

Senate Bill 327

By: Senators Hill of the 32nd, Hill of the 6th, McKoon of the 29th, Crane of the 28th,
Thompson of the 14th and others

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

1 To amend Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia
2 Annotated, relating to general authority, duties, and procedure relative to state purchasing,
3 so as to prohibit the state, including all of its subdivisions and instrumentalities, from
4 entering into certain contracts with an individual or company unless such contracts contain
5 a certification that such individual or company does not presently conduct a boycott of Israel
6 and will not conduct such a boycott for the duration of such contract; to exclude certain
7 contracts from these requirements; to provide for definitions; to repeal conflicting laws; and
8 for other purposes.

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

10 **SECTION 1.**

11 Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated,
12 relating to general authority, duties, and procedure relative to state purchasing, is amended
13 by adding a new Code section to read as follows:

14 "50-5-85.

15 (a) As used in this Code section, the term:

16 (1) 'Boycott of Israel' means engaging in refusals to deal with, terminating business
17 activities with, or other actions that are intended to limit commercial relations with Israel
18 or individuals or companies doing business in Israel or in Israeli-controlled territories,
19 when such actions are taken:

20 (A) In compliance or adherence to calls for a boycott of Israel other than those boycotts
21 to which 50 U.S.C. App. Section 2407(c), as it existed on January 1, 2016, applies; or

22 (B) In a manner that discriminates on the basis of nationality, national origin, religion,
23 or other unreasonable basis that is not founded on a valid business reason.

24 (2) 'Company' means any sole proprietorship, organization, association, corporation,
25 partnership, joint venture, limited partnership, limited liability partnership, limited
26 liability company, or other entity or business association, including all wholly owned

27 subsidiaries, majority owned subsidiaries, parent companies, or affiliates of such entities
28 or business associations, that exists for the purpose of making profit.

29 (b) The state, including all of its subdivisions and instrumentalities, shall not enter into a
30 contract with an individual or company if the contract is related to construction or the
31 provision of services, supplies, or information technology unless the contract includes a
32 written certification that such individual or company is not currently engaged in, and agrees
33 for the duration of the contract not to engage in, a boycott of Israel.

34 (c) Subsection (a) of this Code section shall not apply to contracts with a total value of less
35 than \$1,000.00."

36 **SECTION 2.**

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