

Senate Bill 220

By: Senator Carter of the 1st

**AS PASSED SENATE**

**A BILL TO BE ENTITLED  
AN ACT**

1 To amend Part 1 of Article 2 of Chapter 3 of Title 20 of the Official Code of Georgia  
2 Annotated, relating to the Board of Regents, so as to provide for multiyear lease agreements;  
3 to provide for related matters; to provide for a contingent effective date; to repeal conflicting  
4 laws; and for other purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 Part 1 of Article 2 of Chapter 3 of Title 20 of the Official Code of Georgia Annotated,  
8 relating to the Board of Regents, is amended by adding a new Code section to read as  
9 follows:

10 "20-3-31.2.

11 The board of regents shall be authorized to enter into any necessary annual and multiyear  
12 agreements to rent or lease space, whether existing or to be constructed, and shall include  
13 space rented or leased by the board of regents from the Georgia Building Authority or from  
14 any other public or private person, firm, or corporation. Any such agreement shall provide  
15 for the termination of the agreement in the event of insufficient funds and shall not exceed  
16 ten years, or in the case of a sale and leaseback, shall not exceed 20 years. All agreements  
17 to rent or lease office space with a term greater than one year shall be publicly advertised  
18 for a minimum of four consecutive weeks. Selections are to be based on the criteria set  
19 forth in the advertisement and the qualifications of the lessor."

20 **SECTION 2.**

21 This Act shall become effective on January 1, 2013; provided, however, that this Act shall  
22 only become effective on January 1, 2013, upon the ratification of a resolution at the  
23 November, 2012, state-wide general election, which resolution amends the Constitution so  
24 as to authorize the Board of Regents of the University System of Georgia to enter into lease

25 and rental contracts exceeding one year. If such resolution is not so ratified, this Act shall not  
26 become effective and shall stand repealed in its entirety on January 1, 2013.

27

**SECTION 3.**

28 All laws and parts of laws in conflict with this Act are repealed.