapter 3 of Title 20 of the Official Code of Georgia annotated, relating  
15 to the university system, is amended by inserting at the end thereof a new Code Section  
16 20-3-86 to read as follows:

17 "20-3-86.

18 Revenue collected by any or all institutions in the university system from continuing  
19 education fees, technology fees, or indirect cost recoveries shall not lapse."

20 **SECTION 5.**

21 This Act shall be repealed in its entirety on June 30, 2006.

22 **SECTION 6.**

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