

Senate Bill 340

By: Senators Stone of the 23rd and Hufstetler of the 52nd

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend the Official Code of Georgia Annotated, so as to revise, modernize, correct errors
2 or omissions in, and reenact the statutory portion of said Code, as amended, in furtherance
3 of the work of the Code Revision Commission; to repeal portions of said Code, or Acts in
4 amendment thereof, which have become obsolete, have been declared to be unconstitutional,
5 or have been preempted or superseded by subsequent laws; to provide for other matters
6 relating to revision, reenactment, and publication of said Code; to provide for effect in event
7 of conflicts; to provide for effective dates; to repeal conflicting laws; and for other purposes.

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

9 **SECTION 1.**

10 Reserved.

11 **SECTION 2.**

12 Title 2 of the Official Code of Georgia Annotated, relating to agriculture, is amended in:

13 (1) Code Section 2-8-90, relating to definitions regarding the Agricultural Commodity
14 Commission for Georgia Grown Products, by redesignating current paragraphs (5) and (6)
15 as new paragraphs (6) and (5), respectively, and reordering such paragraphs so as to put
16 definitions in alphabetical order.

17 (2) Code Section 2-8-93, relating to the composition and membership of the Agricultural
18 Commodity Commission for Georgia Grown Products, in paragraph (4) of subsection (a), by
19 replacing "House of Representatives Committee on Agriculture and Consumer Affairs" with
20 "House Committee on Agriculture and Consumer Affairs" and in subsections (b) and (c) and
21 paragraph (3) of subsection (d), by replacing "appointive" with "appointed".

22 (3) Code Section 2-8-98, relating to the recommendation of promulgation of a marketing
23 order by the Agricultural Commodity Commission for Georgia Grown Products, in
24 paragraph (1), by replacing "name; provided" with "name; and provided".

25 (4) Code Section 2-8-99, relating to amendments to marketing orders, notice, rules and
26 regulations, and termination of orders by the Agricultural Commodity Commission for
27 Georgia Grown Products, in paragraph (1) of subsection (a), by replacing "appointive" with
28 "appointed".

29 **SECTION 3.**

30 Reserved.

31 **SECTION 4.**

32 Reserved.

33 **SECTION 5.**

34 Reserved.

35 **SECTION 6.**

36 Reserved.

37 **SECTION 7.**

38 Reserved.

39 **SECTION 8.**

40 Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, is
41 amended in:

42 (1) Code Section 8-2-144, relating to reporting and accounting for fees by the Commissioner
43 of Insurance, by replacing "Senate Budget Office" with "Senate Budget and Evaluation
44 Office" and "House Budget Office" with "House Budget and Research Office".

45 **SECTION 9.**

46 Reserved.

47 **SECTION 10.**

48 Title 10 of the Official Code of Georgia Annotated, relating to commerce and trade, is
49 amended in:

50 (1) Code Section 10-1-393, relating to unfair or deceptive practices in consumer transactions
51 unlawful and examples, in subparagraph (b)(16)(N), by replacing "Chapter 17 of Title 48"
52 with "Article 3 of Chapter 27 of Title 50".

SECTION 11.

53

54 Reserved.

SECTION 12.

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56 Title 12 of the Official Code of Georgia Annotated, relating to conservation and natural
57 resources, is amended in:

58 (1) Code Section 12-3-50, relating to the powers and duties of the Department of Natural
59 Resources as to historic preservation and promotion, by designating the introductory text as
60 subsection (a) and by redesignating paragraph (7) as subsection (b).

SECTION 13.

61

62 Reserved.

SECTION 14.

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64 Reserved.

SECTION 15.

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66 Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended in:

67 (1) Code Section 15-1-16, relating to mental health court divisions, after paragraph (3) of
68 subsection (a), by inserting a paragraph (4) designation preceding the subparagraph (A)
69 designation.

70 (2) Code Section 15-3-4, relating to the election and term of office of Judges of the Court
71 of Appeals, in the introductory text, by replacing "state election to be held on Tuesday after
72 the first Monday in November of the even-numbered years" with "primary in each
73 even-numbered year".

74 (3) Code Section 15-6-77.4, relating to an additional divorce case filing fee for the
75 Children's Trust Fund, in subsection (a), by replacing "House Budget Office" with "House
76 Budget and Research Office" and "Senate Budget Office" with "Senate Budget and
77 Evaluation Office".

78 (4) Code Section 15-9-60.1, relating to an additional marriage license fee for the Children's
79 Trust Fund, by replacing "House Budget Office" with "House Budget and Research Office"
80 and "Senate Budget Office" with "Senate Budget and Evaluation Office".

81 (5) Code Section 15-11-282, relating to the service of a summons in regard to the
82 termination of parental rights, at the end of subsection (c), by replacing "request" with
83 "requested".

84 (6) Code Section 15-18-12, relating to travel expenses, provision of county vehicle, and
85 budget request for state funds regarding district attorneys, in paragraph (3) of subsection (e),

86 by replacing "House Budget Office" with "House Budget and Research Office" and "Senate
87 Budget Office" with "Senate Budget and Evaluation Office".

88 (7) Code Section 15-21-74, relating to the assessment and collection of penalties, transfer
89 of payments to Georgia Superior Court Clerks' Cooperative Authority, and quarterly
90 accounting regarding peace officer, prosecutor, and indigent defense funding, by replacing
91 "House Budget Office" with "House Budget and Research Office" and "Senate Budget
92 Office" with "Senate Budget and Evaluation Office".

93 (8) Code Section 15-21-113, relating to the assessment and collection of penalty, payment
94 to the Georgia Superior Court Clerks' Cooperative Authority, and quarterly reports and
95 accounting regarding compensation to victims of violators of driving under the influence
96 statute, by replacing "House Budget Office" with "House Budget and Research Office" and
97 "Senate Budget Office" with "Senate Budget and Evaluation Office".

98 (9) Code Section 15-21A-6.1, relating to the judicial operations fund fee and collection and
99 reporting procedure, in subsection (c), by replacing "House Budget Office" with "House
100 Budget and Research Office" and "Senate Budget Office" with "Senate Budget and
101 Evaluation Office".

102 (10) Code Section 15-21A-6.2, relating to the exemption from judicial operations fund fee
103 and collection and reporting procedures, in subsection (c), by replacing "House Budget
104 Office" with "House Budget and Research Office" and "Senate Budget Office" with "Senate
105 Budget and Evaluation Office".

106 (11) Code Section 15-21A-7, relating to judicial rules, regulations, reporting, and accounting
107 by the Georgia Superior Court Clerks' Cooperative Authority, in subsection (c), by replacing
108 "House Budget Office" with "House Budget and Research Office" and "Senate Budget
109 Office" with "Senate Budget and Evaluation Office".

110 **SECTION 16.**

111 Title 16 of the Official Code of Georgia Annotated, relating to crimes and offenses, is
112 amended in:

113 (1) Code Section 16-13-21, relating to definitions regarding schedules, offenses, and
114 penalties in the regulation of controlled substances, by redesignating and reordering current
115 paragraph (29) as new paragraph (17.1), so as to put definitions in alphabetical order.

116 (2) Code Section 16-13-71, relating to the definitions of dangerous drugs, by redesignating
117 current paragraphs (77.5) and (78) as new paragraphs (78) and (77.5), respectively, and
118 reordering such paragraphs so as to put definitions in alphabetical order.

119 **SECTION 17.**

120 Title 17 of the Official Code of Georgia Annotated, relating to criminal procedure, is
121 amended in:

122 (1) Code Section 17-5-22, relating to the issuance of search warrants by judicial officers
123 generally and maintenance of docket record of warrants issued, in the last sentence, by
124 inserting "that" after "however," and by inserting a comma after "him".

125 (2) Code Section 17-5-32, relating to search and seizure of documentary evidence in the
126 possession of an attorney and exclusion of illegally obtained evidence, in subsection (d), by
127 replacing "case in chief" with "case-in-chief".

128 (3) Code Section 17-10-6.1, relating to punishment for serious violent offenders and
129 authorization for reduction in mandatory minimum sentencing, in paragraph (4) of
130 subsection (c), by replacing "however, during" with "however, that during".

131 (4) Code Section 17-12-7, relating to the Georgia Public Defender Standards Council
132 councilmembers, responsibilities, voting, removal, quorum, meetings, officers, and expenses,
133 in subsection (c), by replacing "council members" with "councilmembers".

134 (5) Code Section 17-15-8, relating to victim compensation and required findings, amount
135 of award, rejection of claim, reductions, exemption from garnishment and execution,
136 exemption from treatment as ordinary income, effective date for awards, psychological
137 counseling for relatives of deceased, and memorials for victims of DUI homicide, in
138 paragraph (1) of subsection (c), by replacing "with respect" with "that with respect" each
139 time the term appears.

140 (6) Code Section 17-17-7, relating to the notification to a victim of an accused's arrest and
141 proceedings where the accused's release is considered and the victim's right to express an
142 opinion in pending proceedings and to file a written complaint in the event of release, in
143 subsection (e), by designating the introductory text as paragraph (1) and by redesignating
144 current paragraphs (1) and (2) as new paragraphs (2) and (3), respectively.

145 (7) Code Section 17-17-9, relating to the exclusion of a testifying victim from criminal
146 proceedings and separate victims' waiting areas, in subsection (b), by replacing "Code
147 Section 24-6-616" with "Code Section 24-6-615".

148 (8) Code Section 17-17-14, relating to a victim being required to provide a current address
149 and phone number to notifying parties, in paragraph (2) of subsection (a), by deleting "and"
150 after the semicolon at the end.

151 **SECTION 18.**

152 Reserved.

153 **SECTION 19.**

154 Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is
155 amended in:

156 (1) Code Section 19-11-30.2, relating to definitions and information from financial
157 institutions regarding the "Child Support Recovery Act," in paragraph (3) of subsection (a),
158 by deleting "listed in paragraph (3) of this subsection".

159 (2) Code Section 19-11-32, relating to the process to collect delinquent support accounts and
160 limitation regarding child support recovery actions, in subsection (c), by replacing
161 "paragraph (3)" with "paragraph (2)".

162 **SECTION 20.**

163 Title 20 of the Official Code of Georgia Annotated, relating to education, is amended in:

164 (1) Code Section 20-1A-30, relating to definitions regarding background checks in the
165 Department of Early Care and Learning, in subparagraph (C) of paragraph (3), by deleting
166 ", relating to battery,".

167 (2) Code Section 20-2-54, which is repealed, by designating said Code section as reserved.

168 (3) Code Section 20-2-102, which is repealed, by designating said Code section as reserved.

169 (4) Code Section 20-2-105, which is repealed, by designating said Code section as reserved.

170 (5) Code Section 20-2-106, which is repealed, by designating said Code section as reserved.

171 (6) Code Section 20-2-107, which is repealed, by designating said Code section as reserved.

172 (7) Code Section 20-2-320, relating to the Education Information Steering Committee,
173 identification of data to implement the Quality Basic Education Program, and the state-wide
174 comprehensive educational information network, in subsection (c), by replacing "Senate
175 Budget Office" with "Senate Budget and Evaluation Office", "House Budget Office" with
176 "House Budget and Research Office", and "House and Senate Appropriations, Education,
177 Education and Youth, and Higher Education committees" with "House and Senate
178 Appropriation Committees, the House Committee on Education, the Senate Education and
179 Youth Committee, the House Committee on Higher Education, and the Senate Higher
180 Education Committee".

181 (8) Article 13 of Chapter 2 of Title 20, which is repealed, by designating said article as
182 reserved.

183 (9) Article 24 of Chapter 2 of Title 20, which is repealed, by designating said article as
184 reserved.

185 (10) Code Section 20-2-2062, relating to definitions regarding charter schools, in
186 paragraph (3.1), by replacing "Code Section 20-2-2063.1" with "Code Section 20-2-2063.2".

187 (11) Code Section 20-2-2114, relating to qualifications for scholarship, financial
 188 responsibility, state-wide assessments, exception, and compliance, in paragraph (3) of
 189 subsection (a), by deleting "(IEP)" after "Individualized Education Program".

190 (12) Code Section 20-3-45.1, relating to the powers and duties of the Georgia Historical
 191 Records Advisory Council, in paragraph (10), by replacing "this part" with "this article".

192 (13) Code Section 20-3-133, relating to payments from the Board of Regents of the
 193 University System of Georgia to local operating authorities, local support from fees and
 194 taxes, and audits, by replacing "Senate Budget Office" with "Senate Budget and Evaluation
 195 Office" and "House Budget Office" with "House Budget and Research Office".

196 (14) Code Section 20-14-26.1, relating to the authority to incorporate nonprofit corporation
 197 as public foundation, requirements, Public Education Innovation Fund Foundation, and
 198 reporting regarding the Office of Student Achievement, in subsection (a), by replacing
 199 "department" with "office".

200

SECTION 21.

201 Title 21 of the Official Code of Georgia Annotated, relating to elections, is amended in:

202 (1) Code Section 21-4-3, relating to definitions regarding the recall of public officers, in
 203 paragraph (10), by deleting "as defined in paragraph (4) of this Code section" and by
 204 redesignating and reordering said current paragraph (10) as new paragraph (3.1), so as to put
 205 definitions in alphabetical order.

206

SECTION 22.

207 Reserved.

208

SECTION 23.

209 Title 23 of the Official Code of Georgia Annotated, relating to equity, is amended in:

210 (1) Code Section 23-3-125, relating to civil investigative demands under taxpayer protection
 211 against false claims, in subsection (k), by inserting a paragraph (3) designation preceding the
 212 subparagraph (A) designation following subparagraph (k)(2)(B).

213

SECTION 24.

214 Reserved.

215

SECTION 25.

216 Title 25 of the Official Code of Georgia Annotated, relating to fire protection and safety, is
 217 amended in:

218 (1) Code Section 25-9-13, relating to penalties for violations of the chapter, bonds,
 219 enforcement, advisory committee, dispose of settlement recommendations regarding blasting
 220 or excavating near utility facilities, in subparagraph (h)(2)(A), by deleting the subsection (h)
 221 designation preceding the subparagraph (2)(A) designation.

222 **SECTION 26.**

223 Reserved.

224 **SECTION 27.**

225 Reserved.

226 **SECTION 28.**

227 Title 28 of the Official Code of Georgia Annotated, relating to the General Assembly, is
 228 amended in:

229 (1) Code Section 28-5-6, relating to the powers, duties, and responsibilities of the Senate
 230 Budget Office and the House Budget Office, by replacing "Senate Budget Office" with
 231 "Senate Budget and Evaluation Office" and "House Budget Office" with "House Budget and
 232 Research Office" each time those terms appear throughout said Code section and in
 233 subsection (c) by replacing "House Appropriations Committee" with "House Committee on
 234 Appropriations", "House Budget and Fiscal Affairs Oversight Committee" with "House
 235 Committee on Budget and Fiscal Affairs Oversight", and "Speaker of the House" with
 236 "Speaker of the House of Representatives".

237 (2) Code Section 28-5-42, relating to the introduction of bills having significant impact upon
 238 anticipated revenues or expenditures and furnishing of fiscal notes by the General Assembly,
 239 in paragraph (1) of subsection (c), by replacing "Senate Budget Office" with "Senate Budget
 240 and Evaluation Office" and "House Budget Office" with "House Budget and Research
 241 Office".

242 (3) Code Section 28-9-5, relating to the publication of the Official Code of Georgia
 243 Annotated, the authority to make corrections and editorial changes, the authority to introduce
 244 legislation, and the effect of corrections and changes, by:

245 (A) Redesignating current subsection (c) as new undesignated text at the end of
 246 subsection (a) and by replacing "subsection (a) of this Code section" with "this
 247 subsection" and "subsection (b)" with "subsection (c)" in said undesignated text;

248 (B) Redesignating current subsection (b) as new subsection (c);

249 (C) Codifying subsection (d) of Section 54 of an Act to amend the Official Code of
 250 Georgia Annotated, so as to revise, modernize, and correct errors or omissions in said

251 Code in furtherance of the work of the Code Revision Commission, approved April 24,
252 2013 (Ga. L. 2013, p. 141), as new subsection (b) to read as follows:

253 "(b) For purposes of publishing volumes, replacement volumes, and supplements to the
254 Official Code of Georgia Annotated pursuant to this chapter: legislation enacted at the
255 same session of the General Assembly and amending the same statutory provision shall be
256 considered in pari materia, and full effect shall be given to each if that is possible; Acts
257 enacted during the same session shall be treated as conflicting with each other only to the
258 extent that they cannot be given effect simultaneously; in the event of such a conflict, the
259 latest enactment, as determined by the order in which bills became law with or without the
260 approval of the Governor, shall control to the extent of the conflict unless the latest
261 enactment contains a provision expressly ceding control in such an event; and language
262 carried forward unchanged in one amendatory Act shall not be read as conflicting with
263 changed language contained in another Act passed during the same session."; and

264 (D) Adding to the end of new subsection (c) the following:

265 "Except as otherwise provided by law, such reenactment of the Official Code of Georgia
266 Annotated shall have the effect of adopting and giving force and effect of law to all the
267 statutory text and numbering as contained in such volumes, pocket parts, and supplements,
268 including but not limited to provisions as published therein in accordance with subsections
269 (a) and (b) of this Code section."

270 **SECTION 29.**

271 Title 29 of the Official Code of Georgia Annotated, relating to guardian and ward, is
272 amended in:

273 (1) Code Section 29-5-32, relating to the investment of estate funds by a conservator, in
274 paragraph (12), by repealing and reserving said paragraph, which refers to an obsolete entity.

275 **SECTION 30.**

276 Reserved.

277 **SECTION 31.**

278 Title 31 of the Official Code of Georgia Annotated, relating to health, is amended in:

279 (1) Code Section 31-8-179.2, relating to the Department of Community Health authorized
280 to assess one or more provider payments on hospitals for the purpose of obtaining federal
281 financial participation for Medicaid, in the introductory text of subsection (a), by replacing
282 "42 CFR 433.68" with "42 C.F.R. 433.68" and in paragraph (2) of subsection (a), by inserting
283 a comma after "2012".

284 (2) Article 10 of Chapter 8, relating to the Georgia Alzheimer's and Related Dementias State
 285 Plan Task Force, which task force stands abolished on March 31, 2014, is hereby repealed.

286 **SECTION 32.**

287 Reserved.

288 **SECTION 33.**

289 Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended in:

290 (1) Code Section 33-13-3.1, relating to the acquisition of insurer and effect on competition
 291 regarding insurance holding company systems, in subsection (f), by replacing "Paragraphs"
 292 with "Subsections".

293 (2) Code Section 33-23-12, relating to limited licenses regarding insurance agents, agencies,
 294 subagents, counselors, and adjusters, in subsection (a), by replacing "this Code Section" with
 295 "this Code section".

296 (3) Code Section 33-24-21.1, relating to group accident and sickness insurance contracts,
 297 conversion privilege and continuation right provisions, and impact of federal legislation, in
 298 subsection (n), by designating the introductory text as paragraph (1) and by redesignating
 299 current paragraphs (1) and (2) as new paragraphs (2) and (3), respectively.

300 (4) Code Section 33-29-22, relating to notice of individual accident and sickness insurance
 301 policy premium increase and notification of impact of the Patient Protection and Affordable
 302 Care Act, in subsection (b), by replacing "paragraph" with "subsection".

303 (5) Code Section 33-29A-9, relating to the discontinuance of state assignment of health care
 304 policies under the Georgia Health Insurance Assignment System and the Georgia Health
 305 Benefits Assignment System, by designating the introductory text as subsection (a), by
 306 redesignating paragraph (1) as subsection (b), and in paragraph (2), by replacing "paragraph"
 307 with "subsection" and by redesignating said paragraph as subsection (c).

308 (6) Code Section 33-30-13, relating to notices of group or blanket accident and sickness
 309 insurance premium increases to be mailed or delivered to group policyholder and notification
 310 of impact of federal Patient Protection and Affordable Care Act, in subsection (b), by
 311 replacing "paragraph" with "subsection".

312 **SECTION 34.**

313 Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial relations,
 314 is amended in:

315 (1) Code Section 34-14-20, relating to definitions regarding local workforce and the Georgia
 316 Workforce Investment Board, in division (5)(A)(i), by replacing "Army, Navy, Air Force,

317 Coast Guard, or Marine Corps of the United States" with "United States army, navy, air
318 force, coast guard, or marine corps".

319 (2) Code Section 34-14-28, relating to the definition of supportive services and the payment
320 cap as established by the Georgia Workforce Investment Board, in subsection (a), by
321 replacing "needs-related" with "needs related".

322 **SECTION 35.**

323 Title 35 of the Official Code of Georgia Annotated, relating to law enforcement officers and
324 agencies, is amended in:

325 (1) Code Section 35-2-41.1, relating to the donation or conveyance of property, equipment,
326 or services to the Department of Public Safety and procedure, in subsection (a), by replacing
327 "Senate Budget Office" with "Senate Budget and Evaluation Office" and "House Budget
328 Office" with "House Budget and Research Office".

329 **SECTION 36.**

330 Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended
331 in:

332 (1) Code Section 36-80-21, relating to definitions and electronic transmission of budgets
333 regarding general provisions applicable to counties, municipal corporations, and other
334 governmental entities, in subparagraph (a)(2)(B), by replacing "paragraph (3) of subsection
335 (a) of Code Section 20-2-167" with "Code Section 20-2-67".

336 **SECTION 37.**

337 Reserved.

338 **SECTION 38.**

339 Reserved.

340 **SECTION 39.**

341 Reserved.

342 **SECTION 40.**

343 Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is
344 amended in:

345 (1) Code Section 40-1-161, relating to the revocation, alteration, or amendment of a
346 limousine certificate, by inserting a comma between "Act" and the quotation mark.

347 (2) Code Section 40-2-152, relating to fees for apportionable vehicles and restricted license
348 plates for vehicles, in subsection (d), by inserting a comma after "plates".

349 (3) Code Section 40-8-91, relating to marking and equipment of law enforcement vehicles
350 and motorist allowed to continue to safe location before stopping for law enforcement officer
351 vehicles, in subsection (b), by deleting the undesignated paragraph at the end of such
352 subsection as such paragraph was automatically repealed on June 30, 2013.

353 **SECTION 41.**

354 Reserved.

355 **SECTION 42.**

356 Title 42 of the Official Code of Georgia Annotated, relating to penal institutions, is amended
357 in:

358 (1) Code Section 42-8-1, relating to the creation, composition, selection of members, and
359 terms of office regarding the Advisory Council for Probation, by replacing "council
360 members" with "councilmembers".

361 **SECTION 43.**

362 Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses,
363 is amended in:

364 (1) Code Section 43-11-1, relating to definitions relative to general provisions regarding
365 dentists, dental hygienists, and dental assistants, in paragraph (8), by replacing "state board"
366 with "board".

367 (2) Code Section 43-14-6, relating to the powers and duties of the divisions of electrical
368 contractors, plumbers, conditioned air contractors, low-voltage contractors, and utility
369 contractors, at the beginning of paragraph (1) of subsection (d), by replacing "With respect
370 to Conditioned Air Contractor Class I and Class II licenses, the Division of Conditioned Air
371 Contractors shall be authorized to require persons seeking renewal of licenses" with "The
372 Division of Conditioned Air Contractors shall be authorized to require persons seeking
373 renewal of Conditioned Air Contractor Class I and Class II licenses"; at the beginning of
374 paragraph (1) of subsection (e), by replacing "With respect to Electrical Contractor Class I
375 and Class II licenses, the Division of Electrical Contractors shall be authorized to require
376 persons seeking renewal of licenses" with "The Division of Electrical Contractors shall be
377 authorized to require persons seeking renewal of Electrical Contractor Class I and Class II
378 licenses"; at the beginning of paragraph (1) of subsection (f), by replacing "With respect to
379 utility foreman certificates and utility manager certificates issued under this chapter, the
380 Division of Utility Contractors shall be authorized to require persons seeking renewal of such

381 certificates" with "The Division of Utility Contractors shall be authorized to require persons
382 seeking renewal of utility foreman certificates and utility manager certificates issued under
383 this chapter"; and at the beginning of paragraph (1) of subsection (g), by replacing "With
384 respect to Journeyman Plumber, Master Plumber Class I, and Master Plumber Class II
385 licenses, the Division of Master Plumbers and Journeyman Plumbers shall be authorized to
386 require persons seeking renewal of such licenses" with "The Division of Master Plumbers
387 and Journeyman Plumbers shall be authorized to require persons seeking renewal of
388 Journeyman Plumber, Master Plumber Class I, and Master Plumber Class II licenses".

389 (3) Code Section 43-14-15, relating to certain military certifications that entitle persons to
390 obtain certain professional licenses, in subsections (b) and (c), by replacing "meet or exceed"
391 with "meets or exceeds".

392 (4) Code Section 43-26-50, relating to definitions relative to mandatory reporting
393 requirements for nurses, by revising paragraph (1) as follows:

394 "(1) 'Board' means the Georgia Board of Nursing, ~~with respect to registered professional~~
395 ~~nurses and advanced practice registered nurses, and the Georgia Board of Examiners of~~
396 ~~Licensed Practical Nurses, with respect to licensed practical nurses."~~

397 (5) Code Section 43-26-51, relating to the mandatory reporting requirement for violations
398 of grounds for discipline and no reporting requirement for knowledge obtained via privileged
399 communications for nurses, by replacing "applicable board" with "board" each time the term
400 appears.

401 (6) Code Section 43-26-52, relating to institutional reporting requirements and voluntary
402 suspension to alternative to discipline program not subject to reporting requirements for
403 nurses, by replacing "applicable board" with "board", "such board" with "the board", and
404 "Each board" with "The board" each time those terms appear.

405 (7) Code Section 43-26-53, relating to reportable incidents for nurses, by replacing
406 "applicable board" with "board" each time the term appears.

407 (8) Code Section 43-26-54, relating to court orders and citation for civil contempt for nurses,
408 by replacing "applicable board" with "board" each time the term appears.

409 (9) Code Section 43-26-55, relating to immunity from liability for good-faith reporting for
410 nurses, by replacing "applicable board" with "board" each time the term appears.

411 (10) Code Section 43-34-5, relating to election of the Georgia Composite Medical Board
412 officers, reimbursement of members, meetings, powers and duties, and no restriction on
413 licenses, in paragraph (8), by replacing "limited, to" with "limited to,".

414 (11) Code Section 43-41-18, relating to certain military specialties or certifications that
415 entitle persons to obtain certain professional licenses and definitions regarding residential
416 and general contractors, in subsection (c), by replacing "meet or exceed" with "meets or
417 exceeds".

418 **SECTION 44.**

419 Title 44 of the Official Code of Georgia Annotated, relating to property, is amended in:

420 (1) Code Section 44-14-361.5, relating to liens of persons without privity of contract in
421 regard to mechanics and materialmen, in subsection (a), by replacing "Notice to Contractor"
422 with "notice to contractor".

423 **SECTION 45.**

424 Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees,
425 is amended in:

426 (1) Code Section 45-9-4, relating to the commissioner of administrative services to purchase
427 insurance or indemnity contracts, self-insurance program, Hazardous Materials Liability
428 Reserve Fund, insurer becoming insolvent, and provision of liability coverage to nonprofit
429 agencies and employees contracting with certain state agencies, each time the term appears
430 in subsection (e), by replacing "Georgia State Finance and Investment Commission" with
431 "Georgia State Financing and Investment Commission".

432 (2) Code Section 45-11-4, relating to unprofessional conduct, misdemeanor, applicability,
433 and indictment regarding miscellaneous offenses concerning public officers and employees,
434 in paragraphs (1), (2), and (3) of subsection (a), by replacing "shall mean" with "means".

435 (3) Code Section 45-12-75.1, relating to zero-base budgeting, intent, and departmental
436 priority lists regarding management of budgetary and financial affairs by the Office of
437 Planning and Budget, in subsection (b), by replacing "House Budget Office and Senate
438 Budget Office" with "House Budget and Research Office and Senate Budget and Evaluation
439 Office" each time those terms appear.

440 (4) Code Section 45-12-82, relating to periodic work programs to be filed, funds not to be
441 allotted until program approved, content and form of program, amendment of program, and
442 filing of copies of program regarding management of budgetary and financial affairs by the
443 Governor's Office of Planning and Budget, by replacing "Senate Budget Office, and the
444 House Budget Office" with "Senate Budget and Evaluation Office, and the House Budget
445 and Research Office".

446 (5) Code Section 45-12-85, relating to the examination and investigation of periodic work
447 programs and requests for allotment of funds regarding management of budgetary and
448 financial affairs by the Office of Planning and Budget, in subsection (b), by replacing "House
449 Budget Office and the Senate Budget Office" with "House Budget and Research Office and
450 the Senate Budget and Evaluation Office".

451 (6) Code Section 45-12-95, relating to the duty of Office of Planning and Budget to
452 encourage state agencies to identify and implement cost-saving measures and to decentralize
453 state government, in subsection (d), by replacing "House Budget Office and the Senate

454 Budget Office" with "House Budget and Research Office and the Senate Budget and
455 Evaluation Office".

456 (7) Code Section 45-12-110, relating to notification of intention to apply for federal
457 assistance and adoption and promulgation of rules and regulations and forms by House
458 Budget Office, Senate Budget Office, and director of Office of Planning and Budget, in
459 subsections (a) and (b), by replacing "House Budget Office, the Senate Budget Office" with
460 "House Budget and Research Office, the Senate Budget and Evaluation Office".

461 (8) Code Section 45-13-22, relating to the distribution of Georgia Laws and journals of
462 House and Senate and pricing as part of the powers and duties of the Secretary of State, in
463 paragraph (21) of subsection (c), by replacing "House Budget Office and Senate Budget
464 Office" with "House Budget and Research Office and Senate Budget and Evaluation Office".

465 (9) Article 3 of Chapter 13 of Title 45, which is redesignated and repealed, by designating
466 said article as reserved.

467 (10) Code Section 45-15-13, relating to representation of state authorities by the Attorney
468 General, by deleting "Georgia Building Authority (Hospital), Georgia Building Authority
469 (Markets)," which refers to obsolete entities.

470 (11) Code Section 45-16-27, relating to death investigations by coroners and when inquest
471 is to be held, special situations, coroner's fee, issuance of subpoenas for books, records, or
472 papers, cost of copying, and limited disclosure of photographs, in subsection (b.1), by
473 replacing "coroner may, elect" with "coroner may elect".

474

SECTION 46.

475 Title 46 of the Official Code of Georgia Annotated, relating to public utilities and public
476 transportation, is amended in:

477 (1) Code Section 46-2-26.3, relating to recovery of costs of conversion from oil-burning to
478 coal-burning generating facility, filing of request, public hearing, determination of rate, and
479 adjustments regarding the jurisdiction, powers, and duties generally of the Public Service
480 Commission, in subparagraph (b)(3)(A), by deleting the subsection (b) designation preceding
481 the subparagraph (3)(A) designation.

482 (2) Code Section 46-3-128, relating to the Municipal Electric Authority of Georgia and the
483 declaration of authority property as public property, payments by authority in lieu of taxes,
484 and tax exemption for authority property, income, obligations, and debt interest, in
485 subparagraph (b)(2)(A), by deleting the subsection (b) designation preceding the
486 subparagraph (2)(A) designation.

487 (3) Code Section 46-5-1, relating to exercise of power of eminent domain by telephone
488 companies, placement of posts and other fixtures, regulation of construction of fixtures,
489 posts, and wires near railroad tracks, liability of telephone companies for damages, required

490 information, and due compensation, in paragraph (7) of subsection (b), by replacing
 491 "subsection (b) of this Code section" with "this subsection".

492 (4) Code Section 46-5-121, relating to legislative intent by the General Assembly regarding
 493 the emergency telephone number 9-1-1 system, in subsections (b) and (c), by replacing
 494 "life-saving" with "lifesaving".

495 **SECTION 47.**

496 Reserved.

497 **SECTION 48.**

498 Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is
 499 amended in:

500 (1) Code Section 48-5-7.6, relating to the definition of "brownfield property", related
 501 definitions, qualifying for preferential assessment, disqualification of property receiving
 502 preferential assessment, responsibilities of owners, transfers of property, costs, appeals,
 503 creation of lien against property, and extension of preferential assessment in regard to ad
 504 valorem taxation of property, in subparagraph (e)(1)(B), by replacing "Code section
 505 36-62-5.1" with "Code Section 36-62-5.1".

506 (2) Chapter 5B of Title 48, which is repealed, by designating said chapter as reserved.

507 (3) Code Section 48-8-2, relating to definitions regarding general provisions under the state
 508 sales and use tax, at the beginning of the second sentence of paragraph (7), by deleting the
 509 quotation marks around "Conference bridging service"; at the beginning of the second and
 510 third sentences of paragraph (12), by deleting the quotation marks around "Direct mail"; at
 511 the beginning of the second sentence of paragraph (16), by deleting the quotation marks
 512 around "Food and food ingredients"; at the beginning of the second and third sentences of
 513 the introductory text of paragraph (17), by deleting the quotation marks around "Lease or
 514 rental"; in the second sentence of the introductory text of paragraph (20.1), by deleting the
 515 quotation marks around "over-the-counter drug"; in the second sentence of paragraph (21),
 516 by deleting the quotation marks around "place of primary use"; in subparagraph (B) of
 517 paragraph (27), by deleting the quotation marks around "Prepared food"; in paragraph (28.1),
 518 by deleting the quotation marks around "computer software," and "computer software", by
 519 deleting in the second sentence the quotation marks around "prewritten computer software"
 520 and "prewritten computer software.", by deleting at the beginning of the third and fifth
 521 sentences the quotation marks around "Prewritten computer software", and by deleting in the
 522 fifth sentence the quotation marks around "prewritten computer software" and "prewritten
 523 computer software."; in the undesignated text at the end of paragraph (29), by deleting the
 524 quotation marks around "Prosthetic device"; in the introductory text of paragraph (31), by

525 replacing "shall himself be liable" with "shall be liable"; in the introductory text at the
 526 beginning of subparagraphs (B) and (C) of paragraph (34), by deleting the quotation marks
 527 around "Sales price"; in subdivision (34)(C)(iv)(II), by deleting the quotation marks around
 528 "preferred customer"; at the beginning of the second and third sentences of paragraph (37),
 529 by deleting the quotation marks around "Tangible personal property"; in the second sentence
 530 of the introductory text of paragraph (39), by deleting the quotation marks around
 531 "telecommunications service" and at the beginning of the third sentence, by deleting the
 532 quotation marks around "Telecommunications service"; and at the beginning of the second
 533 sentence of paragraph (43), by deleting the quotation marks around "Voice mail service".

534 (4) Code Section 48-8-3, relating to exemptions regarding sales and use taxes, in
 535 subparagraph (B) of paragraph (80), by deleting the colon following "term" and in
 536 paragraph (81), by deleting the quotation marks around "Food and food ingredients".

537 (5) Code Section 48-8-17, relating to the suspension of the collection of taxes on gasoline
 538 and aviation fuel and ratification of temporary suspension regarding state sales and use taxes,
 539 in paragraph (4) of subsection (a), by deleting "and" after the semicolon at the end.

540 (6) Code Section 48-8-75, relating to a purchaser's immunity from liability for failure to pay
 541 correct sales tax under certain circumstances, in paragraph (4) of subsection (a), by replacing
 542 "databases" with "data bases".

543 (7) Code Section 48-8-89, relating to distribution and use of proceeds, certificate specifying
 544 percentage of proceeds for each political subdivision, determination of proceeds for absent
 545 municipalities, procedure for filing certificates, effect of failure to file, and renegotiation of
 546 certificate regarding joint county and municipal sales and use tax, in paragraph (1) of
 547 subsection (a), by inserting "and" after the semicolon at the end.

548 (8) Code Section 48-8-161, relating to definitions regarding uniform sales and use tax
 549 administration, in paragraph (7), by replacing "\$500 million dollars" with "\$500 million".

550

SECTION 49.

551 Title 49 of the Official Code of Georgia Annotated, relating to social services, is amended
 552 in:

553 (1) Code Section 49-4-193, relating to established drug testing, ineligibility for benefits
 554 based upon positive tests, drug treatment, impact of drug use by parents on children,
 555 confidentiality, and exceptions, in subsection (a) by replacing "Mandatory Guidelines for
 556 Federal Workplace Drug Testing Programs (53 C.F.R. 11979, et seq., as amended)" with
 557 "Mandatory Guidelines for Federal Workplace Drug Testing Programs established by the
 558 United States Department of Health and Human Services".

559 (2) Code Section 49-4A-2, relating to the creation of the Board of Juvenile Justice,
 560 appointments, terms, vacancies, chairperson, per diem and expenses, and responsibilities and

561 duties, in paragraph (5) of subsection (b), by replacing "Senate State Judiciary Committee"
562 with "Senate Judiciary Committee".

563 (3) Code Section 49-6-62, relating to the establishment of a community care unit, provision
564 of services, annual service plan, implementation plan, annual progress report, fees and
565 contributions, and funding regarding community care and services for the elderly, in
566 subsection (g), by inserting a comma after "House Committee on Health and Human
567 Services".

568 **SECTION 50.**

569 Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended
570 in:

571 (1) Code Section 50-7-17, relating to the State-wide Tourism Marketing Program and the
572 Georgia Tourism Foundation, in paragraph (2) of subsection (e), by replacing "Board of
573 Development" with "Board of Economic Development".

574 (2) Code Section 50-8-18, relating to energy efficient construction of major state-funded
575 facility projects, a short title, legislative findings, and "major facility project" defined, in the
576 introductory language of subsection (d), by replacing "Georgia State Finance and Investment
577 Commission" with "Georgia State Financing and Investment Commission".

578 (3) Code Section 50-17-21, relating to definitions regarding the Georgia State Financing and
579 Investment Commission, in paragraph (9), by deleting "Georgia Building Authority
580 (Markets)," which refers to an obsolete entity.

581 (4) Code Section 50-18-72, relating to when public disclosure not required regarding
582 inspection of public records, in paragraph (26) of subsection (a), by replacing "paragraph (3)"
583 with "paragraph (5)".

584 (5) Code Section 50-25-7.1, relating to the technology empowerment fund, appropriations,
585 initiatives, and steering committee regarding the Georgia Technology Authority, by replacing
586 "Senate Budget Office" with "Senate Budget and Evaluation Office" and "House Budget
587 Office" with "House Budget and Research Office" each time those terms appear throughout
588 said Code section and in subsection (d) by replacing "House Appropriations Committee"
589 with "House Committee on Appropriations".

590 (6) Code Section 50-27-70, relating to legislative findings and definitions regarding general
591 provisions of bona fide coin operated amusement machines, in the undesignated text at the
592 end of subparagraph (b)(2)(A), by replacing "means machine" with "means a machine".

593 (7) Code Section 50-27-87, relating to master licensees and requirements and restrictions for
594 licensees regarding bona fide coin operated amusement machines, in paragraph (3) of
595 subsection (b), by replacing "location owner or location owner" with "location owner or
596 location operator".

597 (8) Code Section 50-32-11, relating to the powers of the Georgia Regional Transportation
598 Authority generally, in paragraph (26) of subsection (a), by inserting a comma after "state
599 agencies".

600 (9) Code Section 50-34-17, relating to the establishment and duties of the OneGeorgia
601 Authority Overview Committee, in subsection (a), by replacing "Senate Budget Office" with
602 "Senate Budget and Evaluation Office" and "House Budget Office" with "House Budget and
603 Research Office".

604 **SECTION 51.**

605 Reserved.

606 **SECTION 52.**

607 Title 52 of the Official Code of Georgia Annotated, relating to waters of the state, ports, and
608 watercraft, is amended in:

609 (1) Code Section 52-7-8, regarding classification of vessels and required equipment
610 regarding the registration, operation, and sale of watercraft, in subsection (k), by replacing
611 "the words" with "the term".

612 (2) Code Section 52-7-12, relating to the operation of watercraft while under influence of
613 alcohol, toxic vapors, or drugs, legal drug use not exempted, blood and other chemical tests,
614 test refusal, owner's liability for allowing another to operate while intoxicated, civil and
615 criminal actions, and child endangerment, in subparagraphs (m)(1)(D), (m)(2)(D), (m)(3)(D),
616 and (m)(4)(D), by replacing "Department of Drivers Service's approval" with "Department
617 of Driver Services' approval".

618 **SECTION 53.**

619 Reserved.

620 **SECTION 54.**

621 (a) Except for Title 47, the text of Code sections and title, chapter, article, part, subpart,
622 Code section, subsection, paragraph, subparagraph, division, and subdivision numbers and
623 designations as contained in the Official Code of Georgia Annotated published under
624 authority of the state by The Michie Company in 1982 and contained in Volumes 3 through
625 40 of such publication or replacement volumes thereto, as amended by the text and
626 numbering of Code sections as contained in the 2013 supplements to the Official Code of
627 Georgia Annotated published under authority of the state in 2013 by LEXIS Publishing, are
628 hereby reenacted.

629 (b) Annotations; editorial notes; Code Revision Commission notes; research references;
 630 notes on law review articles; opinions of the Attorney General of Georgia; indexes; analyses;
 631 title, chapter, article, part, and subpart captions or headings, except as otherwise provided in
 632 the Code; catchlines of Code sections or portions thereof, except as otherwise provided in
 633 the Code; and rules and regulations of state agencies, departments, boards, commissions, or
 634 other entities which are contained in the Official Code of Georgia Annotated are not enacted
 635 as statutes by the provisions of this Act. Material which has been added in brackets or
 636 parentheses and editorial, delayed effective date, effect of amendment, or other similar notes
 637 within the text of a Code section by the editorial staff of the publisher in order to explain or
 638 to prevent a misapprehension concerning the contents of the Code section and which is
 639 explained in an editorial note is not enacted by the provisions of this section and shall not be
 640 considered a part of the Official Code of Georgia Annotated.

641 (c) The reenactment of the statutory portion of the Official Code of Georgia Annotated by
 642 subsection (a) of this section shall not affect, supersede, or repeal any Act of the General
 643 Assembly, or portion thereof, which is not contained in the Official Code of Georgia
 644 Annotated and which was not repealed by Code Section 1-1-10, specifically including those
 645 Acts which have not yet been included in the text of the Official Code of Georgia Annotated
 646 because of effective dates which extend beyond the effective date of the Code or the
 647 publication date of the Code or its supplements.

648 (d) The provisions contained in Sections 1 through 53 of this Act and in the other Acts
 649 enacted at the 2014 regular session of the General Assembly of Georgia shall supersede the
 650 provisions of the Official Code of Georgia Annotated ratified and reenacted by subsection (a)
 651 of this section.

652 (e) In the event of a conflict between a provision in Sections 1 through 53 of this Act and
 653 a provision of another Act enacted at the 2014 regular session of the General Assembly, the
 654 provision of such other Act shall control over the conflicting provision in Sections 1
 655 through 53 of this Act to the extent of the conflict.

656 **SECTION 55.**

657 (a) Except as otherwise provided in subsection (b) of this section, this Act shall become
 658 effective upon its approval by the Governor or upon its becoming law without such approval.

659 (b) The amendments made by paragraphs (4) through (9) of Section 43 of this Act shall be
 660 effective the later of July 1, 2014, or when funds are specifically appropriated for purposes
 661 of Ga. L. 2013, p. 830, §4, in an Appropriations Act making specific reference to such Act.

662 **SECTION 56.**

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