

House Bill 38

By: Representative Franklin of the 43<sup>rd</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to  
2 when public disclosure not required and disclosure of exempting legal authority, so as to  
3 require government disclosure of a real estate purchase price under certain circumstances;  
4 to provide 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 50-18-72 of the Official Code of Georgia Annotated, relating to when public  
8 disclosure not required and disclosure of exempting legal authority, is amended by revising  
9 paragraph (6) of subsection (a) as follows:

10 "(6)(A) Real estate appraisals, engineering or feasibility estimates, or other records  
11 made for or by the state or a local agency relative to the acquisition of real property  
12 until such time as the property has been acquired or the proposed transaction has been  
13 terminated or abandoned; provided, however, that public disclosure of any proposed  
14 purchase price in a pending acquisition of real property shall be required at such time  
15 as an offer is made by a state or local agency; and

16 (B) Engineers' cost estimates and pending, rejected, or deferred bids or proposals until  
17 such time as the final award of the contract is made or the project is terminated or  
18 abandoned. The provisions of this subparagraph shall apply whether the bid or  
19 proposal is received or prepared by the Department of Transportation pursuant to  
20 Article 4 of Chapter 2 of Title 32, by a county pursuant to Article 3 of Chapter 4 of  
21 Title 32, by a municipality pursuant to Article 4 of Chapter 4 of Title 32, or by a  
22 governmental entity pursuant to Article 2 of Chapter 91 of Title 36. The provisions of  
23 this subparagraph shall not apply to a bid amount made by a state or local agency for  
24 the purchase of real property. The amount of any proposed purchase price for real  
25 property submitted by a state or local agency in any bid or proposal shall be subject to  
26 public disclosure at the time such bid is made;"

27

**SECTION 2.**

28 All laws and parts of laws in conflict with this Act are repealed.