

**ADOPTED**

Senators Wiles of the 37th, Hill of the 4th and Rogers of the 21st offered the following amendment:

1 *Amend the Senate Special Judiciary Committee substitute to HB 244 (LC 21 0664S) by*  
 2 *inserting after "state;" on line 5 the following:*  
 3 to revise a power relating to nonprofit corporations;

4 *By inserting between lines 64 and 65 the following:*

**SECTION 1A.**

5  
 6 Code Section 50-23-5 of the Official Code of Georgia Annotated, relating to purpose,  
 7 powers, and duties of the Georgia Environmental Facilities Authority, is amended by revising  
 8 paragraph (23.2) of subsection (b) as follows:

9 "(23.2) To incorporate one or more nonprofit corporations as subsidiary corporations of  
 10 the authority for the purpose of carrying out any of the powers of the authority and to  
 11 accomplish any of the purposes of the authority including but not limited to accepting  
 12 donations to be used to advance state-wide energy education and energy efficiency and  
 13 conservation initiatives. Any such subsidiary corporation shall be a nonprofit  
 14 corporation, a public body corporate and politic, a political subdivision of the state, and  
 15 an instrumentality of the state and shall exercise essential governmental functions. Any  
 16 subsidiary corporations created pursuant to this power shall be created pursuant to  
 17 Chapter 3 of Title 14, the 'Georgia Nonprofit Corporation Code,' and the Secretary of  
 18 State shall be authorized to accept such filings. Upon dissolution of any subsidiary  
 19 corporation of the authority, any assets shall revert to the authority or to any successor  
 20 to the authority or, failing such succession, to the State of Georgia. The authority shall  
 21 not be liable for the debts or obligations or bonds of any subsidiary corporation or for the  
 22 actions or omissions to act of any subsidiary corporation unless the authority expressly  
 23 so consents.;"