

House Bill 949

By: Representatives Powell of the 32nd, Tarvin of the 2nd, Jasperse of the 11th, Lumsden of the 12th, and Epps of the 144th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated,
2 relating to illegal use of financial transaction cards, and Chapter 80 of Title 36 of the Official
3 Code of Georgia Annotated, relating to general provisions applicable to counties, municipal
4 corporations, and other governmental entities, so as to revise a definition; to revise provisions
5 of law relating to government purchasing cards and government credit cards; to provide for
6 the issuance of government purchasing cards and government credit cards; to provide for the
7 conditions for such issuance; to provide for related matters; to provide an effective date; to
8 repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

11 Article 3 of Chapter 9 of Title 16 of the Official Code of Georgia Annotated, relating to
12 illegal use of financial transaction cards, is amended by revising paragraph (5.2) of Code
13 Section 16-9-30, relating to definitions, as follows:

14 "(5.2) 'Government' means:

15 (A) Every state department, agency, board, bureau, commission, and authority;

16 (B) Every county, municipal corporation, school system, or other political subdivision
17 of this state;

18 (C) Every department, agency, board, bureau, commission, authority, or similar body
19 of each such county, municipal corporation, school system, or other political
20 subdivision of this state; ~~and~~

21 (D) Every city, county, regional, or other authority established pursuant to the laws of
22 this state; and

23 (E) Every locally elected constitutional officer as authorized under Article IX,
24 Section I, Paragraph III of the Constitution of the State of Georgia."

- 61 (1) Designation of officials or employees who shall be authorized to be issued such
62 government purchasing cards or government credit cards;
- 63 (2) A requirement that, before being issued a government purchasing card or government
64 credit card, authorized users shall sign and accept an agreement with the county,
65 municipal corporation, local school system, ~~or consolidated government,~~ or constitutional
66 officer issuing the government purchasing card or government credit card that such users
67 will use such cards only in accordance with the policies of the issuing governmental
68 entity or constitutional officer;
- 69 (3) Transaction limits for the use of such cards;
- 70 (4) A description of purchases that shall be authorized for use of such cards;
- 71 (5) A description of purchases that shall not be authorized for use of such cards;
- 72 (6) Designation of a government purchasing card or government credit card
73 administrator;
- 74 (7) A process for auditing and reviewing purchases made with such cards; and
- 75 (8) Procedures for addressing a violation of such purchasing card or credit card policies
76 and imposing penalties for violations, including, but not limited to, revocation of
77 purchasing card or credit card privileges. Nothing in such procedures or any
78 administrative action taken pursuant thereto shall preclude any other civil or criminal
79 remedy under any other provision of law."

80 **SECTION 3.**

81 This Act shall become effective on July 1, 2016.

82 **SECTION 4.**

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