

House Bill 157

By: Representative Harbin of the 118<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 50-27-13 of the Official Code of Georgia Annotated, relating to the  
2 lottery shortfall reserve subaccounts, so as to revise the amounts in the lottery accounts that  
3 trigger reductions in HOPE scholarship program benefits; to provide a definition; to provide  
4 for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

7 Code Section 50-27-13 of the Official Code of Georgia Annotated, relating to the lottery  
8 shortfall reserve subaccounts, is amended by revising paragraph (5) of subsection (b) as  
9 follows:

10 "(5)(A) For purposes of this subsection, the term:

11 (i) 'Highest year-end balance' means the highest total amount of unexpended and  
12 uncommitted funds in the Lottery for Education Account, as determined by the state  
13 auditor, at the end of any fiscal year beginning with Fiscal Year 2004 and  
14 continuing through the most recent fiscal year for which the state auditor has  
15 verified the amount of such funds, which shall not include amounts contained in the  
16 subaccounts provided for in paragraphs (3) and (4) of this subsection.

17 (ii) 'year-end 'Year-end balance' shall mean means the amount, as determined by  
18 the state auditor, of unexpended and uncommitted funds in the Lottery for  
19 Education Account at the end of a fiscal year, which shall not include amounts  
20 contained in the subaccounts provided for in paragraphs (3) and (4) of this  
21 subsection.

22 (B)(i) In the event that the year-end balance of a fiscal year is less than 92 percent of  
23 the highest year-end balance of the fiscal year immediately preceding, as defined in  
24 this paragraph, then all scholarships and grants for book allowances under Part 7 of  
25 Article 7 of Chapter 3 of Title 20 shall not exceed \$150.00 per year beginning in the

26 next fiscal year and thereafter. This provision shall not apply to students who are  
27 eligible to participate in the federal Pell Grant program.

28 (ii) In the event that the year-end balance of any subsequent fiscal year is less than  
29 84 percent of the highest year-end balance ~~of the fiscal year immediately preceding,~~  
30 as defined in this paragraph, then all scholarships and grants for book allowances  
31 under Part 7 of Article 7 of Chapter 3 of Title 20 shall be eliminated beginning in the  
32 subsequent fiscal year and thereafter. This provision shall not apply to students who  
33 are eligible to participate in the federal Pell Grant program.

34 (iii) In the event that the year-end balance of any further subsequent fiscal year is less  
35 than 75 percent of the highest year-end balance ~~of the fiscal year immediately~~  
36 ~~preceding,~~ as defined in this paragraph, then all scholarships and grants for mandatory  
37 fees under Part 7 of Article 7 of Chapter 3 of Title 20 shall be eliminated beginning  
38 in the next fiscal year and thereafter."

39 **SECTION 2.**

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