

1 Senators Lamutt of the 21st and Stephens of the 51st offered the following amendment:

2 Amend HB 846 by striking lines 1 through 5 of page 1 and inserting in lieu thereof the
3 following:

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

12 By striking in their entirety Sections 1 through 14 and inserting in lieu thereof the following:

13 **"SECTION 1.**

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

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

- 21 (1) Any item which is basically nonconsumable and nonexpendable in nature, such as
22 motor vehicles, mechanized and nonmechanized equipment, office equipment,
23 appliances, etc.;
- 24 (2) Any item with an estimated usable life expectancy of three or more years and an item
25 acquisition cost of \$1,000.00 or more; or
- 26 (3) Any item or items which an agency feels should be included in its personal property
27 inventory even though it fails to meet the criteria outlined above.'

28 **SECTION 2.**

29 Said chapter is further amended by inserting immediately following Code Section 50-16-161
30 a new Code Section 50-16-161.1 to read as follows:

1 '50-16-161.1

2 (a) This Code section shall apply to movable personal property for institutions under the
3 Board of Regents of the University System of Georgia, which shall be defined as any item
4 which meets the following criteria:

5 (1) Any item which is basically nonconsumable and nonexpendable in nature, including,
6 but not limited to, motor vehicles, mechanized and nonmechanized equipment, office
7 equipment, appliances;

8 (2) Any item with an estimated usable life expectancy of three or more years and an item
9 acquisition cost of \$3,000.00 or more; or

10 (3) Any item or items which an agency determines should be included in its personal
11 property inventory even though it fails to meet the criteria of paragraph (1) or (2) of this
12 subsection.

13 (b) The Department of Administrative Services shall be authorized to include or exclude
14 items from the inventory as it deems necessary; and the determination shall be binding
15 upon the various departments, boards, bureaus, commissions, institutions, and other
16 agencies of the state government.'

17 **SECTION 3.**

18 Said chapter is further amended by striking subsection (b) of Code Section 50-16-18, relating
19 to writing off small amounts due to the state, and inserting in lieu thereof a new subsection
20 (b) to read as follows:

21 '(b) All state agencies and departments, in order to preserve public funds, are authorized
22 to develop appropriate standards, in conjunction with the Department of Audits and
23 Accounts, which will provide a mechanism to consider administratively discharging any
24 obligation or charge in favor of such agency or department when such obligation or charge
25 is \$100.00 or any lesser amount unless the agency or department belongs to the Board of
26 Regents of the University System of Georgia in which case the obligation or charge in
27 favor of the institution under the Board of Regents of the University System of Georgia
28 may be \$3,000.00 or any lesser amount. This procedure shall not be available to such
29 agency or department in those instances where the obligor has more than one such debt or
30 obligation in any given fiscal year, and this provision shall be construed in favor of the
31 state agency or department so as not to alter the unquestioned ability of such state agency
32 or department to pursue any debt, obligation, or claim in any amount whatsoever. In those
33 instances where a debt or obligation of \$100.00 or less, or \$3,000.00 or less for the
34 institutions of the Board of Regents of the University System of Georgia, has been deemed
35 to be uncollectable, the proper individual making such determination shall transmit a
36 recapitulation of the efforts made to collect the debt together with all other appropriate

1 information, which shall include a reasonable estimate of the cost to pursue
2 administratively or judicially the account together with a recommendation to the
3 commissioner of such state agency or department. In those instances where the
4 commissioner makes a determination that further collection efforts would be detrimental
5 to the public's financial interest, a certificate reflecting this determination shall be
6 executed, and this certificate shall serve as the authority to remove such uncollectable
7 accounts from the financial records of such state agency or department. Such certificates
8 shall be forwarded to the state auditor in a manner and at such times as are reflected in the
9 standards developed by the state auditor and the state agency or department.'

10 **SECTION 4.**

11 Part 2 of Article 2 of Chapter 3 of Title 20 of the Official Code of Georgia annotated, relating
12 to the university system, is amended by inserting at the end thereof a new Code Section
13 20-3-86 to read as follows:

14 '20-3-86.

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

17 By redesignating Section 15 as Section 5.