

Senate Bill 524

By: Senators Johnson of the 1st, Cagle of the 49th, Hudgens of the 47th and Gillis of the 20th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 1 of Title 50 of the Official Code of Georgia Annotated, relating to  
2 general provisions regarding state government, so as to require the obtaining of a bond as a  
3 prerequisite to filing certain appeals; to provide for a definition; to provide for related  
4 matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 1 of Title 50 of the Official Code of Georgia Annotated, relating to general  
8 provisions regarding state government, is amended by adding a new Code section at the end  
9 thereof, to be designated as Code Section 50-1-8, to read as follows:

10 "50-1-8.

11 (a) As used in this Code section, the term 'state permit' means any permit issued by any  
12 department, agency, board, bureau, commission, authority, or other unit of state  
13 government, by whatever name called.

14 (b) On or after July 1, 2004, no person shall be authorized to appeal the issuance of a state  
15 permit unless such person has or has made provision for a bond. The required bond shall  
16 be executed with a surety company duly authorized to do business in this state and shall be  
17 payable to the state for the use and benefit of the permit applicant and shall be conditioned  
18 to pay all loss, damages, interest, attorney fees, and costs and expenses of litigation that  
19 may be sustained by the permit applicant who prevails in such appeal which are directly  
20 attributable to the delay in issuance of the permit caused by such appeal.

21 (c) The bond shall be filed immediately upon the filing of the appeal and shall be approved  
22 by the permit issuer as to form and as to the solvency of the surety. Any agency that issues  
23 state permits shall be authorized to promulgate rules, pursuant to Chapter 13 of this title,  
24 to establish the form, procedure, and amount of the bond required by this Code section."

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**SECTION 2.**

2 All laws and parts of laws in conflict with this Act are repealed.