

Senate Bill 293

By: Senators Seabaugh of the 28th and Butterworth of the 50th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to
2 lottery for education, so as to provide for a Georgia Lottery Corporation Board of Directors;
3 to provide for certain duties for the board of directors; to provide for certain duties for the
4 Georgia Lottery Corporation's chief executive officer; to provide for a Georgia Lottery
5 Corporation Legislative Oversight Committee; to provide for related matters; to provide for
6 an effective date; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to lottery for
10 education, is amended by revising subsections (a) and (c) of Code Section 50-27-5, relating
11 to membership of the board of directors of the Georgia Lottery Corporation, as follows:

12 "(a) ~~The As of January 1, 2010, the~~ corporation shall be governed by a reconstituted board
13 of directors composed of ~~seven~~ nine members to be appointed as follows: three members
14 shall be appointed by the Governor, three members shall be appointed by the Speaker of
15 the House of Representatives, and three members shall be appointed by the Lieutenant
16 Governor. Members shall be appointed with a view toward equitable geographic
17 representation."

18 "(c) Members shall serve terms of five years, except that of the initial members appointed,
19 ~~three~~ five shall be appointed for initial terms of two years, two shall be appointed for initial
20 terms of four years, and two shall be appointed for initial terms of five years. Any vacancy
21 occurring on the board shall be filled by the ~~Governor by appointment~~ official who
22 originally appointed the board member vacating his or her seat for the unexpired term."

23 **SECTION 2.**

24 Said chapter is further amended by revising paragraphs (4) and (5) of Code Section 50-27-7,
25 relating to the general duties of the board of directors, and adding a new paragraph to read
26 as follows:

27 "(4) Adopt regulations, policies, and procedures relating to the conduct of lottery games
28 and as specified in Code Section 50-27-9; ~~and~~
29 (5) Approve, disapprove, amend, or modify any bonuses or incentive packages
30 recommended by the chief executive officer; and
31 ~~(5)(6)~~ Perform such other functions as specified by this chapter."

32 **SECTION 3.**

33 Said chapter is further amended by revising paragraph (5) of Code Section 50-27-11, relating
34 to the duties of the chief executive officer, as follows:

35 "(5) Prepare a budget, which shall include a detailed accounting of all bonuses and
36 incentive packages proposed by the corporation, for the approval of the board and the
37 legislative oversight committee;"

38 **SECTION 4.**

39 Said chapter is further amended by revising subsection (a) of Code Section 50-27-12, relating
40 to employees and compensation of lottery corporation personnel, as follows:

41 "(a) The corporation shall establish and maintain a personnel program for its employees
42 and fix the compensation and terms of compensation of its employees, ~~including, but not~~
43 ~~limited to, production incentive payments."~~

44 **SECTION 5.**

45 Said chapter is further amended by revising Code Section 50-27-34, relating to the legislative
46 oversight committee, as follows:

47 "50-27-34.

48 (a) There is created as a joint committee of the General Assembly, the Georgia Lottery
49 Corporation Legislative Oversight Committee, to be composed of the ~~members of the~~
50 ~~House Committee on Regulated Industries and the Senate Committee on Economic~~
51 ~~Development and Tourism~~ following members: the chairperson of the Senate Finance
52 Committee, the chairperson of the Senate Appropriations Committee, the chairperson of
53 the Senate Economic Development Committee, the chairperson of the Senate Higher
54 Education Committee, the chairperson of the Senate Education and Youth Committee, the
55 chairperson of the Senate Government Oversight Committee, the chairperson of the House
56 Committee on Ways and Means, the chairperson of the House Committee on

57 Appropriations, the chairperson of the House Committee on Economic Development and
58 Tourism, the chairperson of the House Committee on Higher Education, the chairperson
59 of the House Committee on Education, the chairperson of the House Committee on
60 Governmental Affairs, two members of the Senate appointed by the Lieutenant Governor,
61 and two members of the House of Representatives appointed by the Speaker of the House
62 of Representatives. The chairpersons of ~~such committees~~ the House Committee on
63 Regulated Industries and the Senate Economic Development Committee shall serve as
64 cochairpersons of the oversight committee. The oversight committee shall periodically
65 inquire into and review the operations of the Georgia Lottery Corporation, as well as
66 periodically review and evaluate the success with which the authority is accomplishing its
67 statutory duties and functions as provided in this chapter. The oversight committee may
68 conduct any independent audit or investigation of the authority it deems necessary.

69 (b) The Georgia Lottery Corporation shall provide the oversight committee not later than
70 December 1 of each year with a complete report of the level of participation of minority
71 businesses in all retail and major procurement contracts awarded by the corporation.

72 (c) Prior to the beginning of the corporation's fiscal year, the Georgia Lottery Corporation
73 shall submit for approval to the oversight committee a list of the corporation's proposed
74 bonus or incentive packages for that year."

75 **SECTION 6.**

76 This Act shall become effective on January 1, 2010.

77 **SECTION 7.**

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