

**LOST**

Senator Brown of the 26th offered the following amendment to the Senate Committee Substitute to SB 471:

By striking all language and inserting the following:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapters 2 and 3 of Title 20 of the Official Code of Georgia Annotated, relating  
2 to elementary and secondary education and to postsecondary education, respectively, so as  
3 to change the reporting system and method for determining eligibility for HOPE  
4 scholarships, other scholarships, grants, or loan assistance, and certain postsecondary courses  
5 and advanced placement courses for students enrolling as freshmen in eligible public or  
6 private postsecondary institutions on or after May 1, 2007; to provide that residency  
7 requirements for HOPE eligibility shall be established by the Georgia Student Finance  
8 Commission; to provide that the grade point average of a student is evaluated every 36  
9 quarter hours or every 24 semester hours to determine continued eligibility for HOPE  
10 scholarships; to provide a maximum cap of quarter hours and semester hours for HOPE  
11 grants; to amend Article 1 of Chapter 27 of Title 50 of the Official Code of Georgia  
12 Annotated, relating to general provisions of the lottery for education, so as to revise  
13 definitions; to provide that it is the intent of the General Assembly that no lottery funds shall  
14 be utilized for capital outlay projects for educational facilities unless the HOPE Scholarship  
15 and Grant Program is fully funded; to provide for related matters; to provide for an effective  
16 date; to repeal conflicting laws; and for other purposes.

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

18 Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and  
19 secondary education, is amended by striking Code Section 20-2-157, relating to the uniform  
20 reporting system for specified purposes, and inserting in lieu thereof the following:

21 "20-2-157.

22 (a) It is the intent of the General Assembly to establish a uniform reporting system to be  
23 used as one of the criteria to determine eligibility of students seeking enrollment in  
24 postsecondary courses pursuant to Code Section 20-2-161.1 or seeking educational  
25

1 scholarships, grants, or loan assistance administered by the Georgia Student Finance  
2 Commission pursuant to Article 7 of Chapter 3 of this title.

3 (b) Beginning May 1, 2007, each ~~Each~~ school system and private school shall adopt the  
4 following reporting system described in this subsection for purposes of identifying and  
5 qualifying graduating seniors for the HOPE scholarship program and other programs  
6 identified in this Code section:

7 (1) ~~A final grade average of at least an 80 numeric average, provided the student meets~~  
8 ~~the college preparatory curriculum requirements~~ Each school system and private school  
9 shall transmit, in a manner and at times prescribed by the Georgia Student Finance  
10 Commission, an electronic transcript of courses and course grades for each graduating  
11 senior that reflects the complete high school academic record of the student, including  
12 scores on any state tests required for graduation, and the grading scales used by the  
13 school system or private school for the time periods referenced by the transcripts;

14 (2) ~~A final grade average of at least an 85 numeric average, if the student meets the~~  
15 ~~career/technical curriculum requirements~~ The Georgia Student Finance Commission shall  
16 calculate a grade point average for the purpose of determining eligibility for the HOPE  
17 scholarship from these electronic transcripts and shall notify students of their eligibility  
18 and high schools as to the eligibility of students. Each grade reported by a school system  
19 or private school to the commission for the purpose of calculating the grade point average  
20 for HOPE scholarship eligibility shall be the actual grade earned by the student, with no  
21 weighting or addition of points by the local school system or private school;

22 (3) ~~For students graduating from high school in 2000 or thereafter, a final grade average~~  
23 ~~of at least an 80 numeric average in their core curriculum subjects, provided that the~~  
24 ~~student meets the college preparatory curriculum requirements~~ For students otherwise  
25 qualified and enrolling as freshmen students in eligible public or private postsecondary  
26 institutions for the first time on May 1, 2007, or thereafter, the Georgia Student Finance  
27 Commission shall calculate grade point averages for determining eligibility for the HOPE  
28 scholarship and other scholarships referenced in this Code section as follows:

29 (A) For students receiving a college preparatory diploma, each grade for a student in  
30 attempted coursework in English, mathematics, science, social studies, and foreign  
31 language that would, if successfully completed, satisfy a core graduation requirement  
32 for the college preparatory curriculum shall be equated to a grade on a 4.0 scale, such  
33 that a grade of 'A' = 4.0, a grade of 'B' = 3.0, a grade of 'C' = 2.0, a grade of 'D' = 1.0,  
34 and a grade of 'F' = 0; or

35 (B) For students receiving a career/technical diploma, each grade for a student in  
36 attempted coursework in English, mathematics, science, and social studies that would,  
37 if successfully completed, satisfy a core graduation requirement for the career/technical

curriculum shall be equated to a grade on a 4.0 scale, such that a grade of 'A' = 4.0, a grade of 'B' = 3.0, a grade of 'C' = 2.0, a grade of 'D' = 1.0, and a grade of 'F' = 0.

Grades for coursework that is classified as advanced placement or international baccalaureate shall be weighted by the Georgia Student Finance Commission in calculating the overall grade point averages for students, provided that the weighting of such course grades is uniformly applied to all students in the state taking the specified coursework. The sum of the equated grades shall be divided by the number of course grades, adjusted for term length, to yield a grade point average on a 4.0 scale; or

(4) For students graduating from high school in 2000 or thereafter, a final grade average of at least an 85 numeric average in their core curriculum subjects if the student meets the career/technical curriculum requirements. Qualification for the HOPE scholarship shall be determined from the grade point average calculated as set out in paragraph (3) of this subsection. Beginning May 1, 2007, students with grade point averages equal to or in excess of 3.0 on the 4.0 scale with a college preparatory diploma shall meet achievement standards for the HOPE scholarship; students receiving a career/technical diploma shall meet achievement standards for the HOPE scholarship with a grade point average equal to or in excess of 3.2 on a 4.0 scale. This paragraph shall apply regardless of when a student graduated from high school and regardless of such student's eligibility status prior to May 1, 2007; and

(5) Beginning May 1, 2007, only ~~Only~~ the reporting system as indicated in this subsection shall be used to determine eligibility for all grants, scholarships, or loans to attend colleges or universities which are administered pursuant to Article 7 of Chapter 3 of this title and eligibility for enrollment in postsecondary courses pursuant to Code Section 20-2-161.1.

(c)(1) Prior to May 1, 2007, each school system shall adopt the following reporting system for purposes of identifying and qualifying graduating seniors for the HOPE scholarship program and other programs identified in this Code section:

(A) A final grade average of at least an 80 numeric average in their core curriculum subjects, provided that the student meets the college preparatory curriculum requirements; or

(B) A final grade average of at least an 85 numeric average in their core curriculum subjects if the student meets the career/technical curriculum requirements.

(2) Prior to May 1, 2007, only the reporting system as indicated in this subsection shall be used to determine eligibility for all grants, scholarships, or loans to attend colleges or universities which are administered pursuant to Article 7 of Chapter 3 of this title and eligibility for enrollment in postsecondary courses pursuant to Code Section 20-2-161.1."

**SECTION 2.**

Said chapter is further amended by striking Code Section 20-3-519.2, relating to eligibility requirements for a HOPE scholarship at a public postsecondary institution, and inserting in lieu thereof the following:

"20-3-519.2.

(a) To be eligible for a HOPE scholarship, an entering freshman student seeking an associate or baccalaureate degree at an eligible public postsecondary institution shall:

(1) Meet residency requirements by meeting the requirements to be classified as a legal resident of Georgia as established by the program regulations promulgated by the Georgia Student Finance Commission ~~which shall be based upon the in-state tuition policy of the board of regents and the in-state tuition guidelines set by the Department of Technical and Adult Education;~~

(2) Meet achievement standards by:

(A) Having graduated from an eligible high school while meeting the curriculum requirements of his or her program of study in 1993 or thereafter and meeting the requirements set out in the applicable subsection and paragraph of ~~subsection (b)~~ of Code Section 20-2-157; or

(B) In the case of a student who is otherwise qualified but:

(i) Did not graduate from high school or complete a home study program meeting the requirements of subsection (c) of Code Section 20-2-690, having received the general educational development (GED) diploma awarded by the Georgia Department of Technical and Adult Education after June 30, 1993;

(ii) Completed a home study program meeting the requirements of subsection (c) of Code Section 20-2-690 in lieu of graduating from an eligible high school, earning a cumulative grade point average of at least 3.0 at an eligible public postsecondary institution at the end of the quarter or semester in which the student has attempted ~~45~~ 36 quarter hours or ~~30~~ 24 semester hours, provided that such student shall be eligible to receive a retroactive HOPE scholarship for such student's freshman year to be paid at the end of the freshman year; or

(iii) Graduated from a high school which is not an eligible high school, earning a cumulative grade point average of at least 3.0 at an eligible public postsecondary institution at the end of the quarter or semester in which the student has attempted ~~45~~ 36 quarter hours or ~~30~~ 24 semester hours, provided that such student shall be eligible to receive a retroactive HOPE scholarship for such student's freshman year to be paid at the end of the freshman year; and

(3) Meet enrollment standards by being admitted, enrolled, and classified as an undergraduate student in a matriculated status.

1 (b) To be eligible for a HOPE scholarship, a sophomore student seeking an associate or  
2 baccalaureate degree at an eligible public postsecondary institution shall:

3 (1) Meet residency requirements by meeting the requirements to be classified as a legal  
4 resident of Georgia as established by the program regulations promulgated by the Georgia  
5 Student Finance Commission ~~which shall be based upon the in-state tuition policy of the~~  
6 ~~board of regents and the in-state tuition guidelines set by the Department of Technical~~  
7 ~~and Adult Education;~~

8 (2) Meet achievement standards by meeting the following criteria:

9 (A) Earning a cumulative grade point average of at least 3.0 at a postsecondary  
10 institution at the end of the quarter or semester in which the student has attempted ~~45~~  
11 72 quarter hours or ~~30~~ 48 semester hours; and

12 (B) Maintaining satisfactory academic progress in a course of study in accordance with  
13 the standards and practices used for federal Title IV programs by the postsecondary  
14 institution in which the student is enrolled; and

15 (3) Meet enrollment standards by being admitted, enrolled, and classified as an  
16 undergraduate student in a matriculated status or, in the case of an otherwise eligible  
17 student who is classified as a professional level student rather than an undergraduate  
18 student, being accepted into the professional level program of study prior to receiving a  
19 baccalaureate degree.

20 (c) To be eligible for a HOPE scholarship, a junior student seeking a baccalaureate degree  
21 at a public postsecondary institution shall:

22 (1) Meet residency requirements by meeting the requirements to be classified as a legal  
23 resident of Georgia as established by the program regulations promulgated by the Georgia  
24 Student Finance Commission ~~which shall be based upon the in-state tuition policy of the~~  
25 ~~board of regents and the in-state tuition guidelines set by the Department of Technical~~  
26 ~~and Adult Education;~~

27 (2) Meet achievement standards by meeting the following criteria:

28 (A) Earning a cumulative grade point average of at least 3.0 at a postsecondary  
29 institution at the end of the quarter or semester in which the student has attempted ~~90~~  
30 108 quarter hours or ~~60~~ 72 semester hours; and

31 (B) Maintaining satisfactory academic progress in a course of study in accordance with  
32 the standards and practices used for federal Title IV programs by the postsecondary  
33 institution in which the student is enrolled; and

34 (3) Meet enrollment standards by being admitted, enrolled, and classified as an  
35 undergraduate student in a matriculated status or, in the case of an otherwise eligible  
36 student who is classified as a professional level student rather than an undergraduate

1 student, being accepted into the professional level program of study prior to receiving a  
2 baccalaureate degree.

3 (d) To be eligible for a HOPE scholarship, a senior student seeking a baccalaureate degree  
4 at a public postsecondary institution shall:

5 (1) Meet residency requirements by meeting the requirements to be classified as a legal  
6 resident of Georgia as established by the program regulations promulgated by the Georgia  
7 Student Finance Commission ~~which shall be based upon the in-state tuition policy of the~~  
8 ~~board of regents and the in-state tuition guidelines set by the Department of Technical~~  
9 ~~and Adult Education;~~

10 (2) Meet achievement standards by meeting the following criteria:

11 (A) Earning a cumulative grade point average of at least 3.0 at a postsecondary  
12 institution at the end of the quarter or semester in which the student has attempted ~~135~~  
13 144 quarter hours or ~~90~~ 96 semester hours; and

14 (B) Maintaining satisfactory academic progress in a course of study in accordance with  
15 the standards and practices used for federal Title IV programs by the postsecondary  
16 institution in which the student is enrolled; and

17 (3) Meet enrollment standards by being admitted, enrolled, and classified as an  
18 undergraduate student in a matriculated status or, in the case of an otherwise eligible  
19 student who is classified as a professional level student rather than an undergraduate  
20 student, being accepted into the professional level program of study prior to receiving a  
21 baccalaureate degree.

22 (e) A student who fails to maintain a cumulative grade point average of at least 3.0 at the  
23 end of the quarter or semester in which the student has attempted ~~45~~ 36 quarter hours or  
24 ~~30~~ 24 semester hours may attend the next ~~45~~ 36 quarter or ~~30~~ 24 semester hours without  
25 a HOPE scholarship. An otherwise eligible student who regains a cumulative grade point  
26 average of at least 3.0 at the end of a quarter ~~or semester~~ in which the student has attempted  
27 ~~90~~ 72, 108, or 144 quarter hours or ~~135~~ quarter hours or 60 semester hours or ~~90~~ at the end  
28 of a semester in which the student has attempted 48, 72, or 96 semester hours may  
29 requalify for a HOPE scholarship.

30 (f) For students eligible for a HOPE scholarship under this Code section, no minimum  
31 number of hours of enrollment is required.

32 (g)(1) Except as set out in paragraph (2) of this subsection, a student may receive the  
33 HOPE scholarship until the first of these events:

34 (A) The student has earned a baccalaureate degree; or

35 (B) The student has attempted at any postsecondary institution a total of 190 quarter  
36 hours or 127 semester hours.

1 (2) A student enrolled in an undergraduate degree program designed to be more than 190  
 2 quarter hours or 127 semester hours in length is eligible to receive the HOPE scholarship  
 3 for the lesser of:

4 (A) A total of 225 attempted quarter hours or 150 attempted semester hours; or

5 (B) The number of hours required for graduation if the student has a ~~3.0~~ cumulative  
 6 grade point average of at least 3.0 after the term in which the student attempted 190  
 7 quarter hours or 127 semester hours.

8 (h) Subject to the amounts appropriated by the General Assembly and provisions relating  
 9 to the scholarship shortfall reserve subaccount in Code Section 50-27-13, a HOPE  
 10 scholarship awarded under this Code section shall include tuition, approved mandatory  
 11 fees, and a book allowance not to exceed \$100.00 per quarter or \$150.00 per semester."

### 12 SECTION 3.

13 Said chapter is further amended by striking Code Section 20-3-519.3, relating to eligibility  
 14 requirements for a HOPE scholarship at a private postsecondary institution, and inserting in  
 15 lieu thereof the following:

16 "20-3-519.3.

17 (a) To be eligible for a HOPE scholarship, an entering freshman student seeking an  
 18 associate or baccalaureate degree at an eligible private postsecondary institution shall:

19 (1) Meet residency requirements by meeting the requirements to be classified as a legal  
 20 resident of Georgia as established by the program regulations promulgated by the Georgia  
 21 Student Finance Commission;

22 (2) Meet achievement standards by:

23 (A) Having graduated from an eligible high school while meeting the curriculum  
 24 requirements of his or her program of study in 1996 or thereafter and meeting the  
 25 requirements set out in the applicable subsection and paragraph of ~~subsection (b)~~ of  
 26 Code Section 20-2-157; or

27 (B) In the case of a student who is otherwise qualified but:

28 (i) Did not graduate from high school or complete a home study program meeting the  
 29 requirements of subsection (c) of Code Section 20-2-690, having received the general  
 30 educational development (GED) diploma awarded by the Georgia Department of  
 31 Technical and Adult Education after June 30, 1993;

32 (ii) Completed a home study program meeting the requirements of subsection (c) of  
 33 Code Section 20-2-690 in lieu of graduating from an eligible high school, earning a  
 34 cumulative grade point average of at least 3.0 at an eligible public postsecondary  
 35 institution at the end of the quarter or semester in which the student has attempted ~~45~~  
 36 36 quarter hours or ~~30~~ 24 semester hours, provided that such student shall be eligible

1 to receive a retroactive HOPE scholarship for such student's freshman year to be paid  
 2 at the end of the freshman year; or

3 (iii) Graduated from a high school which is not an eligible high school, earning a  
 4 cumulative grade point average of at least 3.0 at an eligible public postsecondary  
 5 institution at the end of the quarter or semester in which the student has attempted ~~45~~  
 6 36 quarter hours or ~~30~~ 24 semester hours, provided that such student shall be eligible  
 7 to receive a retroactive HOPE scholarship for such student's freshman year to be paid  
 8 at the end of the freshman year; and

9 (3) Meet enrollment standards by:

10 (A) Being admitted, enrolled, and classified as an undergraduate student in a  
 11 matriculated status; and

12 (B) Being registered for and attending classes as a full-time student for 14 days or  
 13 more after the last day of the institution's drop and add period.

14 (b) To be eligible for a HOPE scholarship, a sophomore student seeking an associate or  
 15 baccalaureate degree at an eligible private postsecondary institution shall:

16 (1) Meet residency requirements by meeting the requirements to be classified as a legal  
 17 resident of Georgia as established by the program regulations promulgated by the Georgia  
 18 Student Finance Commission;

19 (2) Meet achievement standards by meeting the following criteria:

20 (A) Earning a cumulative grade point average of at least 3.0 at a postsecondary  
 21 institution at the end of the quarter or semester in which the student has attempted ~~45~~  
 22 72 quarter hours or ~~30~~ 48 semester hours; and

23 (B) Maintaining satisfactory academic progress in a course of study in accordance with  
 24 the standards and practices used for federal Title IV programs by the postsecondary  
 25 institution in which the student is enrolled; and

26 (3) Meet enrollment standards by:

27 (A) Being admitted, enrolled, and classified as an undergraduate student in a  
 28 matriculated status or, in the case of an otherwise eligible student who is classified as  
 29 a professional level student rather than an undergraduate student, being accepted into  
 30 the professional level program of study prior to receiving a baccalaureate degree; and

31 (B) Being registered for and attending classes as a full-time student for 14 days or  
 32 more after the last day of the institution's drop and add period.

33 (c) To be eligible for a HOPE scholarship, a junior student seeking a baccalaureate degree  
 34 at an eligible private postsecondary institution shall:

35 (1) Meet residency requirements by meeting the requirements to be classified as a legal  
 36 resident of Georgia as established by the program regulations promulgated by the Georgia  
 37 Student Finance Commission;

1 (2) Meet achievement standards by meeting the following criteria:

2 (A) Earning a cumulative grade point average of at least 3.0 at a postsecondary  
3 institution at the end of the quarter or semester in which the student has attempted 90  
4 108 quarter hours or ~~60~~ 72 semester hours; and

5 (B) Maintaining satisfactory academic progress in a course of study in accordance with  
6 the standards and practices used for federal Title IV programs by the postsecondary  
7 institution in which the student is enrolled; and

8 (3) Meet enrollment standards by:

9 (A) Being admitted, enrolled, and classified as an undergraduate student in a  
10 matriculated status or provided that in the case of an otherwise eligible student who is  
11 classified as a professional level student rather than an undergraduate student, have  
12 been accepted into the professional level program of study prior to receiving a  
13 baccalaureate degree; and

14 (B) Being registered for and attending classes as a full-time student for 14 days or  
15 more after the last day of the institution's drop and add period.

16 (d) To be eligible for a HOPE scholarship, a senior student seeking a baccalaureate degree  
17 at an eligible private postsecondary institution shall:

18 (1) Meet residency requirements by meeting the requirements to be classified as a legal  
19 resident of Georgia as established by the program regulations promulgated by the Georgia  
20 Student Finance Commission ~~which shall be based upon the in-state tuition policy of the~~  
21 ~~board of regents and the in-state tuition guidelines set by the Department of Technical~~  
22 ~~and Adult Education;~~

23 (2) Meet achievement standards by meeting the following criteria:

24 (A) Earning a cumulative grade point average of at least 3.0 at a postsecondary  
25 institution at the end of the quarter or semester in which the student has attempted ~~135~~  
26 144 quarter hours or ~~90~~ 96 semester hours; and

27 (B) Maintaining satisfactory academic progress in a course of study in accordance with  
28 the standards and practices used for federal Title IV programs by the postsecondary  
29 institution in which the student is enrolled; and

30 (3) Meet enrollment standards by:

31 (A) Being admitted, enrolled, and classified as an undergraduate student in a  
32 matriculated status or, in the case of an otherwise eligible student who is classified as  
33 a professional level student rather than an undergraduate student, being accepted into  
34 the professional level program of study prior to receiving a baccalaureate degree; and

35 (B) Being registered for and attending classes as a full-time student for 14 days or  
36 more after the last day of the institution's drop and add period.

1 (e) An otherwise eligible student who fails to maintain a cumulative grade point average  
 2 of at least 3.0 at the end of the quarter or semester in which the student has attempted ~~45~~  
 3 36 quarter hours or ~~30~~ 24 semester hours may attend the next ~~45~~ 36 quarter hours or ~~30~~ 24  
 4 semester hours without a HOPE scholarship. ~~A student~~ An otherwise eligible student who  
 5 regains a cumulative grade point average of at least 3.0 at end of ~~the a~~ a quarter or semester  
 6 in which the student has attempted ~~90~~ 72, 108, or 144 quarter hours or ~~60~~ at the end of a  
 7 semester in which the student has attempted 48, 72, or 96 semester hours may requalify for  
 8 a HOPE scholarship. ~~A student who regains a cumulative grade point average of at least~~  
 9 ~~3.0 at the end of the quarter or semester in which the student has attempted 135 quarter~~  
 10 ~~hours or 90 semester hours may requalify for a HOPE scholarship.~~

11 (f)(1) Except as set out in paragraph (2) of this subsection, a student may receive a  
 12 HOPE scholarship until the first of these events:

13 (A) The student has earned a baccalaureate degree; or

14 (B) The student has attempted at any postsecondary institution a total of 190 quarter  
 15 hours or 127 semester hours.

16 (2) A student enrolled in an undergraduate degree program designed to be more than 190  
 17 quarter hours or 127 semester hours in length is eligible to receive a HOPE scholarship  
 18 for the lesser of:

19 (A) A total of 225 attempted quarter hours or 150 attempted semester hours; or

20 (B) The number of hours required for graduation if the student has a cumulative grade  
 21 point average of at least 3.0 after the term in which the student attempted 190 quarter  
 22 hours or 127 semester hours.

23 (g) Subject to the amounts appropriated by the General Assembly and provisions relating  
 24 to the scholarship shortfall reserve subaccount in Code Section 50-27-13, a HOPE  
 25 scholarship awarded under this Code section shall be not less than \$3,000.00 for any  
 26 academic year."

#### 27 SECTION 4.

28 Said chapter is further amended in Code Section 20-3-519.5, relating to eligibility  
 29 requirements for a HOPE grant at a branch of the Georgia Department of Technical and  
 30 Adult Education, by adding to the end of such Code section the following:

31 "(e) On and after July 1, 2004, no student may receive HOPE grants for more than 95  
 32 quarter hours or 63 semester hours of attempted coursework. No student may receive more  
 33 than a cumulative total of 190 quarter hours or 127 semester hours of combined HOPE  
 34 scholarships and grants, unless in accordance with Code Sections 20-3-519.2 and  
 35 20-3-519.3.

1 (f) No person who possesses a baccalaureate degree or a professional level degree may  
2 receive a HOPE grant."

### 3 SECTION 5.

4 Article 1 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to  
5 general provisions for the lottery for education, is amended in Code Section 50-27-3, relating  
6 to definitions, by striking paragraph (8) and inserting in lieu thereof the following:

7 "(8) 'Educational purposes and programs' means ~~capital outlay projects for educational~~  
8 ~~facilities~~; tuition grants, scholarships, or loans to citizens of this state to enable such  
9 citizens to attend colleges and universities located within this state, regardless of whether  
10 such colleges and universities are owned or operated by the board of regents or to attend  
11 institutions operated under the authority of the Department of Technical and Adult  
12 Education; costs of providing to teachers at accredited public institutions who teach levels  
13 K-12, personnel at public postsecondary technical institutes under the authority of the  
14 Department of Technical and Adult Education, and professors and instructors within the  
15 University System of Georgia the necessary training in the use and application of  
16 computers and advanced electronic instructional technology to implement interactive  
17 learning environments in the classroom and to access the state-wide distance learning  
18 network; costs associated with repairing and maintaining advanced electronic  
19 instructional technology; voluntary pre-kindergarten; and an education shortfall reserve."

### 20 SECTION 6.

21 Said article is further amended in Code Section 50-27-13, relating to disposition of lottery  
22 proceeds, budget report by the Governor, and appropriations by the General Assembly, by  
23 striking paragraph (3) of subsection (c) and inserting in lieu thereof the following:

24 "(3) It is the intent of the General Assembly that appropriations from the Lottery for  
25 Education Account shall be for educational purposes and projects only; provided,  
26 however, that in accordance with Article I, Section II, Paragraph VIII(c) of the  
27 Constitution, it is further the intent of the General Assembly that no funding from such  
28 account shall be utilized for capital outlay projects for educational facilities unless the  
29 HOPE Scholarship and Grant Program under Part 7 of Article 7 of Chapter 3 of Title 20  
30 is funded to the full extent as provided for in such part."

### 31 SECTION 7.

32 This Act shall become effective on July 1, 2004.

**SECTION 8.**

- 1
- 2 All laws and parts of laws in conflict with this Act are repealed.