

House Bill 955

By: Representatives Geisinger of the 48th, Chambers of the 81st, Millar of the 79th, and Lindsey of the 54th

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 public records exempt from disclosure, so as to add an exemption for records of the
3 Metropolitan Atlanta Rapid Transit Authority relating to the development and
4 implementation of the TransCard or SmartCard fare payment system; to provide for related
5 matters; 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 public records
9 exempt from disclosure, is amended by striking paragraphs (18) and (19) of subsection (a)
10 and inserting in place thereof the following:

11 "(18) Records of the State Road and Tollway Authority which would reveal the financial
12 accounts or travel history of any individual who is a motorist upon such toll project.
13 Such financial records shall include, but not be limited to, social security number, home
14 address, home telephone number, e-mail address, credit or debit card information, and
15 bank account information but shall not include the user's name; ~~or~~

16 (19) Records maintained by public postsecondary educational institutions in this state
17 and associated foundations of such institutions that contain personal information
18 concerning donors or potential donors to such institutions or foundations; provided,
19 however, that the name of any donor and the amount of donation made by such donor
20 shall be subject to disclosure if such donor or any entity in which such donor has a
21 substantial interest transacts business with the public postsecondary educational
22 institution to which the donation is made within three years of the date of such donation.

23 As used in this paragraph, the term 'transact business' means to sell or lease any personal
24 property, real property, or services on behalf of oneself or on behalf of any third party as
25 an agent, broker, dealer, or representative in an amount in excess of \$10,000.00 in the

1 aggregate in a calendar year and the term 'substantial interest' means the direct or indirect
2 ownership of more than 25 percent of the assets or stock of an entity; or
3 (20) Records of the Metropolitan Atlanta Rapid Transit Authority which relate to the
4 history of the development and implementation of the TransCard or SmartCard fare
5 payment system."

6 **SECTION 2.**

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

9 **SECTION 3.**

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