

House Bill 101

By: Representatives Houston of the 170<sup>th</sup>, McCall of the 30<sup>th</sup>, England of the 108<sup>th</sup>, Roberts of the 154<sup>th</sup>, and Maddox of the 172<sup>nd</sup>

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 that are not subject to disclosure, so as to provide that agricultural or food  
3 system records, data, or information that are considered a part of the critical infrastructure  
4 shall not be subject to disclosure; to provide that records, data, or information collected,  
5 recorded, or otherwise obtained for the purposes of the national animal identification system  
6 shall not be subject to disclosure; to provide for exceptions; to provide definitions; to provide  
7 for related matters; to provide an effective date; to repeal conflicting laws; and for other  
8 purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

11 Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to public records  
12 that are not subject to disclosure, is amended by adding new paragraphs (10.2) and (10.3) to  
13 subsection (a) to read as follows:

14 "(10.2) Agricultural or food system records, data, or information that are considered a  
15 part of the critical infrastructure, provided that nothing in this paragraph shall prevent the  
16 release of such records, data, or information to another state or federal agency if the  
17 release of such records, data, or information is necessary to prevent or control disease or  
18 to protect public health, safety, or welfare. As used in this paragraph, the term 'critical  
19 infrastructure' shall have the same meaning as in 42 U.S.C. Section 5195c(e). Such  
20 records, data, or information shall be subject to disclosure only upon the order of a court  
21 of competent jurisdiction;

22 (10.3) Records, data, or information collected, recorded, or otherwise obtained that is  
23 deemed confidential for the purposes of the national animal identification system,  
24 provided that nothing in this paragraph shall prevent the release of such records, data, or  
25 information to another state or federal agency if the release of such records, data, or  
26 information is necessary to prevent or control disease or to protect public health, safety,

1 or welfare. As used in this paragraph, the term 'national animal identification program'  
2 means a national program intended to identify animals and track them as they come into  
3 contact with or commingle with animals other than herd mates from their premises of  
4 origin. Such records, data, or information shall be subject to disclosure only upon the  
5 order of a court of competent jurisdiction;".

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.