

House Bill 1294 (AS PASSED HOUSE AND SENATE)

By: Representatives Smith of the 113<sup>th</sup>, Floyd of the 147<sup>th</sup>, and Royal of the 171<sup>st</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act amending Chapter 16 of Title 50 of the Official Code of Georgia  
2 Annotated, relating to public property, and amending Part 2 of Article 2 of Chapter 3 of Title  
3 20 of the Official Code of Georgia Annotated, relating to the university system, approved  
4 May 29, 2003 (Ga. L. 2003, p. 313), so as to delay the repeal of a certain provision of said  
5 Act until June 30, 2008; to eliminate the June 30, 2006, repeal of a certain provision of said  
6 Act; to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so  
7 as to change certain provisions relating to nonlapsing revenue of institutions in the university  
8 system; to provide for certain nonlapsing revenue of institutions under the Department of  
9 Technical and Adult Education; to provide for automatic repeals of certain provisions; to  
10 provide an effective date; to repeal conflicting laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

13 (a) An Act amending Chapter 16 of Title 50 of the Official Code of Georgia Annotated,  
14 relating to public property, and amending Part 2 of Article 2 of Chapter 3 of Title 20 of the  
15 Official Code of Georgia Annotated, relating to the university system, approved May 29,  
16 2003 (Ga. L. 2003, p. 313), is amended by striking Section 6 of said Act and inserting in lieu  
17 thereof the following:

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

19 Section 1 of this Act shall be repealed in its entirety on June 30, 2005; Sections 2 and 3 of  
20 this Act shall be repealed in their entireties on June 30, 2006; and Section 4 of this Act  
21 shall be repealed in its entirety on June 30, 2008."

22 (b) The purpose of subsection (a) of this section is to:

23 (1) Delay the repeal of Section 4 of said Act, which amended subsection (b) of Code  
24 Section 50-16-18, relating to writing off small amounts due to the state, until June 30,  
25 2008; and

1 (2) Eliminate the June 30, 2006, repeal of Section 5 of said Act, which enacted Code  
2 Section 20-3-86, relating to nonlapsing revenue of institutions in the university system.

3 **SECTION 2.**

4 Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in Part  
5 2 of Article 2 of Chapter 3, relating to the university system, by striking Code Section  
6 20-3-86, relating to nonlapsing revenue of institutions in the university system, and inserting  
7 in lieu thereof the following:

8 "20-3-86.

9 Revenue collected by any or all institutions in the university system from departmental  
10 sales or services, continuing education fees, technology fees, or indirect cost recoveries  
11 shall not lapse. This Code section shall stand repealed on June 30, 2008."

12 **SECTION 3.**

13 Said title is further amended in Article 2 of Chapter 4, relating to technical and adult  
14 education, by adding a new Code section to read as follows:

15 "20-4-21.1.

16 Revenue collected by any or all institutions under the Department of Technical and Adult  
17 Education from departmental sales or services, continuing education fees, technology fees,  
18 or indirect cost recoveries shall not lapse. This Code section shall stand repealed on June  
19 30, 2008."

20 **SECTION 4.**

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

23 **SECTION 5.**

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