

House Bill 1387 (AS PASSED HOUSE AND SENATE)

By: Representative Willard of the 49<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend the Official Code of Georgia Annotated, so as to correct typographical, stylistic,  
2 capitalization, punctuation, and other errors and omissions in the Official Code of Georgia  
3 Annotated and in Acts of the General Assembly amending the Official Code of Georgia  
4 Annotated; to reenact the statutory portion of the Official Code of Georgia Annotated, as  
5 amended; to provide for necessary or appropriate revisions and modernizations of matters  
6 contained in the Official Code of Georgia Annotated; to repeal portions of the Code and Acts  
7 related thereto which have become obsolete; to delete portions of the Code and Acts related  
8 thereto which have been superseded by subsequent state laws; to provide for and to correct  
9 citations in the Official Code of Georgia Annotated and other codes and laws of the state; to  
10 rearrange, renumber, and redesignate provisions of the Official Code of Georgia Annotated;  
11 to provide for other matters relating to the Official Code of Georgia Annotated; to provide  
12 for effect in event of conflicts; to provide effective dates; to repeal conflicting laws; and for  
13 other purposes.

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

15 **SECTION 1.**

16 Reserved.

17 **SECTION 2.**

18 Reserved.

19 **SECTION 3.**

20 Reserved.

21 **SECTION 4.**

22 Reserved.

**SECTION 5.**

23  
24 Reserved.

**SECTION 6.**

25  
26 Reserved.

**SECTION 7.**

27  
28 Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, is  
29 amended in:

30 (1) Code Section 7-1-243, relating to restrictions on banking and trust nomenclature, by  
31 replacing "credit union," with "credit union," in subsection (a.1) and paragraph (1.1) of  
32 subsection (c).

33 (2) Code Section 7-1-437, relating to bank or trust company shareholder proxies, by  
34 replacing "his place" with "his or her place" in subsection (e) and by replacing "his vote"  
35 with "his or her vote" in subsection (f).

36 (3) Code Section 7-1-653, relating to credit unions and expulsions and withdrawals,  
37 disposition of deposits, interest, shares, or dividends, and reinstatement, by replacing "two  
38 thirds' vote" with "two-thirds' vote" in subsection (b).

39 (4) Code Section 7-1-660, relating to credit unions and dividends and interest, by replacing  
40 "well capitalized credit union," with "well-capitalized credit union,".

41 (5) Code Section 7-1-669, relating to a central credit union, by replacing "pass through and  
42 guaranteed loans" with "pass-through and guaranteed loans" in subparagraph (e)(1)(A).

43 (6) Code Section 7-1-683, relating to license application, fee, bonding, and alternative  
44 deposit of assets for check sellers, by replacing "\$1,250,000.00" with "\$1.25 million" and  
45 "\$1,500,000.00" with "\$1.5 million" in paragraph (2) of subsection (b).

46 (7) Code Section 7-1-684.1, relating to the sale of checks or money orders and examination  
47 of books and records of licensee, fees, on-site examination, and authority of the  
48 commissioner, by replacing "fax" with "facsimile" in paragraphs (1) and (6) of subsection (f).

49 (8) Code Section 7-1-692, relating to prohibited transactions in regard to the sale of checks  
50 or money orders, by replacing "monies" with "moneys" both times it appears in  
51 subsection (d).

52 (9) Code Section 7-1-700, relating to definitions regarding cashing checks, drafts, or money  
53 orders for consideration, by replacing "Department of Banking and Finance" with  
54 "department" in paragraphs (2) and (4).

55 (10) Code Section 7-1-704, relating to rules and regulations for enforcement of article and  
56 examination of books and records of licensee or registrant in regard to cashing checks, drafts,

57 or money orders for consideration, by replacing "fax" with "facsimile" in paragraphs (1)  
58 and (5) of subsection (g).

59 (11) Code Section 7-1-707.2, relating to the denial of licensing or registration to applicants  
60 employing individuals subject to cease and desist orders, by replacing "applicant, licensee  
61 and registrant" with "applicant, licensee, and registrant".

62 (12) Code Section 7-1-1001, relating to exemption for certain persons and entities and  
63 registration requirements regarding licensing of mortgage lenders and mortgage brokers, by  
64 replacing "Code Sections 7-1-1002 or 7-1-1013" with "Code Section 7-1-1002 or 7-1-1013"  
65 in paragraph (14) of subsection (a) and by replacing "paragraphs (3), (4), (5), (6), or (10) of  
66 subsection (a) of this Code section" with "paragraph (3), (4), (5), (6), or (10) of subsection (a)  
67 of this Code section," in subsection (b).

68 (13) Code Section 7-1-1002, relating to the prohibition of the transaction of business without  
69 a license, registration, or exemption, the prohibition of a knowing purchase of a mortgage  
70 loan from an unlicensed or nonexempt broker or lender, and the liability of persons  
71 controlling violators, by replacing "under paragraph (17) of" with "under paragraph (17) of  
72 subsection (a) of" in paragraph (4) of subsection (a).

73 (14) Code Section 7-1-1003.7, relating to approval of mortgage industry related courses,  
74 application, renewal application, and audits, by replacing "under this section" with "under  
75 this Code section" in the introductory language of subsection (b) and by replacing "and the  
76 applicant" with "and that the applicant" in subsection (c).

77 (15) Code Section 7-1-1004, relating to investigation of applicant and its officers, audit, and  
78 education, experience, and other requirements relative to licensees and registrants in regard  
79 to the licensing of mortgage lenders and mortgage brokers, by replacing "that they have" with  
80 "that he or she has" in paragraph (5) of subsection (e), by replacing in subsection (j) "the  
81 applicant shall at a minimum," with "the applicant shall, at a minimum," in the introductory  
82 language, by replacing "; and" with a semicolon at the end of paragraph (1), by replacing the  
83 semicolon with a colon at the end of the introductory language of paragraph (2), by replacing  
84 the period with a semicolon at the end of subparagraph (B) of paragraph (2), and by replacing  
85 the period with "; and" at the end of paragraph (3).

86 (16) Code Section 7-1-1009, relating to maintenance of books, accounts, and records,  
87 investigation and examination of licensees and registrants by department, confidentiality, and  
88 exemptions from civil liability, by replacing "fax," with "facsimile," in paragraph (1) of  
89 subsection (g).

90 (17) Code Section 7-4-12.1, relating to interest on arrearage on child support, by replacing  
91 "Court" with "court" in the last sentence of the introductory language of subsection (a).

**SECTION 8.**

92  
93 Reserved.

**SECTION 9.**

94  
95 Title 9 of the Official Code of Georgia Annotated, relating to civil practice, is amended in:  
96 (1) Code Section 9-11-133, relating to forms meeting requirements for civil case filing and  
97 disposition, by replacing "in subsections (b), (c), (d) and (e) or" with "in subsections (b), (c),  
98 (d), and (e) of this Code section or" in subsection (a).

**SECTION 10.**

99  
100 Reserved.

**SECTION 11.**

101  
102 Reserved.

**SECTION 12.**

103  
104 Title 12 of the Official Code of Georgia Annotated, relating to conservation and natural  
105 resources, is amended in:  
106 (1) Code Section 12-5-135, relating to requirement of bond or letter of credit by a water well  
107 contractor or driller, by replacing "floridan aquifer" with "Floridan aquifer" in subsection (i).  
108 (2) Code Section 12-8-102, relating to definitions regarding the Georgia voluntary  
109 remediation program, by redesignating current paragraph (17) as new paragraph (15) and by  
110 redesignating current paragraphs (15) and (16) as new paragraphs (16) and (17), respectively,  
111 in subsection (b).  
112 (3) Code Section 12-8-108, relating to standards and policies considered in investigations  
113 of voluntary remediation property, by replacing the catchline "Available Cleanup standards."  
114 with "Available cleanup standards." in paragraph (6).

**SECTION 13.**

115  
116 Title 13 of the Official Code of Georgia Annotated, relating to contracts, is amended in:  
117 (1) Code Section 13-1-11, relating to validity and enforcement of obligations to pay  
118 attorney's fees upon notes or other evidence of indebtedness in regard to contracts, by  
119 replacing "collectible" with "collectable" in the introductory language, by adding "and" at  
120 the end of paragraph (2), and by replacing "his attorney" with "his or her attorney" in  
121 paragraph (3) of subsection (a).  
122 (2) Code Section 13-2-2, relating to rules for interpretation of contracts generally in regard  
123 to construction, is amended by adding "and" at the end of paragraph (8).

124 **SECTION 14.**

125 Title 14 of the Official Code of Georgia Annotated, relating to corporations, partnerships,  
126 and associations, is amended in:

127 (1) Code Section 14-3-1409.1, relating to claims pending prior to the dissolution of a  
128 corporation, by replacing "Code Section 14-3-1430 and 14-3-1433," with "Code Sections  
129 14-3-1430 and 14-3-1433," and by replacing "if action" with "if an action".

130 **SECTION 15.**

131 Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended in:

132 (1) Code Section 15-5-21, relating to the promulgation of rules relating to transcripts and  
133 court reporters' fees, by replacing "the date that council intends" with "the date that the  
134 council intends" in subsection (d).

135 (2) Code Section 15-11-84, relating to governmental entity defined, sharing information, and  
136 confidentiality in regard to the access to records and hearings in juvenile proceedings, by  
137 replacing "Governmental entities, state, county, consolidate governments, or municipal  
138 government" with "Governmental entities and state, county, municipal, or consolidated  
139 government" and by replacing "Code Section 15-1-15, 15-11-9.1, subsection (d) of Code  
140 Section 15-11-10," with "Code Section 15-1-15 or 15-11-9.1, subsection (d) of Code Section  
141 15-11-10, or" in subsection (b).

142 (3) Code Section 15-11-154, relating to the appointment of a plan manager for a dependent  
143 child and the development of a mental competency plan, by replacing "division of public  
144 health" with "Division of Public Health of the Department of Community Health" in  
145 subparagraph (b)(2)(A).

146 (4) Code Section 15-21A-7, relating to the definition of "court" and the judicial reporting  
147 and accounting system, by replacing "the General Oversight Committee for the Georgia  
148 Public Defender Standards Council" with "the Legislative Oversight Committee for the  
149 Georgia Public Defender Standards Council" in subsection (c).

150 **SECTION 16.**

151 Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is  
152 amended in:

153 (1) Code Section 16-12-120, relating to certain acts in public transit buses, rapid rail cars,  
154 or stations and penalty by replacing "provided, however," with "provided, further," and by  
155 replacing "in such station, and further that" with "in such station; and provided, further, that"  
156 in paragraph (4) of subsection (a).

157 **SECTION 17.**

158 Reserved.

159 **SECTION 18.**

160 Reserved.

161 **SECTION 19.**

162 Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is  
163 amended in:

164 (1) Code Section 19-6-15, relating to child support in final verdict or decree, guidelines for  
165 determining amount of award, continuation of duty to provide support, and duration of  
166 support, by replacing "gross income, and" with "gross income and" in paragraph (2) of  
167 subsection (b) and by replacing "Self-Employment" with "Self-employment" at the beginning  
168 of subparagraph (f)(5)(A).

169 (2) Code Section 19-6-51, relating to the Georgia Child Support Commission, by replacing  
170 "justice's or judge's" with "Justice's or Judge's" in paragraph (2) of subsection (a).

171 (3) Code Section 19-7-1, relating to in whom parental power lies, how such power is lost,  
172 and recovery for homicide of child, by replacing "post-judgment" with "postjudgment" in  
173 paragraph (6) of subsection (c).

174 (4) Code Section 19-9-127, relating to violations, execution of power of attorney, and power  
175 of attorney to be signed and acknowledged in regard to the power of attorney for the care of  
176 a minor child, by replacing "et seq. and" with "et seq., and" in subsection (a).

177 (5) Code Section 19-9-129, relating to the power of attorney form for the care of a minor  
178 child, by replacing "et seq. and" with "et seq., and" in paragraph (8) of subsection (b).

179 (6) Chapter 11, relating to enforcement of duty of support, by designating as reserved Code  
180 Section 19-11-31.

181 **SECTION 20.**

182 Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in:

183 (1) Code Section 20-2-257, relating to grants for driver education courses for secondary  
184 school students, by replacing "Department of Public Safety" with "the Department of Driver  
185 Services".

186 (2) Code Section 20-4-17, relating to agencies to receive federal funds and transfer of  
187 personnel to the Department of Technical and Adult Education, now known as the Technical  
188 College System of Georgia, by inserting a comma following "now known as the Technical  
189 College System of Georgia" in the in first and last sentences of subsection (b).

190 **SECTION 21.**

191 Reserved.

192 **SECTION 22.**

193 Reserved.

194 **SECTION 23.**

195 Reserved.

196 **SECTION 24.**

197 Title 24 of the Official Code of Georgia Annotated, relating to evidence, is amended in:

198 (1) Code Section 24-4-23.1, relating to presumption of payment of a check in regard to proof  
199 generally, by replacing "union; and" with "union." at the end of paragraph (1) of  
200 subsection (a).

201 (2) Code Section 24-9-100, relating to state policy in regard to the use of sign language and  
202 intermediary interpreters in administrative and judicial proceedings, by replacing  
203 "commission" with "commissions".

204 (3) Code Section 24-10-27.1, relating to witness fees for member of the Georgia State Patrol  
205 or Georgia Bureau of Investigation, law enforcement officers of the Department of Natural  
206 Resources, correctional officers, or arson investigators of state fire marshal's office, by  
207 replacing "grand jury, or" with "grand jury or" and by replacing "coroner, or" with "coroner  
208 or" in subsection (a).

209 (4) Code Section 24-10-97, relating to construction and applicability in regard to "The  
210 Uniform Act to Secure the Attendance of Witnesses from Without the State," by replacing  
211 "such state" with "such states".

212 **SECTION 25.**

213 Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, is  
214 amended in:

215 (1) Code Section 25-4-6, relating the Georgia Firefighter Standards and Training Council  
216 and meetings, quorum, and annual report, by replacing the period with "; and" at the end of  
217 paragraph (1).

218 (2) Code Section 25-14-4, relating to written certification in regard to standards for testing  
219 cigarettes, by replacing "commissioner" with "Commissioner" in the introductory language  
220 of subsection (a).

221 **SECTION 26.**

222 Reserved.

223 **SECTION 27.**

224 Title 27 of the Official Code of Georgia Annotated, relating to game and fish, is amended in:

225 (1) Code Section 27-2-3.1, relating to hunting licenses, sportsman's license, license card  
226 carrier requirement, and creation of lifetime sportsman's licenses, by replacing "sportsman"  
227 with "sportsman's" in subsection (c).

228 (2) Code Section 27-2-7, relating to powers of the Department of Natural Resources as to  
229 making and entering into agreements relating to hunting license reciprocity, by replacing  
230 "Tennessee," with "Tennessee" in subsection (c).

231 **SECTION 28.**

232 Reserved.

233 **SECTION 29.**

234 Reserved.

235 **SECTION 30.**

236 Title 30 of the Official Code of Georgia Annotated, relating to handicapped persons, is  
237 amended in:

238 (1) Code Section 30-5-8, relating to criminal offenses and penalties regarding a disabled  
239 adult or an elder person, by replacing the single quotation marks with double quotation marks  
240 at the beginning and end of the term "disabled adult" in paragraph (2) of subsection (a).

241 **SECTION 31.**

242 Title 31 of the Official Code of Georgia Annotated, relating to health, is amended in:

243 (1) Code Section 31-2-14, relating to records check requirement for certain facilities,  
244 definitions, use of information gathered in investigation, penalties for unauthorized release  
245 or disclosure, and rules and regulations under the Department of Community Health, by  
246 replacing "Chapter 7 of Title 31" with "Chapter 7 of this title" in subparagraph (a)(4)(B) and  
247 by replacing "'CIC'" with "'GCIC'" at the beginning of paragraph (5) of subsection (a).

248 (2) Code Section 31-8-133, relating to the rights of residents of personal care homes, by  
249 replacing "the Rules of the former Department of Human Resources Chapter 290-5-35," with  
250 "the rules and regulations of the Department of Community Health,".

251 (3) Code Section 31-10-15, relating to death certificates, filing, medical certification,  
252 forwarding the death certificate to the decedent's county of residence, and purging from the



253 voter registration list, by replacing "Code Section 43-34-38" with "Code Section 43-34-8"  
254 in paragraph (1) of subsection (c).

255 **SECTION 32.**

256 Reserved.

257 **SECTION 33.**

258 Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended in:

259 (1) Code Section 33-59-2, relating to definitions regarding life settlements, by replacing  
260 "Provide" with "Provider" at the beginning of paragraph (18).

261 **SECTION 34.**

262 Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations,  
263 is amended in:

264 (1) Code Section 34-8-197, relating to eligibility requirements for extended unemployment  
265 benefits, by replacing "subsection (l) this Code section" with "subsection (l) of this Code  
266 section" in subsection (e).

267 **SECTION 35.**

268 Reserved.

269 **SECTION 36.**

270 Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended  
271 in:

272 (1) Code Section 36-44-3, relating to definitions in regard to redevelopment powers, by  
273 replacing "including but not limited to, those" with "including but not limited to those" in  
274 subparagraph (E) of paragraph (8) and by replacing "action, and any" with "action and any"  
275 in paragraph (10).

276 (2) Code Section 36-89-3, relating to appropriation to specify the amount and eligible  
277 assessed value and procedures in regard to homeowner tax relief grants, by replacing "United  
278 State Department of Labor." with "United States Department of Labor." in paragraph (2) of  
279 subsection (d).

280

**SECTION 37.**

281 Title 37 of the Official Code of Georgia Annotated, relating to mental health, is amended in:

282 (1) Code Section 37-2-5.2, relating to regional planning boards and their duties and  
283 functions, power to contract, delegation of powers and duties, and books of account, by  
284 replacing "alternate" with "alternative" in paragraph (8) of subsection (a).

285 (2) Code Section 37-2-6, relating to community mental health, developmental disabilities,  
286 and addictive diseases service boards and their creation, membership, participation of  
287 counties, transfer of powers and duties, alternate method of establishment, bylaws, and  
288 reprisals prohibited, by replacing "provided, however," with "provided, however, that" in  
289 subsections (a) and (c.1).

290 (3) Code Section 37-2-6.1, relating to community service boards and the program director,  
291 staff, budget, and facilities, powers and duties, and exemption from state and local taxation,  
292 by replacing "provided, however," with "provided, however, that" in paragraphs (7) and (11)  
293 of subsection (b).

294 (4) Code Section 37-2-6.5, relating to the cessation of operations by a community service  
295 board, notification, and the continuation of operations by a successor board, county board of  
296 health, or outside manager, by replacing "provided, however," with "provided, however, that"  
297 in subsection (a).

298 (5) Code Section 37-2-10, relating to the commissioner's emergency powers upon the failure  
299 of a community service board to establish and administer programs, by replacing  
300 "alternative" with "alternate" in subparagraph (b)(5)(B).

301 (6) Code Section 37-4-21, relating to the admission of developmentally disabled persons to  
302 facilities for purposes of temporary supervision and care, by replacing "a nursing home or  
303 personal care home, as defined in paragraph (2) of Code Section 43-27-1." with "a nursing  
304 home, as defined in paragraph (2) of Code Section 43-27-1, or a personal care home, as  
305 defined in Code Section 31-7-12." in subsection (c).

306 (7) Code Section 37-5-2, relating to a declaration of policy in regard to the "Community  
307 Services Act for the Developmentally Disabled" by replacing "community-based  
308 alternatives" with "community based alternatives".

309 (8) Code Section 37-7-3, relating to the coordination of state drug and alcohol abuse  
310 programs, by replacing "provided, however," with "provided, however, that".

311

**SECTION 38.**

312 Reserved.

313 **SECTION 39.**

314 Title 39 of the Official Code of Georgia Annotated, relating to minors, is amended in:

315 (1) Code Section 39-2-11, relating to employment certificates required and requirements for  
316 issuance in regard to the employment of minors, by replacing "twelve months  
317 imprisonment," with "12 months' imprisonment," in paragraph (1) of subsection (e).

318 **SECTION 40.**

319 Reserved.

320 **SECTION 41.**

321 Reserved.

322 **SECTION 42.**

323 Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended  
324 in:

325 (1) Code Section 42-1-14, relating to risk assessment classification, classification as  
326 "sexually dangerous predator," and electronic monitoring in regard to sexual offenders, by  
327 replacing "treatment history, personal, social, educational, and work history, and may" with  
328 "treatment history, and personal, social, educational, and work history and may" in  
329 subsection (a) and by replacing "the Board of Pardons and Paroles" with "the State Board of  
330 Pardons and Paroles" in the undesignated text at the end of subsection (e).

331 (2) Code Section 42-8-151, relating to definitions in regard to probation management, by  
332 redesignating current paragraph (1) as paragraph (2) and by redesignating current  
333 paragraph (2) as paragraph (1), respectively, arranging said paragraphs in alphabetical order.

334 **SECTION 43.**

335 Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses,  
336 is amended in:

337 (1) Code Section 43-26-8, relating to temporary permits for nursing, by replacing "their"  
338 with "his or her" in subsection (b).

339 (2) Code Section 43-34-8, relating to authority to refuse license, certificate, or permit or  
340 issue discipline, suspension, restoration, enforcement investigations, evidentiary privileges,  
341 closed hearings, immunity for reporting violations, when investigation or assessment of  
342 fitness to practice required, failure to appear, and publication of final disciplinary actions  
343 regarding the Georgia Composite Medical Board, by replacing "permit holder or" with  
344 "permit holder, or" in subparagraph (b)(1)(G) and by replacing "A board may resolve" with  
345 "The board may resolve" in paragraph (3) of subsection (b).

346 (3) Code Section 43-34-26, relating to license requirement for persons engaged in the  
 347 practice of medicine, qualifications, evaluation program, and examinations, by replacing  
 348 "postgraduate one year of approved Accreditation Council for Graduate Medical Education  
 349 (ACGME) training." with "one year of approved Accreditation Council for Graduate Medical  
 350 Education (ACGME) postgraduate training." in subsection (d).

351 (4) Code Section 43-34-26.1, relating to influenza vaccine protocol agreements, by replacing  
 352 "meet a certain criteria" with "meet certain criteria" both times it appears in paragraph (5) of  
 353 subsection (a), by replacing "that is a party" with "who is a party" in subsections (e) and (f),  
 354 and by replacing "Code Section 31-3-15, and" with "Code Section 31-3-15 and" in  
 355 subsection (j).

356 (5) Code Section 43-34-30, relating to out-of-state physicians entering the state for  
 357 consultation and establishment of offices by out-of-state physicians, by deleting the second  
 358 period at the end of the last sentence.

359 (6) Code Section 43-34-37, relating to persons authorized to perform artificial insemination  
 360 and civil liability of a physician or surgeon, by replacing "him" with "him or her" and by  
 361 replacing "his" with "his or her" in subsection (b).

362 (7) Code Section 43-34-103, relating to application for assistant, number of assistants, new  
 363 job descriptions, scope of duties, receipt of samples, employment by nonpracticing  
 364 physicians, delegated authority, temporary practice agreements, assistance during public  
 365 health emergencies, and pronouncement of death in regard to physician assistants, by  
 366 redesignating divisions (a)(2)(i) through (a)(2)(iii) as subparagraphs (a)(2)(A) through  
 367 (a)(2)(C), respectively, and by replacing "physician assistant in accordance" with "physician  
 368 assistant, in accordance" in paragraph (1) of subsection (e.1).

369 (8) Code Section 43-34-244, relating to two levels of a license and application regarding  
 370 cosmetic laser practitioners, by replacing "a minimum of at least 2,000 hours" with "a  
 371 minimum of 2,000 hours" in paragraph (1) of subsection (c).

372 (9) Code Section 43-34-248, relating to agreements with consulting physicians regarding  
 373 cosmetic laser services, by replacing "physician's assistant" with "physician assistant" both  
 374 times it appears in paragraph (3) of subsection (a).

375 **SECTION 44.**

376 Title 44 of the Official Code of Georgia Annotated, relating to property, is amended in:

377 (1) Code Section 44-3-111, relating to sales of residential condominium units for residential  
 378 occupancy, information required to be furnished by seller, buyer's right to void contract,  
 379 limitations period, attorney's fees, and penalty for willful violation, by replacing  
 380 "acknowledgement" with "acknowledgment" in the undesignated text at the end of subsection

381 (b) and by replacing "ACKNOWLEDGEMENT" with "ACKNOWLEDGMENT" in the  
 382 contract language in paragraphs (1) and (2) of subsection (c).

383 **SECTION 45.**

384 Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees,  
 385 is amended in Part 1 of Article 1 of Chapter 18, relating to the State Employees' Health  
 386 Insurance Plan, by replacing "this article" with "this part" wherever such term occurs in:

387 (1) Code Section 45-18-1, relating to definitions;

388 (2) Code Section 45-18-2, relating to the authority to establish a health insurance plan, rules  
 389 and regulations, provisions of the plan generally, and coverage for retiring or retired  
 390 employees;

391 (3) Code Section 45-18-5, relating to county officers and employees;

392 (4) Code Section 45-18-5.1, relating to licensed blind or otherwise seriously disabled  
 393 vendors;

394 (5) Code Section 45-18-5.2, relating to sheltered employment center employees;

395 (6) Code Section 45-18-6, relating to authorization of contracts to provide insurance  
 396 benefits, invitation of proposals from insurers, reinsurance agreements, issuance of  
 397 certificates of coverage, redetermination of contracts, discontinuance of contracts or  
 398 establishment of self-insurance plans, contracts for administrative services, and contracts  
 399 with health maintenance organizations;

400 (7) Code Section 45-18-7.1, relating to employees of the Georgia Development Authority;

401 (8) Code Section 45-18-7.2, relating to Agrirama Development Authority employees;

402 (9) Code Section 45-18-7.3, relating to employees of the Peace Officers' Annuity and  
 403 Benefit Fund, Georgia Firefighters' Pension Fund, and Sheriffs' Retirement Fund of Georgia,  
 404 spouses, and dependent children;

405 (10) Code Section 45-18-7.5, relating to employees of the Georgia Housing and Finance  
 406 Authority, spouses, and dependent children;

407 (11) Code Section 45-18-7.6, relating to employees of Georgia-Federal State Inspection  
 408 Service, spouses, and dependent children;

409 (12) Code Section 45-18-7.7, relating to employees of critical access hospitals and their  
 410 dependents;

411 (13) Code Section 45-18-9, relating to the right of continuation of coverage for spouse or  
 412 dependents of deceased employees, the right to resumption of coverage, payment of  
 413 contributions, and promulgation of rules and regulations as to the continuance,  
 414 discontinuance, and resumption of coverage;

415 (14) Code Section 45-18-10, relating to the right of continuation of coverage for former  
 416 employees, payment of premiums, establishment of terms and conditions by the board, and  
 417 appointment as the United States attorney;

418 (15) Code Section 45-18-12, relating to the creation of a health insurance fund, amounts  
 419 credited to the fund, special reserves, and administrator and custodian of the fund;

420 (16) Code Section 45-18-14, relating to deductions from compensation and benefit payments  
 421 of share of cost of coverage under plan of employees, payment of contributions to health  
 422 insurance fund by departments, boards, and agencies of state, and coverage of employee  
 423 appealing discharge;

424 (17) Code Section 45-18-15, relating to rules and regulations for administration of this  
 425 article and the board to recommend to the General Assembly a schedule of maximum fees  
 426 for hospitals and practitioners;

427 (18) Code Section 45-18-16, relating to certification to departments and other entities of the  
 428 state of the employer payment percentage for the ensuing fiscal year and provision in budgets  
 429 for funds for employer payments;

430 (19) Code Section 45-18-20, relating to a fiscal note required for bills impacting employees'  
 431 health insurance plans; and

432 (20) Code Section 45-18-21, relating to the deposit of employer and retiree contributions  
 433 into the Georgia Retiree Health Benefit Fund.

434 **SECTION 46.**

435 Title 46 of the Official Code of Georgia Annotated, relating to public utilities and public  
 436 transportation, is amended in:

437 (1) Code Section 46-5-134.1, relating to counties where the governing authorities of more  
 438 than one local government have adopted a resolution to impose an enhanced 9-1-1 charge,  
 439 by replacing "enhanced 9-1-1 charge service" with "enhanced 9-1-1 service" in the  
 440 undesignated text at the end of subsection (d).

441 (2) Code Section 46-7-15, relating to registration and licensing of carriers and cities and  
 442 counties barred from levying taxes on carriers in regard to motor common or contract  
 443 carriers, by repealing reserved subsections (a) through (d) and striking the subsection (e)  
 444 designation.

445 (3) Code Section 46-7-26, relating to the authority of the commissioner of public safety to  
 446 promulgate rules and regulations for safety, by deleting the question mark at the end of  
 447 subsection (c).

448 **SECTION 47.**

449 Reserved.

450

**SECTION 48.**

451 Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is  
452 amended in:

453 (1) Code Section 48-3-3, relating to executions by tax collectors and commissioners, by  
454 replacing "this section," with "this Code section," in the introductory language of  
455 subsection (a).

456 (2) Code Section 48-3-9, relating to notice of levy to the owner of a security deed or  
457 mortgage, lists, and fees in regard to tax executions, by replacing "requested" with  
458 "requested," in subsection (a).

459 (3) Code Section 48-3-19, relating to the transfer of tax executions, by replacing "two  
460 million dollars" with "\$2 million" in subsection (g).

461 (4) Code Section 48-4-5, relating to payment of excess tax funds, by replacing "litigation  
462 such" with "litigation of such" in subsection (b).

463 (5) Code Section 48-4-63, relating to administration of properties in regard to land bank  
464 authorities, by replacing "within the the boundaries" with "within the boundaries" in  
465 paragraph (4) of subsection (d).

466 (6) Code Section 48-4-78, relating to identification of properties on which ad valorem taxes  
467 are delinquent, petition for tax foreclosure, contents of petition, and notice, by replacing  
468 "delivery return" with "delivery, return" under "3." in the form in subsection (g).

469 (7) Code Section 48-5-41.2, relating to exemption from taxation of personal property in  
470 inventory for business, by inserting a period at the end of the Code section designation.

471 (8) Code Section 48-5-48.3, relating to homestead exemptions for senior citizens, by  
472 replacing "Code Section 48-5-40 of the O.C.G.A., as amended," with "Code Section 48-5-40"  
473 in paragraph (1) of subsection (a).

474 (9) Code Section 48-5-302, relating to the time for completion of revision and assessment  
475 of tax returns and submission of completed digest by county board of tax assessors to the  
476 state revenue commissioner, by replacing "installments" with "installments,".

477 (10) Code Section 48-5-478.4, relating to exemption from ad valorem taxes for motor  
478 vehicles owned by veterans' organizations, by replacing "United States, and" with "United  
479 States and" in subsection (a).

480 (11) Code Section 48-5-504, relating to self-propelled farm equipment as a subclassification  
481 of motor vehicle for ad valorem taxation purposes, by replacing "section the" with "section,  
482 the" in the introductory language of subsection (a).

483 (12) Code Section 48-8-6, relating to the prohibition of political subdivisions from imposing  
484 various taxes, ceiling on local sales and use taxes, and the taxation of mobile  
485 telecommunications, by replacing "paragraph (3) of Code Section 48-8-200" with  
486 "paragraph (4) of Code Section 48-8-200" in paragraph (2) of subsection (b).

487 **SECTION 49.**

488 Reserved.

489 **SECTION 50.**

490 Reserved.

491 **SECTION 51.**

492 Reserved.

493 **SECTION 52.**

494 Reserved.

495 **SECTION 53.**

496 Reserved.

497 **SECTION 54.**

498 (a) Except for Title 47, the text of Code sections and title, chapter, article, part, subpart,  
 499 Code section, subsection, paragraph, subparagraph, division, and subdivision numbers and  
 500 designations as contained in the Official Code of Georgia Annotated published under  
 501 authority of the state by The Michie Company in 1982 and contained in Volumes 3 through  
 502 40 of such publication or replacement volumes thereto, as amended by the text and  
 503 numbering of Code sections as contained in the 2009 supplements to the Official Code of  
 504 Georgia Annotated published under authority of the state in 2009 by LEXIS Publishing, are  
 505 reenacted and shall have the effect of statutes enacted by the General Assembly of Georgia.

506 (b) Annotations; editorial notes; Code Revision Commission notes; research references;  
 507 notes on law review articles; opinions of the Attorney General of Georgia; indexes; analyses;  
 508 title, chapter, article, part, and subpart captions or headings, except as otherwise provided in  
 509 the Code; catchlines of Code sections or portions thereof, except as otherwise provided in  
 510 the Code; and rules and regulations of state agencies, departments, boards, commissions, or  
 511 other entities which are contained in the Official Code of Georgia Annotated are not enacted  
 512 as statutes by the provisions of this Act. Material which has been added in brackets or  
 513 parentheses and editorial, delayed effective date, effect of amendment, or other similar notes  
 514 within the text of a Code section by the editorial staff of the publisher in order to explain or  
 515 to prevent a misapprehension concerning the contents of the Code section and which is  
 516 explained in an editorial note is not enacted by the provisions of this section and shall not be  
 517 considered a part of the Official Code of Georgia Annotated.



518 (c) The reenactment of the statutory portion of the Official Code of Georgia Annotated by  
519 subsection (a) of this section shall not affect, supersede, or repeal any Act of the General  
520 Assembly, or portion thereof, which is not contained in the Official Code of Georgia  
521 Annotated and which was not repealed by Code Section 1-1-10, specifically including those  
522 Acts which have not yet been included in the text of the Official Code of Georgia Annotated  
523 because of effective dates which extend beyond the effective date of the Code or the  
524 publication date of the Code or its supplements.

525 (d) The provisions contained in other sections of this Act and in the other Acts enacted at  
526 the 2010 regular session of the General Assembly of Georgia shall supersede the provisions  
527 of the Official Code of Georgia Annotated reenacted by subsection (a) of this section.

528 (e) In the event of an irreconcilable conflict between a provision in Sections 1 through 53  
529 of this Act and a provision of another Act enacted at the 2010 regular session of the General  
530 Assembly, the provision of such other Act shall control over the conflicting provision in  
531 Sections 1 through 53 of this Act to the extent of the conflict.

532 **SECTION 55.**

533 This Act shall become effective upon its approval by the Governor or upon its becoming law  
534 without such approval; except that:

535 (1) The amendment to paragraph (1) of subsection (c) of Code Section 43-34-244 made by  
536 paragraph (8) and the amendment to paragraph (3) of subsection (a) of Code Section  
537 43-34-248 made by paragraph (9) of Section 43 of this Act shall become effective only when  
538 funds are specifically appropriated for purposes of Ga. L. 2007, p. 626 in a General  
539 Appropriations Act making specific reference to such Act and shall become effective when  
540 funds so appropriated become available for expenditure; and

541 (2) The amendment to Code Section 48-5-41.2 made by paragraph (7) of Section 48 of this  
542 Act shall become effective on January 1, 2011, but only if an Act found at Ga. L. 2009,  
543 p. 674, is approved in a state-wide referendum conducted on the date of the November, 2010,  
544 state-wide general election.

545 **SECTION 56.**

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