House Bill 1388 (AS PASSED HOUSE AND SENATE)
By: Representatives Bearden of the 68th, Lunsford of the 110th, Willard of the 49th, Porter of the 143rd, Abrams of the 84th, and others

A BILL TO BE ENTITLED
AN ACT

To amend Code Section 36-42-3 of the Official Code of Georgia Annotated, relating to definitions regarding downtown development authorities, so as to change a certain definition; to provide that downtown development authorities may finance certain conservation projects; to amend Code Section 36-62-2 of the Official Code of Georgia Annotated, relating to definitions regarding development authorities, so as to change a certain definition; to provide that development authorities may finance certain conservation projects; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.
Code Section 36-42-3 of the Official Code of Georgia Annotated, relating to definitions regarding downtown development authorities, is amended by revising paragraph (6) as follows:

*(6) 'Project' means:
(A) The acquisition, construction, installation, modification, renovation, or rehabilitation of land, interests in land, buildings, structures, facilities, or other improvements located or to be located within the downtown development area, and the acquisition, installation, modification, renovation, rehabilitation, or furnishing of fixtures, machinery, equipment, furniture, or other property of any nature whatsoever used on, in, or in connection with any such land, interest in land, building, structure, facility, or other improvement, any undertaking authorized by Chapter 43 of this title as part of a city business improvement district, any undertaking authorized in Chapter 44 of this title, the 'Redevelopment Powers Law,' when the downtown development authority has been designated as a redevelopment agency, or any undertaking authorized in Chapter 61 of this title, the 'Urban Redevelopment Law,' when the downtown development authority has been designated as an urban redevelopment...
agency, all for the essential public purpose of the development of trade, commerce, industry, and employment opportunities in its authorized area of operation; and

(B) The provision of financing to property owners for the purpose of installing or modifying improvements to their property in order to reduce the energy or water consumption on such property or to install an improvement to such property that produces energy from renewable resources.

A project may be for any industrial, commercial, business, office, parking, public, or other use, provided that a majority of the members of the authority determine, by a duly adopted resolution, that the project and such use thereof would further the public purpose of this chapter. Such term shall include any one or more buildings or structures used or to be used as a not for profit hospital, not for profit skilled nursing home, or not for profit intermediate care home subject to regulation and licensure by the Department of Community Health and all necessary, convenient, or related interests in land, machinery, apparatus, appliances, equipment, furnishings, appurtenances, site preparation, landscaping, and physical amenities."

SECTION 2.

Code Section 36-62-2 of the Official Code of Georgia Annotated, relating to definitions regarding development authorities, is amended in paragraph (6) by adding a new subparagraph to read as follows:

"(K.1) The provision of financing to property owners for the purpose of installing or modifying improvements to their property in order to reduce the energy or water consumption on such property or to install an improvement to such property that produces energy from renewable resources;"

SECTION 3.

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