

House Bill 323 (COMMITTEE SUBSTITUTE)

By: Representative Caldwell of the 131st

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5 or have been preempted or superseded by subsequent laws; to provide for other matters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 2-8-14, relating to composition, appointments, terms of office, and
14 compensation of the Agricultural Commodity Commissions, and other matters, in
15 subsection (c), by replacing "appointive member" with "appointed member" and in
16 paragraph (d)(3) and subsection (i), by replacing "appointive members" with "appointed
17 members".

18 (2) Code Section 2-8-124, relating to membership and nomination and election of
19 commission members of the Agricultural Commodity Commission for Equines, in
20 subsection (c), by replacing "appointive member" with "appointed member" and in
21 paragraph (d)(3) and subsection (i), by replacing "appointive members" with "appointed
22 members".

23 (3) Code Section 2-8-133, relating to amendments to, rules and regulations governing, and
24 expiration and termination of marketing orders of the Agricultural Commodity Commission

25 for Equines, in paragraph (a)(1), by replacing "appointive members" with "appointed
26 members".

27 **SECTION 3.**

28 Reserved.

29 **SECTION 4.**

30 Reserved.

31 **SECTION 5.**

32 Reserved.

33 **SECTION 6.**

34 Reserved.

35 **SECTION 7.**

36 Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, is
37 amended in:

38 (1) Code Section 7-1-11, which is reserved, by designating said Code section as repealed.

39 (2) Code Section 7-1-36, relating to the oath of the commissioner, deputy commissioner, and
40 examiners of the Department of Banking and Finance, in subsection (a), by replacing "his
41 or her office which" with "his or her office, which".

42 (3) Code Section 7-1-239.5, which is reserved, by designating said Code section as repealed.

43 (4) Code Section 7-1-241, relating to restrictions on engaging in the banking business, in
44 paragraph (b)(4), by replacing "provided, however, no such person" with "provided,
45 however, that no such person" and in subparagraph (b)(5)(B), by replacing "provided such
46 instruments" with "provided that such instruments".

47 (5) Code Section 7-1-355, relating to agreements concerning safe deposits, by replacing
48 "safe deposit boxes" with "safe-deposit boxes".

49 (6) Code Section 7-1-594, which is reserved, by designating said Code section as repealed.

50 (7) Code Section 7-1-603, relating to extension of existing banking locations and automated
51 teller machines, cash dispensing machines, point-of-sale terminals, and other extensions, in
52 subsection (d), by replacing "provided such extension" with "provided that such extension".

53 (8) Code Section 7-1-758, relating to tax exemptions and state and local occupational license
54 taxes, in subsection (a), by deleting the comma following "trust companies".

55 (9) Code Section 7-1-779, relating to the use of the term "savings and loan" or other terms
56 likely to mislead the public as to the nature of a business, by replacing "the terms 'savings

57 and loan' or combination of the words used in said phrases" with "the term 'savings and loan'
58 or combination of the words used in said phrase".

59 (10) Code Section 7-1-797, which is reserved, by designating said Code section as repealed.

60 (11) Code Section 7-1-911, relating to definitions regarding records and reports of United
61 States currency transactions, in subparagraph (6)(C), by deleting the comma following
62 "association".

63 (12) Code Section 7-1-958, relating to tax exemptions, credits, and privileges and
64 occupational license taxes, in subsection (a), by deleting the comma following "companies".

65 (13) Code Section 7-1-1002, relating to transaction of business without a license,
66 registration, or exemption prohibited, knowing purchase of mortgage loan from unlicensed
67 or nonexempt broker or lender prohibited, and liability of persons controlling violators, in
68 paragraph (a)(4), by deleting "such person".

69 (14) Code Section 7-2-11, relating to the exclusive supervision by the Department of
70 Banking and Finance regarding credit union deposit insurance corporations, in subsection (a),
71 by deleting the comma following "banks".

72 **SECTION 8.**

73 Reserved.

74 **SECTION 9.**

75 Title 9 of the Official Code of Georgia Annotated, relating to civil practice, is amended in:

76 (1) Code Section 9-9-32, relating to appointment of arbitrators and immunity from liability,
77 in subsection (e), by replacing "subsections (c) or (d)" with "subsection (c) or (d)".

78 (2) Code Section 9-11-4.1, relating to certified process servers, in paragraph (h)(1), by
79 replacing "in any county he or she" with "in any county, he or she".

80 **SECTION 10.**

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

83 (1) Code Section 10-1-5, relating to mail order and telephone sales, by replacing "catalog"
84 with "catalogue" both times the term appears.

85 (2) Code Section 10-1-234, relating to selling controlled product to another distributor for
86 retail sale and selling to other dealers at distress prices, by inserting a comma following
87 "credit cards".

88 (3) Code Section 10-1-250, relating to the short title of the "Below Cost Sales Act", by
89 replacing "This article may be cited" with "This article shall be known and may be cited".

- 90 (4) Code Section 10-1-260, relating to the short title of the "Liquefied Petroleum Safety Act
91 of Georgia", by replacing "This article may be cited and referred to" with "This article shall
92 be known and may be cited".
- 93 (5) Code Section 10-1-264, relating to assistants and employees of state fire marshal, by
94 replacing "he" with "he or she".
- 95 (6) Code Section 10-1-370, relating to the short title of the "Uniform Deceptive Trade
96 Practices Act", by replacing "This part may be cited" with "This part shall be known and may
97 be cited".
- 98 (7) Code Section 10-1-393.2, relating to requirements for health spas, in subsection (g), by
99 replacing "he" with "he or she".
- 100 (8) Code Section 10-1-398, relating to stay of cease and desist order and hearing, in
101 subsection (a), by replacing "him" with "him or her", in the introductory language of
102 subsection (b), by replacing "he" with "he or she", and in the introductory language of
103 subsection (i), by replacing "he" with "he or she" each time the term appears.
- 104 (9) Code Section 10-1-593, relating to conditions of licensure and bonds regarding buying
105 services, in paragraph (2), by replacing "payable to the Governor of this state;" with "payable
106 to the Governor;".
- 107 (10) Code Section 10-1-622, relating to definitions regarding motor vehicle franchise
108 practices, in paragraph (8.1), by replacing "pursuandefft" with "pursuant".
- 109 (11) Code Section 10-1-651, relating to termination of a motor vehicle franchise, grounds,
110 notice, dealer costs reimbursed by franchisor, and applicability to distributors, in
111 division (f)(3)(A)(i), by replacing "catalog" with "catalogue" both times the term appears.
- 112 (12) Code Section 10-1-784, relating to reasonable attempts to correct nonconformity and
113 option to repurchase or replace vehicle regarding the "Georgia Lemon Law," in
114 subparagraph (a)(1)(B), by deleting the comma following "times" and in
115 subparagraph (a)(2)(C), by replacing "with the 28 day time period," with "within the 28 day
116 time period,".
- 117 (13) Code Section 10-1-791, relating to consumer fees to implement provisions of the article
118 and enforcement regarding the "Georgia Lemon Law," in paragraph (b)(1), by replacing "the
119 'Fair Business Practices Act';" with "the 'Fair Business Practices Act of 1975';".
- 120 (14) Code Section 10-1-793, relating to violations that constitute unfair and deceptive acts
121 or practices and cumulative effect regarding the "Georgia Lemon Law," in subsection (a),
122 by replacing "the 'Fair Business Practices Act';" with "the 'Fair Business Practices Act
123 of 1975';".
- 124 (15) Code Section 10-2-10, relating to delivery tickets for bulk sales and bulk deliveries of
125 heating fuel, at the end of paragraph (4), by inserting "and" following "sale;".

- 126 (16) Code Section 10-2-11, relating to information required on packages, at the end of
127 paragraph (2), by inserting "and" following "count;".
- 128 (17) Code Section 10-5-2, relating to definitions regarding the "Georgia Uniform Securities
129 Act," in paragraph (25), by replacing "the 'Georgia Securities Act of 1973'," with "the
130 'Georgia Securities Act of 1973,'".
- 131 (18) Code Section 10-6A-14, relating to ministerial acts explained, required actions of
132 transaction brokers, and false information, in paragraph (a)(3), by replacing "pre-printed"
133 with "preprinted" and at the end of paragraph (b)(2), by inserting "and" following
134 "transaction;".
- 135 (19) Code Section 10-9-1, relating to the short title of the "Geo. L. Smith II Georgia World
136 Congress Center Act", by replacing "This chapter may be known and cited" with "This
137 chapter shall be known and may be cited".
- 138 (20) Code Section 10-9-50, relating to enforceability against authority and limitation on state
139 liability regarding revenue bonds, in paragraph (a)(1), by deleting the comma following
140 "including but not limited to" and in subparagraph (a)(1)(D), by deleting "which are" at the
141 beginning of both division "(i)" and division "(ii)".
- 142 (21) Code Section 10-9-51, relating to security, provisions in resolution or trust indenture
143 for protection of bondholder rights and remedies, and sinking fund regarding revenue bonds,
144 in subparagraph (b)(1)(D), by deleting "which are" at the beginning of both division "(i)" and
145 division "(ii)".
- 146 (22) Code Section 10-9-53, relating to payment of sale proceeds from revenue bonds to
147 trustees regarding the Geo. L. Smith II Georgia World Congress Center, by replacing "the
148 authority which" with "the authority, which".
- 149 (23) Code Section 10-13-2, relating to definitions regarding tobacco product manufacturers,
150 in the introductory language of paragraph (10), by replacing "the date of enactment of this
151 chapter" with "April 28, 1999,".
- 152 (24) Code Section 10-13A-8, relating to documentation to be supplied by a tobacco
153 distributor, cooperation between the state revenue commissioner and the Attorney General,
154 and promulgation of regulations, in subsection (a), by replacing "10" with "ten".
- 155 (25) Code Section 10-14-3, relating to definitions regarding cemetery and funeral services,
156 in paragraph (8), by replacing "mausoleum, a vault, crypt interments;" with "a mausoleum,
157 a vault, or crypt interments;".
- 158 (26) Code Section 10-14-4, relating to registration of dealers and cemeteries, perpetual care
159 cemeteries trust funds, nonperpetual care cemeteries, and preneed escrow accounts, in
160 subparagraph (b)(1)(L), by inserting quotation marks immediately preceding "NOTICE" and
161 immediately following "2000."

162 (27) Code Section 10-14-5, relating to preneed sales agents, contracts, and retention of
163 employee data, in subsection (e), by replacing "sent by certified mail, return receipt
164 requested, or statutory overnight delivery," with "sent by certified mail or statutory overnight
165 delivery, return receipt requested,".

166 (28) Code Section 10-14-11, relating to stop order suspending or revoking registration,
167 denial or refusal of application for registration, and penalties regarding cemetery and funeral
168 services, in subsection (c), by replacing "Secretary of the State" with "Secretary of State".

169 (29) Code Section 10-14-17, relating to prohibited acts and fees regarding cemetery and
170 funeral services, at the end of paragraph (c)(7), by inserting "or" following "agents;".

171 (30) Code Section 10-14-18, relating to duties of a registrant and written contract regarding
172 cemetery and funeral services, in the second sentence of paragraph (a)(2), by replacing
173 "burial or rights," with "burial rights,".

174 **SECTION 11.**

175 Reserved.

176 **SECTION 12.**

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

179 (1) Code Section 12-2-8, relating to promulgation of minimum standards and procedures for
180 protection of natural resources, environment, and vital areas of state and stream and reservoir
181 buffers, at the end of the introductory language of subparagraph (g)(2)(C), by replacing
182 "provided:" with "provided that:".

183 (2) Code Section 12-5-30.3, relating to sludge land application systems, in subsection (d),
184 by replacing "The provisions of this section" with "The provisions of this subsection".

185 (3) Code Section 12-7-6, relating to best management practices and minimum requirements
186 for rules, regulations, ordinances, or resolutions regarding control of soil erosion and
187 sedimentation, in the introductory language of subparagraph (b)(16)(C), by replacing "cause
188 a width of disturbance" with "they cause a width of disturbance".

189 (4) Code Section 12-16-20, relating to definitions regarding procedures for amending
190 environmental regulations, in subparagraph (7)(K), by replacing "the 'Georgia Hazardous
191 Site Reuse and Redevelopment Act';" with "the 'Georgia Brownfield Act';".

192 **SECTION 13.**

193 Reserved.

194 **SECTION 14.**

195 Title 14 of the Official Code of Georgia Annotated, relating to corporations, partnerships,
196 and associations, is amended in:

197 (1) Code Section 14-2-870, relating to procedures for disclaimer of business opportunities,
198 in the introductory language of subsection (e), by replacing "subsections (c) or (d)" with
199 "subsection (c) or (d)".

200 (2) Code Section 14-8-1, relating to the short title of the "Uniform Partnership Act", by
201 replacing "This chapter may be cited" with "This chapter shall be known and may be cited".

202 (3) Code Section 14-9-100, relating to the short title of the "Georgia Revised Uniform
203 Limited Partnership Act", by replacing "This chapter may be cited" with "This chapter shall
204 be known and may be cited".

205 (4) Code Section 14-9A-1, relating to the short title of the "Uniform Limited Partnership
206 Act", by replacing "This article may be cited" with "This article shall be known and may be
207 cited".

208 (5) Code Section 14-10-1, relating to the short title of "The Georgia Professional Association
209 Act", by replacing "This chapter may be cited" with "This chapter shall be known and may
210 be cited".

211 (6) Code Section 14-11-100, relating to the short title of the "Georgia Limited Liability
212 Company Act", by replacing "This chapter may be cited" with "This chapter shall be known
213 and may be cited".

214 **SECTION 15.**

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

216 (1) Code Section 15-19-52, relating to lawful acts by parties involved, financial services
217 advice, legal instruments, and title papers, by replacing "financial services; nor" with
218 "financial services nor" and by replacing "provided it is done" with "provided that it is done".

219 (2) Code Section 15-25-2, relating to issuance, security of cards, required information, valid
220 period, and acceptance by other agencies regarding personal identification cards for Justices,
221 in subsection (d), by deleting the comma following "Justices".

222 **SECTION 16.**

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

225 (1) Code Section 16-5-46, relating to trafficking of persons for labor or sexual servitude, in
226 subsection (a), by redesignating current paragraph (1) as new paragraph (4) and by
227 redesignating current paragraphs (2) through (4) as new paragraphs (1) through (3),
228 respectively, reordering such paragraphs so as to alphabetize definitions.

229 (2) Code Section 16-8-14, relating to theft by shoplifting, in subparagraph (b)(1)(B), by
 230 inserting a comma following "probation detention center".

231 (3) Code Section 16-8-14.1, relating to refund fraud, in paragraph (c)(2), by inserting a
 232 comma following "probation detention center".

233 (4) Code Section 16-9-130, relating to damages available to consumer victim, no defense
 234 that others engage in comparable practices, and service of complaint, in subsection (a), by
 235 replacing "provided, however, punitive damages" with "provided, however, that punitive
 236 damages".

237 (5) Code Section 16-11-103, relating to discharge of gun or pistol near a public highway and
 238 penalty, at the end of paragraph (c)(3), by deleting "pursuant to Chapter 16 of Title 43".

239 (6) Code Section 16-12-141.1, relating to disposal of aborted fetuses, reporting
 240 requirements, penalties, public report, and confidentiality of identity of physicians filing
 241 reports, in paragraph (a)(2), by deleting "of the type and confidentiality provided for in
 242 subsection (d) of Code Section 16-12-141, and".

243 (7) Code Section 16-12-170, relating to definitions regarding the sale or distribution to, or
 244 possession by, minors of cigarettes and tobacco related objects, at the beginning of the last
 245 sentence in paragraph (7), by deleting the quotations marks around "Proper identification".

246 (8) Code Section 16-13-31.1, relating to trafficking in ecstasy, sentencing, and variation, in
 247 the introductory language of subsection (a), by replacing
 248 "3,4-methylenedioxy-methamphetamine" with "3,4-methylenedioxymethamphetamine" and
 249 by replacing "3,4-methylenedioxy-amphetamine" with "3,4-methylenedioxyamphetamine"
 250 each time the terms appear.

251 (9) Code Section 16-13-71, relating to the definition of "dangerous drug", in
 252 paragraph (b)(.043), by replacing "abobotulinumtoxinA;" with "AbobotulinumtoxinA;" and
 253 in paragraph (b)(133.05), by replacing "see exceptions;" with "See exceptions;".

254 **SECTION 17.**

255 Reserved.

256 **SECTION 18.**

257 Reserved.

258 **SECTION 19.**

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

261 (1) Code Section 19-7-5, relating to reporting of child abuse, when mandated or authorized,
 262 content of report, to whom made, immunity from liability, report based upon privileged

263 communication, and penalty for failure to report, in subsection (f), by replacing "provided
264 such participation" with "provided that such participation".

265 (2) Code Section 19-8-15, relating to when objections may be filed by relatives to petition
266 for adoption, by redesignating paragraphs (1) and (2) as subsections (a) and (b), respectively.

267 **SECTION 20.**

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

269 (1) Code Section 20-2-151.2, relating to driver education course accepted for Carnegie unit
270 elective credits, by replacing "'The Driver Training School License Act,'" with "'The Driver
271 Training School and Commercial Driver Training School License Act,'".

272 (2) Code Section 20-2-702, which is reserved, by designating said Code section as repealed.

273 (3) Code Section 20-2-703, which is reserved, by designating said Code section as repealed.

274 (4) Code Section 20-3-519.2, relating to eligibility requirements for a HOPE scholarship,
275 at the end of division (a)(1)(B)(iii), by inserting "or" following "year;".

276 (5) Code Section 20-14-90, which is repealed, by designating said Code section as reserved.

277 **SECTION 21.**

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

279 (1) Code Section 21-5-71, relating to registration required of lobbyists, application for
280 registration, supplemental registration, expiration, docket, fees, identification cards, public
281 rosters, and exemptions, at the end of paragraph (i)(6.1), by inserting "or" following
282 "employer;".

283 **SECTION 22.**

284 Title 22 of the Official Code of Georgia Annotated, relating to eminent domain, is amended
285 in:

286 (1) Code Section 22-1-1, relating to definitions relative to general provisions of eminent
287 domain, in division (1)(A)(iii), by replacing "provided, however, this division" with
288 "provided, however, that this division".

289 (2) Code Section 22-3-83, relating to duties of State Commission on Petroleum Pipelines,
290 compensation, meetings, and termination, in paragraph (a)(2), by replacing "land uses" with
291 "land use".

292 (3) Code Section 22-3-85, relating to temporary moratorium on use of eminent domain for
293 construction of petroleum pipelines and study, in the introductory language of
294 subparagraph (a)(2)(D), by replacing "deed, license. or" with "deed, license, or".

295 (4) Code Section 22-3-89, relating to procedure for hearings and appeals regarding eminent
296 domain relative to petroleum pipelines, by replacing "and provided further that" with "and
297 provided, further, that".

298 **SECTION 23.**

299 Reserved.

300 **SECTION 24.**

301 Reserved.

302 **SECTION 25.**

303 Reserved.

304 **SECTION 26.**

305 Title 26 of the Official Code of Georgia Annotated, relating to food, drugs, and cosmetics,
306 is amended in:

307 (1) Code Section 26-4-28, relating to powers, duties, and authority of the State Board of
308 Pharmacy, in the introductory language of subsection (a), by inserting a comma following
309 "Georgia" and in paragraph (a)(29), by replacing "Chapter 13 of Title 50;" with "Chapter 13
310 of Title 50, the 'Georgia Administrative Procedure Act';".

311 (2) Code Section 26-4-60, relating to grounds for suspension, revocation, or refusal to grant
312 licenses to practice pharmacy, in division (a)(11)(B)(ii), by replacing "mailing of certain
313 drugs and if necessary," with "mailing of certain drugs and, if necessary," and by replacing
314 "distribution through the mail" with "distribution through the mails".

315 (3) Code Section 26-4-86, relating to compounding and distribution of drug products, in
316 subsection (c), by replacing "nonpatient specific" with "nonpatient-specific" both times the
317 phrase appears.

318 **SECTION 27.**

319 Reserved.

320 **SECTION 28.**

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

323 (1) Code Section 28-1-8, relating to the salary and allowances of members and officers of
324 the General Assembly, in subsection (f), by replacing "he" with "he or she" each time the

325 term appears and by replacing "himself or his family" with "himself or herself or his or her
326 family" and in subsection (g), by replacing "his" with "his or her".

327 (2) Code Section 28-4-3, relating to creation of the Office of Legislative Counsel and its
328 qualifications and powers and duties, in paragraph (c)(5), by replacing "He" with "He or she"
329 and in subsection (d), by replacing "he" with "he or she", by replacing "him" with "him or
330 her", and by replacing "his" with "his or her".

331 **SECTION 29.**

332 Reserved.

333 **SECTION 30.**

334 Reserved.

335 **SECTION 31.**

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

337 (1) Code Section 31-2A-18, relating to establishment of the Low THC Oil Patient Registry,
338 definitions, purpose, registration cards, quarterly reports, and waiver forms, in
339 subparagraph (a)(3)(A), by inserting a comma following "nausea".

340 (2) Code Section 31-2A-32, relating to the Positive Alternatives for Pregnancy and Parenting
341 Grant Program, by replacing "purpose of the grant program" with "purpose of the program".

342 (3) Code Section 31-2A-34, relating to services funded by the Positive Alternatives for
343 Pregnancy and Parenting Grant Program, in the introductory language, by replacing "this
344 program" with "the program", in paragraph (1), by replacing "screening" with "screenings",
345 in paragraph (7), by replacing "pregnancy and childbirth including, but not limited to," with
346 "pregnancy and childbirth, including but not limited to", and in paragraph (8), by deleting
347 the comma following "limited to".

348 (4) Code Section 31-7-3.3, relating to the definition of "excluded party" and to liability,
349 notice, dismissal, and other procedural factors regarding the regulation of hospitals and
350 related institutions, in subsection (c), by replacing "their direct" with "its direct", in
351 subsection (d), by replacing "who claims" with "that claims", and in subsections (e) and (f),
352 by replacing "such claim, or" with "such claim,".

353 (5) Code Section 31-7-53, relating to matching formula, priority system, use of earnings, and
354 approval of federal grants for construction and modernization of medical facilities, in
355 subsection (d), by replacing "the Public Health Service Act" with "the federal Public Health
356 Service Act".

357 (6) Code Section 31-7-192, relating to the Georgia Palliative Care and Quality of Life
358 Advisory Council, in subsection (d), by deleting the comma following "on the council".

359 (7) Code Section 31-8-9.1, relating to eligibility to receive tax credits and obligations of
 360 rural hospitals after receipt of funds, in subparagraph (c)(1)(A), by replacing "health
 361 care-related services" with "health care related services".

362 (8) Code Section 31-11-110, relating to legislative findings regarding a system of certified
 363 stroke centers, in paragraph (2), by inserting a comma following "in this country"; in
 364 paragraph (4), by inserting a comma following "Therefore"; and in subparagraph (6)(A), by
 365 inserting a comma following "interventions".

366 **SECTION 32.**

367 Title 32 of the Official Code of Georgia Annotated, relating to highways, bridges, and ferries,
 368 is amended in:

369 (1) Code Section 32-5-30, relating to allocation of state and federal funds for public roads,
 370 items excluded from budgeting, budgeting periods, and authorization of reduction of funds
 371 allocated, in paragraph (a)(2), by replacing "provided, however, if" with "provided, however,
 372 that if".

373 (2) Code Section 32-6-51, relating to erection, placement, or maintenance of unlawful or
 374 unauthorized structure, removal thereof, penalty for violation, and authorization of
 375 placement, erection, and maintenance of commercial advertisements by transit agency, in
 376 subparagraph (g)(1)(C), by replacing "this state including," with "this state, including,".

377 (3) Code Section 32-9-14, relating to the Metropolitan Atlanta Rapid Transit Overview
 378 Committee, in subsection (f), by replacing "for the planning," with "for planning,".

379 **SECTION 33.**

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

381 (1) Code Section 33-10-13, relating to the "Standard Valuation Law," in
 382 subparagraph (d)(2)(A), by deleting the comma following "shall annually submit the
 383 opinion".

384 (2) Code Section 33-20C-1, relating to definitions regarding accurate health care provider
 385 directories, in paragraph (1), by inserting a comma following "enrollee".

386 (3) Code Section 33-23-4, relating to insurance license required, restrictions on payment or
 387 receipt of commissions, and positions indirectly related to sale, solicitation, or negotiation
 388 of insurance excluded from licensing requirements, in subparagraph (h)(2)(B), by replacing
 389 "paragraphs" with "paragraph".

390 (4) Code Section 33-23-12, relating to limited insurance licenses, in paragraph (d)(16), by
 391 replacing "electronic mail" with "e-mail" each time the term appears.

392 (5) Code Section 33-24-14, relating to delivery of insurance policies, applicability of the
 393 Uniform Electronic Transactions Act, and additional mailings, in paragraph (d)(4), by
 394 replacing "electronic mail" with "e-mail".

395 (6) Code Section 33-25-4, relating to required nonforfeiture provisions regarding life
 396 insurance, in paragraph (d)(1), by replacing "two percent" with "2 percent", by replacing
 397 "forty percent" with "40 percent", and by replacing "twenty-five percent" with "25 percent";
 398 in paragraph (e)(1), by deleting "subsection (o) of"; and at the end of subparagraph (e)(9)(A),
 399 by replacing "4.00 percent" with "4 percent".

400 (7) Code Section 33-41-2, relating to definitions regarding captive insurance companies, in
 401 the introductory language of paragraph (2), by replacing "'Agency captive insurance'
 402 company" with "'Agency captive insurance company'".

403 (8) Code Section 33-41-10, relating to application for and issuance of certificates of
 404 authority for captive insurance companies, at the end of paragraph (a)(1), by inserting "and"
 405 following "bylaws"; in subsection (b), by replacing "him" with "him or her" and by replacing
 406 "his" with "his or her"; and in subsection (d), by replacing "he" with "he or she" and by
 407 replacing "his" with "his or her".

408 (9) Code Section 33-45-10, relating to information disclosure requirements regarding
 409 continuing care providers and facilities, in paragraph (d)(4), by replacing "Federal" with
 410 "federal".

411 (10) Code Section 33-56-3, relating to insurance company action level events, preparation
 412 and submission of a risk-based capital level plan, hearing, and out-of-state filing, at the end
 413 of subparagraph (a)(1)(B), by deleting "or" following "trend;" and at the end of
 414 subparagraph (a)(1)(C), by inserting "or" following "instructions;".

415 **SECTION 34.**

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

418 (1) Code Section 34-7-48, relating to recovery by a railroad company employee working
 419 beyond limited hours of service, by deleting ", as prohibited by Code Section 46-8-152".

420 (2) Code Section 34-8-153, relating to liability of succeeding employer, computation of rate
 421 of contributions, transfers between employers with substantially common ownership,
 422 management, or control, transfers made for the purpose of obtaining a lower rate of
 423 contribution, and penalties for violations regarding employment security, in the introductory
 424 language of subsection (g), by replacing "provision in this chapter" with "provision of this
 425 chapter".

426 (3) Code Section 34-8-164, relating to applications for adjustment or refund of contributions
 427 by employers, by replacing "provided such amounts" with "provided that such amounts".

428 (4) Code Section 34-8-196, relating to determination of eligibility for employment security
 429 benefits of persons performing certain services and eligibility for employment security
 430 benefits of aliens performing services, in subsection (e), by inserting the boldface catchline
 431 **"Reasonable assurance defined."** following the subsection (e) designation.

432 (5) Code Section 34-8-197, relating to eligibility requirements for extended employment
 433 security benefits, in paragraph (c)(2), by replacing "provided, further, if" with "provided,
 434 further, that if" both times the phrase appears.

435 (6) Code Section 34-9-5, relating to applicability of the workers' compensation chapter to
 436 employers and employees regarding pilots under contract to the Georgia Forestry
 437 Commission, by replacing "Georgia Forestry Commission" with "State Forestry
 438 Commission".

439 (7) Code Section 34-9-53, relating to directors emeritus of the State Board of Workers'
 440 Compensation, eligibility for appointment, and procedure for appointment, by replacing "in
 441 these offices; provided," with "in these offices; and provided,".

442 (8) Code Section 34-9-151, relating to definitions regarding group self-insurance funds for
 443 workers' compensation, in paragraphs (14) and (19), by replacing "comprised" with
 444 "composed" in both paragraphs.

445 (9) Code Section 34-9-152, relating to application to Commissioner of Insurance for the
 446 State of Georgia for certificate of authority to create fund, contents of application, filing fee,
 447 and membership of fund, in paragraph (b)(2), by replacing "comprised" with "composed".

448 (10) Code Section 34-9-384, relating to general powers of the board of trustees of the
 449 Self-insurers Guaranty Trust Fund, at the end of subparagraph (2)(B), by replacing the period
 450 with a semicolon following "meeting".

451 (11) Code Section 34-9-431, relating to certification of a work based learning employer and
 452 requirements, in paragraph (b)(3), by replacing "assist" with "assists".

453 **SECTION 35.**

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

456 () Code Section 35-1-2, relating to forensic medical examinations of sexual assault victims
 457 and reports, in subsection (b), by replacing "afforded to them" with "afforded to him or her"
 458 and in subsection (g), by replacing "Senate Judiciary, Non-civil Committee" with "Senate
 459 Judiciary Committee".

460 (2) Code Section 35-2-15, relating to off-duty use of motor vehicles and other equipment by
 461 certain law enforcement officers, conditions for use, and rules and regulations, in
 462 paragraph (a)(2), by replacing "in discharge" with "in the discharge" and in subsection (b),
 463 by replacing "departmental" with "department".

464 (3) Code Section 35-8-8, relating to requirements for appointment or certification of persons
 465 as peace officers and preemployment attendance at basic training course and the definition
 466 of "employment related information", in paragraph (c)(3), by replacing "\$0.25" with "25¢".

467 **SECTION 36.**

468 Reserved.

469 **SECTION 37.**

470 Title 37 of the Official Code of Georgia Annotated, relating to mental health, is amended in:

471 (1) Code Section 37-3-83, relating to procedure for continued involuntary hospitalization
 472 for mental illness, in subsection (b), by replacing "an individual" with "a person" both times
 473 the phrase appears and in subsection (j), by replacing "an individual" with "a person" and by
 474 replacing "that order" with "such order".

475 (2) Code Section 37-3-147, relating to representatives and guardians ad litem for persons
 476 with mental illness, notification provisions, and duration and scope of guardianship ad litem,
 477 in subsection (a), by replacing "that facility" with "such facility".

478 **SECTION 38.**

479 Title 38 of the Official Code of Georgia Annotated, relating to military, emergency
 480 management, and veterans affairs, is amended in:

481 (1) Code Section 38-2-280, relating to military personnel and reemployment in private
 482 industry, various types of absences, injunction to compel, and Attorney General's aid, in
 483 subsection (d), by replacing "state-sponsored" with "state sponsored".

484 (2) Code Section 38-2-1006, relating to state judge advocate, appointment, eligibility, and
 485 staff judge advocate in regard to general provisions under the "Georgia Code of Military
 486 Justice," in subsection (a), by replacing "advisor" with "adviser" and in subsection (b), by
 487 replacing "advisors" with "advisers".

488 (3) Code Section 38-2-1051, relating to voting, rulings, and charge regarding trial
 489 procedures under the "Georgia Code of Military Justice," in paragraph (c)(1), by replacing
 490 "beyond reasonable doubt;" with "beyond a reasonable doubt;".

491 (4) Code Section 38-2-1056, relating to maximum sentencing limits under the "Georgia
 492 Code of Military Justice," in subsection (b), by replacing "prescribed herein" with
 493 "prescribed in subsection (a) of this Code section".

494 (5) Code Section 38-2-1139, relating to redress of injuries to private property, complaint,
 495 investigating board, and assessment under the "Georgia Code of Military Justice," in
 496 subsection (a), by replacing "charges herein authorized" with "charges authorized by this
 497 Code section".

498 (6) Code Section 38-3-165, relating to recognition of volunteer health practitioners licensed
499 in other states in regard to the "Uniform Emergency Volunteer Health Practitioners Act," in
500 subsection (b), by replacing "this Code Section" with "this Code section".

501 **SECTION 39.**

502 Reserved.

503 **SECTION 40.**

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

506 (1) Code Section 40-1-23, relating to regulatory compliance inspections, notification,
507 contacts with state, permit required for transporting hazardous materials, escorts or
508 inspections, exceptions, recovery for damage or discharge, civil monetary penalties, routing
509 agencies, and adoption of regulations, in subsection (i), by deleting "35-2-56 [repealed] or"
510 following "Code Section".

511 (2) Code Section 40-2-38, relating to registration and licensing of manufacturers,
512 distributors, and dealers, dealer plates, and calculation of registration requirements, in
513 subparagraph (a)(4)(C), by deleting the comma following "this Code section".

514 (3) Code Section 40-2-152, relating to fees for apportionable vehicles and restricted license
515 plates for vehicles, in subparagraph (m)(2)(B), by replacing "statewide" with "state wide".

516 (4) Code Section 40-5-1, relating to definitions regarding drivers' licenses, in the
517 undesignated text at the end of paragraph (15), by replacing "U.S. Immigration and
518 Naturalization Service" with "United States Immigration and Naturalization Service".

519 (5) Code Section 40-5-21, relating to exemptions regarding issuance, expiration, and
520 renewal of licenses of motor vehicles generally, at the end of paragraph (a)(2), by replacing
521 the period with a semicolon and in paragraph (a)(11), by replacing "'The Driver Training
522 School License Act.'" with "'The Driver Training School and Commercial Driver Training
523 School License Act.'".

524 (6) Code Section 40-5-22, relating to persons not to be licensed, minimum ages for
525 licensees, school enrollment requirements, driving training requirements, and limited driving
526 permits, in paragraphs (b)(1) and (b)(2), by replacing "instructional permit" with "instruction
527 permit" each time the phrase appears.

528 (7) Code Section 40-5-24, relating to instruction permits, graduated licensing and related
529 restrictions, and temporary licenses, in subparagraph (a)(1)(B), by replacing "instructional
530 permit" with "instruction permit".

531 (8) Code Section 40-5-25, relating to applications, fees, waiver of fees, and provisions for
 532 voluntary participation in various programs, in paragraph (b)(1), by replacing "instructional
 533 permit" with "instruction permit".

534 (9) Code Section 40-5-27, relating to examination of motor vehicle applicants, in
 535 paragraphs (d)(1) and (d)(2), by replacing "instructional permit" with "instruction permit"
 536 each time the phrase appears.

537 (10) Code Section 40-5-64, relating to limited driving permits for certain offenders, in
 538 paragraph (a)(2), by replacing "ignition interlock limited driving permit" with "ignition
 539 interlock device limited driving permit".

540 (11) Code Section 40-5-66, relating to appeals from decisions of department, in
 541 subsection (a), by replacing "his" with "his or her".

542 (12) Code Section 40-5-75, relating to suspension of licenses by operation of law and
 543 reinstatement, in paragraph (g)(1), by replacing "Upon July 1, 2016," with "Effective
 544 July 1, 2016,".

545 (13) Code Section 40-5-81, relating to program optional, certification and approval of
 546 courses, and prohibited behavior by a clinic or program, in the introductory language of
 547 subsection (d), by inserting a comma following "merchant gift cards".

548 **SECTION 41.**

549 Reserved.

550 **SECTION 42.**

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

553 (1) Code Section 42-8-1, which is repealed, by designating said Code section as reserved.

554 (2) Code Section 42-8-108, relating to quarterly report to judge and council and records to
 555 be open for inspection, in subsection (b), by inserting "the" preceding "Department of
 556 Corrections" and "State Board of Pardons and Paroles".

557 (3) Code Section 42-8-109.2, relating to confidentiality of records, in subsection (a), by
 558 inserting "the" preceding "Department of Corrections" and "State Board of Pardons and
 559 Paroles".

560 **SECTION 43.**

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

563 (1) Code Section 43-5-1, relating to definitions regarding athletic trainers, by inserting "As
 564 used in this chapter, the term:" preceding paragraph (1).

565 (2) Code Section 43-10A-7, relating to licensing requirement and exceptions for professional
 566 counselors, social workers, and marriage and family therapists, in paragraph (b)(8), by
 567 replacing "Georgia Board of Workers' Compensation" with "State Board of Workers'
 568 Compensation"; in the introductory language of paragraph (b)(15), by replacing
 569 "Counselors'" with "Counselors" and by deleting "association" following "which"; in
 570 subparagraph (b)(15.1)(B), by replacing "Counselor's" with "Counselors"; and in
 571 paragraph (b)(17), by replacing "Accreditation Council for Agencies Serving the Blind and
 572 Visually Handicapped" with "Accreditation Council for Agencies Serving People with
 573 Blindness or Visual Impairment".

574 (3) Code Section 43-28-15, relating to exceptions to operation of chapter, in paragraph (8),
 575 by replacing "Georgia Board of Workers' Compensation" with "State Board of Workers'
 576 Compensation".

577 (4) Code Section 43-34-8, relating to authority of the Georgia Composite Medical Board to
 578 refuse a license, certificate, or permit or issue discipline, suspension, restoration,
 579 investigations, hearings on fitness, immunity, and publication of final disciplinary actions,
 580 in paragraph (a)(2), by replacing "connected therewith, or practiced fraud" with "connected
 581 therewith; practiced fraud" and by replacing "pursuant to this chapter, or" with "pursuant to
 582 this chapter; or", in paragraph (a)(5), by replacing "or had other disciplinary" with "had other
 583 disciplinary", in paragraph (a)(7), by replacing "which conduct or practice need not" with
 584 "which need not", in paragraph (a)(9), by replacing "or knowingly aided," with "knowingly
 585 aided," and by replacing "or knowingly performed" with "knowingly performed", in
 586 paragraph (a)(10), by replacing "which law, rule, or regulation" with "when such law, rule,
 587 or regulation", by replacing "such action is violative" with "such action violates", and by
 588 replacing "order of the board, previously entered" with "order of the board previously
 589 entered", in the introductory language of paragraph (a)(13), by inserting "(A)" following the
 590 paragraph number and by replacing the colon with a period at the end, in
 591 subparagraph (a)(13)(A), by replacing "(A)" with "(B)" and by replacing the semicolon with
 592 a period at the end, in subparagraph (a)(13)(B), by replacing "(B)" with "(C)" and by
 593 replacing "; and" with a period at the end, in subparagraph (a)(13)(C), by replacing "(C)"
 594 with "(D)", by replacing "subparagraph (A) of this paragraph" with "subparagraph (B) of this
 595 paragraph", and by replacing "subparagraph (B) of this paragraph" with "subparagraph (C)
 596 of this paragraph", in paragraph (a)(16), by replacing "provided, however that" with
 597 "provided, however, that", in paragraph (a)(20), by replacing "Occupational Safety and
 598 Health Administration (OSHA) standards;" with "Occupational Safety and Health
 599 Administration standards;", and at the end of subparagraph (a)(24)(A), by replacing the colon
 600 with a semicolon; in subparagraph (b)(1)(K), by replacing "which actions shall be kept

601 confidential," with "which shall be kept confidential", and in paragraph (b)(2), by replacing
 602 "which probation may be vacated" with "which may be vacated".

603 (5) Code Section 43-34-33, relating to institutional licenses for medical practice, in
 604 subsection (d), by replacing "Drug Enforcement Agency" with "United States Drug
 605 Enforcement Administration".

606 (6) Code Section 43-34-123, relating to Controlled Substances Therapeutic Research
 607 Program, in subsection (a), by replacing "the Federal Drug Enforcement Agency, the Food
 608 and Drug Administration," with "the United States Drug Enforcement Administration, the
 609 United States Food and Drug Administration," and in subsection (d), by replacing "federal
 610 Food and Drug Administration" with "United States Food and Drug Administration".

611 (7) Code Section 43-34-125, relating to receipt of marijuana by board, distribution, and
 612 responsibility for costs of obtaining and testing marijuana, in subsection (a), by replacing
 613 "the Food and Drug Administration, and the Federal Drug Enforcement Agency" with "the
 614 United States Food and Drug Administration, and the United States Drug Enforcement
 615 Administration".

616 (8) Code Section 43-44-7, relating to license required for speech-language pathologists and
 617 audiologists, exemptions, and posting license, by redesignating paragraphs (3) and (4) of
 618 subsection (i) as new subsections (j) and (k), respectively.

619 **SECTION 44.**

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

621 (1) Code Section 44-2-2, relating to the duty of clerk to record certain transaction affecting
 622 real estate and personal property, priority or recorded instruments, and effect of recording
 623 on rights between parties to instruments, in paragraph (a)(2), by replacing "For the purpose
 624 of this subsection, 'liens' shall be defined" with "As used in this subsection, the term 'liens'
 625 shall have the same meaning".

626 (2) Code Section 44-3-74, relating to recording condominium instruments, plats, plans, and
 627 encumbrances, in subsection (b), by replacing "plats" with "plat".

628 **SECTION 45.**

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

631 (1) Code Section 45-22-2, relating to definitions regarding the "Public Employee Hazardous
 632 Chemical Protection and Right to Know Act," by replacing "CFR" with "C.F.R." each time
 633 the term appears.

634 **SECTION 46.**

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

637 (1) Code Section 46-8-331, relating to incorporation, control, and management of interurban,
638 suburban, and street railroads, in the last sentence, by deleting "; provided, further, that
639 nothing in Code Section 46-8-127, which provides that the general direction and location of
640 railroads sought to be constructed in this state shall be ten miles from a railroad constructed
641 or laid out and selected to be constructed, shall be applicable to street, suburban, or
642 interurban railways, or the selection of the route or the construction of the same".

643 (2) Code Section 46-9-7, relating to time of accrual of actions under Code Sections 46-9-5
644 and 46-9-6, by replacing "Code Sections 46-9-5 and 46-9-6," with "Code Section 46-9-6,".

645 **SECTION 47.**

646 Reserved.

647 **SECTION 48.**

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

650 (1) Code Section 48-1-3, relating to forms and filings prior to January 1, 1980, by replacing
651 "tax-related" with "tax related".

652 (2) Code Section 48-1-8, relating to computer software, in subsection (c), by replacing
653 "under Chapter 5 or Chapter 8" with "under Chapter 5 or 8".

654 (3) Code Section 48-2-9, relating to powers of commissioner in tax proceedings and
655 assistance by Attorney General, by replacing "in behalf of this state" with "in behalf of the
656 state" and by replacing "obligation of any person including any public official" with
657 "obligation of any person, including any public official,".

658 (4) Code Section 48-2-12, relating to rules and regulations and forms relative to state
659 administrative organization, in subsection (d), by deleting "with respect" following "shall
660 apply".

661 (5) Code Section 48-2-100, relating to the short title, definitions, legislative findings, certain
662 exemptions for out-of-state businesses and employees conducting operations related to
663 declared state of emergency, and post-emergency application of state laws and requirements,
664 in paragraph (g)(1), by replacing "business' name" with "business's name".

665 (6) Code Section 48-3-3, relating to executions by tax collectors and commissioners, in
666 subsection (d), by replacing "that person" with "such person".

667 (7) Code Section 48-3-19, relating to transfer of tax executions, in paragraph (a)(2), by
668 inserting a comma following "undelivered" and by replacing "due diligence shall include
669 checking telephone directories" with "checking telephone directories".

670 (8) Code Section 48-4-104, relating to initial size of board of directors, continuation of land
671 banks created before July 1, 2012, eligibility to serve, selection of chairperson and officers,
672 governing rules and regulations, vacancies, compensation, meetings, quorum, adoption of
673 bylaws, immunity from personal liability, and voting, in paragraph (i)(5), by replacing
674 "\$50,000" with "\$50,000.00".

675 (9) Code Section 48-5-2, relating to definitions regarding ad valorem taxation of property
676 generally, in paragraph (3), by replacing "if data is available" with "if data are available" and
677 in division (3)(F)(i), by deleting the quotation marks around "brownfield property" and by
678 replacing "'Georgia Hazardous Site Reuse and Redevelopment Act,'" with "'Georgia
679 Brownfield Act,'".

680 (10) Code Section 48-5-7.1, relating to tangible real property devoted to agricultural
681 purposes, definition, persons entitled to preferential tax assessment, covenant to maintain
682 agricultural purposes, and penalty for breach of covenant, in subsection (a), by replacing "For
683 purposes of this article," with "For purposes of this article, the term" and by deleting the
684 quotation marks around "bona fide agricultural purposes".

685 (11) Code Section 48-5-7.3, relating to landmark historic property, in paragraph (a)(1), by
686 replacing "For the purposes of this Code section," with "As used in this Code section, the
687 term".

688 (12) Code Section 48-5-7.5, relating to assessment of standing timber, penalty for failure to
689 timely report, effect of reduction of property tax digest, and supplemental assessment, in
690 subsection (g), by replacing "Georgia Forestry Commission" with "State Forestry
691 Commission".

692 (13) Code Section 48-5-7.6, relating to the definition of "brownfield property", related
693 definitions, qualifying for preferential assessment, disqualification of property receiving
694 preferential assessment, responsibilities of owners, transfers of property, costs, appeals,
695 creation of lien against property, and extension of preferential assessment, by replacing
696 "'Georgia Hazardous Site Reuse and Redevelopment Act,'" with "'Georgia Brownfield Act,'"
697 each time the phrase appears.

698 (14) Code Section 48-5-32.1, relating to certification of assessed taxable value of property
699 and method of computation, resolution or ordinance required for millage rate, and
700 advertisement of intent to increase property tax, in paragraph (c)(3), by replacing "be not less
701 than 30 square inches" with "not be less than 30 square inches".

702 (15) Code Section 48-5-41, relating to property exempt from taxation, in paragraph (a)(15),
703 by inserting "the term" following "As used in this paragraph,".

- 704 (16) Code Section 48-5-48, relating to homestead exemption by qualified disabled veteran,
705 filing requirements, periodic substantiation of eligibility, and persons eligible without
706 application, in paragraph (a)(1), by replacing "who was discharged under honorable
707 conditions" with ", who was discharged under honorable conditions,".
- 708 (17) Code Section 48-5-48.1, relating to tangible personal property inventory exemption,
709 application, failure to file application as waiver of exemption, denials, and notice of renewals
710 regarding tax exemptions, in paragraph (b)(4), by replacing "January 1 are stored" with
711 "January 1 is stored".
- 712 (18) Code Section 48-5-48.2, relating to level 1 freeport exemption and referendum
713 regarding tax exemptions, in paragraph (c)(4), by replacing "January 1, are stored" with
714 "January 1, is stored" and by replacing "which are" with "which is" and in subsection (e), by
715 replacing "80 percent or all of the value" with "80 percent, or all of the value".
- 716 (19) Code Section 48-5-54, relating to application of homestead exemptions to properties
717 with multiple titleholders and properties held by administrators, executors, or trustees, in
718 subsection (b), by replacing "as long as" with "so long as".
- 719 (20) Code Section 48-5-180, relating to rate of commissions, commissions where tax
720 collector or tax commissioner is on salary, and commission from fee for sale or transfer of
721 motor vehicle license and plate in certain counties, in subsection (a), by replacing "Net
722 Digest Amount" with "Net Tax Digest Amount", in paragraph (c)(1), by replacing "according
723 to the tax net digest" with "according to the net tax digest", and by deleting subsections (d)
724 and (e), which are designated as reserved.
- 725 (21) Code Sections 48-5-221 through 48-5-231, which are repealed, by designating said
726 Code sections as reserved.
- 727 (22) Code Section 48-5-269, relating to authority to promulgate rules and regulations
728 regarding uniform books, records, forms, and manuals, and limits on change in current use
729 value of conservation use property, in subsection (b), by replacing "the Georgia Forestry
730 Commission" with "the State Forestry Commission".
- 731 (23) Code Section 48-5-272, which is repealed, by designating said Code section as
732 reserved.
- 733 (24) Code Section 48-5-299, relating to ascertainment of taxable property, assessments
734 against unreturned personal property, penalty for unreturned property, and changing real
735 property values established by appeal in prior year or stipulated by agreement, in
736 paragraph (c)(3), by replacing "writing by the parties" with "writing by both parties".
- 737 (25) Code Section 48-5-306, relating to annual notice of current assessment, contents,
738 posting notice, and new assessment description, in subsection (f), by inserting the boldface
739 catchline "**Rules and regulations.**" following the subsection (f) designation.

740 (26) Code Section 48-5-311, relating to creation of county boards of equalization, duties,
 741 review of assessments, and appeals, in subparagraph (e)(2)(A), by deleting the boldface
 742 catchline; in subparagraphs (e)(2)(B), (e)(2)(C), and (e)(6)(A), by replacing "who" with "to
 743 whom" each time the term appears; and in paragraph (e)(9), by replacing "This subsection"
 744 with "This paragraph".

745 (27) Code Section 48-5-342, relating to the commissioner examining tax digests, in
 746 paragraph (e)(2), by replacing "his or her finding and," with "his or her finding, and".

747 (28) Code Section 48-5-402, relating to public utility property in school districts subject to
 748 school tax, returns to show fair market value of property, assessment and collection of school
 749 tax by commissioner, and contesting taxability, in subsection (d), by deleting "and Code
 750 Section 48-5-403".

751 (29) Code Section 48-7-29.5, relating to tax credit for private driver education courses of
 752 minors, required documentation, and rules and regulations, in subsection (a), by replacing
 753 "'The Driver Training School License Act,'" with "'The Driver Training School and
 754 Commercial Driver Training School License Act,'".

755 (30) Code Section 48-7-29.8, relating to tax credits for the rehabilitation of historic
 756 structures and conditions and limitations, in paragraph (g)(2), by replacing "subsection (d)"
 757 with "subsection (d) of this Code section".

758 (31) Code Section 48-7-29.14, relating to income tax credit for clean energy property, in
 759 paragraph (b)(1), by replacing "provided, however, this" with "provided, however, that this".

760 (32) Code Section 48-7-30, relating to taxation of nonresident's entire net income derived
 761 from activities within state, separate accounting possible, applicability, allowed deductions,
 762 and applicability of provisions for corporations to nonresidents, in subsection (a), by
 763 replacing "within this state including," with "within this state, including,".

764 (33) Code Section 48-7-40.5, relating to tax credits for employers providing approved
 765 retraining programs, in subsection (d), by replacing "course work" with "coursework".

766 (34) Code Section 48-7-40.26, relating to tax credit for film, video, or digital production in
 767 state, in paragraph (b)(5), by replacing "Chapter 7 of this title" with "this chapter" and in the
 768 undesignated text following subparagraphs (c)(2)(B) and (d)(2)(B), by replacing "Senate
 769 Economic Development Committee," with "Senate Economic Development and Tourism
 770 Committee,".

771 (35) Code Section 48-8-3, relating to exemptions from state sales and use tax generally, in
 772 paragraph (30), by replacing "service-connected" with "service connected".

773 (36) Code Section 48-8-15, relating to state sales and use taxes applicable to the liquid
 774 propane gas commodity sold and delivered for residential heating, legislative findings, and
 775 power and duties of commissioner, in paragraphs (b)(1) and (b)(2), by replacing "Office of
 776 the Governor" with "office of the Governor" each time the phrase appears.

777 (37) Code Section 48-8-16, relating to ratification of Executive Order on sale of dyed fuel
778 oils, in subsections (b) and (c), by replacing "Office of the Governor" with "office of the
779 Governor" each time the phrase appears.

780 (38) Code Section 48-8-17, relating to suspension of collection of taxes on motor fuels and
781 aviation gasoline and ratification of temporary suspension, in subsection (b), by inserting "as
782 it existed on the effective date of this subsection" following "Code Section 48-9-14".

783 (39) Code Section 48-8-18, relating to ratification of Executive Order on pharmaceuticals
784 distributed without cost, in subsections (b) and (c), by replacing "Office of the Governor"
785 with "office of the Governor" each time the phrase appears.

786 (40) Code Section 48-8-111, relating to procedure for imposition of tax, resolution or
787 ordinance, notice to county election superintendent, and election, in subsection (d), by
788 replacing "imposing the tax" with "imposing the tax," and by replacing "otherwise the tax"
789 with "otherwise, the tax", and in paragraph (e)(1), by replacing "otherwise such debt" with
790 "otherwise, such debt".

791 (41) Code Section 48-8-202, relating to requirement of municipal ordinance or resolution
792 authorizing tax, voter approval, and form for ballot, in the ballot question in paragraph (c)(1),
793 by deleting the quotation mark preceding "() NO".

794 (42) Code Section 48-8-244, relating to election and ballot for special district transportation
795 sales and use tax, in the ballot question in subsection (b), by deleting the quotation mark
796 preceding "() NO".

797 (43) Code Section 48-8-262, relating to notice, agreement memorializing levy and rate of
798 tax, rate, and resolution required, in paragraph (c)(2), by replacing ".75 percent" with "0.75
799 percent".

800 (44) Code Section 48-8-264, relating to timing of tax for special district mass transportation
801 sales, in paragraph (c)(1), by replacing ".05 percent" with "0.05 percent".

802 (45) Code Section 48-8-269.10, relating to procedures, conditions, and limitations for
803 imposition of tax, in paragraph (c)(1), by replacing ".75 percent" with "0.75 percent" each
804 time the term appears and by replacing ".05 percent" with "0.05 percent".

805 (46) Code Section 48-8-269.22, relating to the creation of 159 special districts conterminous
806 with geographical boundary of each county and applicability, in subsection (c), by replacing
807 "coterminous" with "conterminous".

808 (47) Code Section 48-8-269.25, relating to procedures, conditions, and limitations for
809 imposition of tax, in paragraph (c)(1), by replacing ".75 percent" with "0.75 percent" each
810 time the term appears and by replacing ".05 percent" with "0.05 percent" and at the end of
811 paragraph (c)(2), by replacing the semicolon with a period.

812 (48) Code Section 48-9-9, relating to reports of motor fuel deliveries, persons required to
813 report, procedure, restrictions on delivery, and reports of unlicensed purchasers, in

814 subsection (c), by replacing "transporting motor fuel of not more than five gallons" with
815 "transporting not more than five gallons of motor fuel".

816 (49) Code Section 48-9-16, relating to penalties and interest, untimely return, failure to pay,
817 false or fraudulent returns, failure to file returns, and dyed fuel oil violations regarding motor
818 fuel tax, in subsections (b) and (d), by deleting "or 48-9-14" and in the undesignated text at
819 the end of subsection (e), by inserting a comma following "this subsection".

820 (50) Code Section 48-11-4, relating to licensing of persons engaged in tobacco business,
821 initial and annual fees, suspension and revocation, registration and inspection of vending
822 machines, bond by distributor, jurisdiction, and licensing of promotional activities, in
823 paragraph (c)(3), by replacing "Any dealer that follows" with "Any dealer who follows".

824 (51) Code Section 48-11-5, relating to licensing of nonresident distributors, authorized use
825 of stamps or metering machine, bond, amount, examination of records, service on agent,
826 applicability of chapter to nonresident distributors, and reports of shipments, in
827 paragraph (a)(1), by deleting the comma following "licensed dealers in this state".

828 (52) Code Section 48-11-8, relating to prohibition of sale or possession of unstamped
829 tobacco products, distributors to affix stamps or otherwise pay tax, payment of tax only once,
830 and reports, in subsection (e), by replacing "within the state" with "within this state".

831 (53) Code Section 48-11-9, relating to seizure as contraband of unstamped tobacco products,
832 exceptions, sale at public auction, procedure, disposition of proceeds, hearing, bond, and
833 contraband vending machines, in subparagraph (a)(2)(C), by replacing "outside the state"
834 with "outside this state" and in paragraph (a)(3) and in subsections (b) and (c), by replacing
835 "smokeless tobacco, or property" with "smokeless tobacco, or other property" each time the
836 phrase appears.

837 (54) Code Section 48-11-11, relating to records of distributors and dealers, stock of tobacco
838 products, inspection by commissioner and agents, and inspection of records of transportation
839 companies, carriers, and warehouses, in subsection (a), by replacing "at that licensed
840 location" with "at such licensed location".

841 (55) Code Section 48-11-12, relating to assessment of deficiencies and penalties for
842 incorrect reports, nonpayment of tax, or purchase of insufficient stamps, assumption of
843 illegal sale absent evidence to contrary, and penalty for deficiency due to fraud, in
844 subparagraph (a)(1)(A), by replacing "licensed distributor or licensed dealer" with "licensed
845 distributor or dealer" and in subparagraph (a)(1)(C), by replacing "licensed distributor or
846 dealer's receipts" with "licensed distributor's or dealer's receipts".

847 (56) Code Section 48-11-13, relating to tax on persons having tobacco products on which
848 tax under Code Section 48-11-2 not paid, rate, and exemptions, in paragraphs (b)(4), (b)(5),
849 and (b)(6), by replacing "the state" with "this state".

850 (57) Code Section 48-11-14, relating to registration, reports, and tax payments of persons
 851 acquiring tobacco products subject to tax under Code Section 48-11-13, assessment of tax
 852 due from person failing to file or filing incorrect report, hearing, and penalties, in
 853 subsection (b), by replacing "him" with "him or her".

854 (58) Code Section 48-11-15, relating to procedure for refund of taxes, cost price of affixed
 855 stamps, and tax on tobacco products unfit for sale, use, or consumption and destroyed or
 856 exported, by replacing "shipped out of the state" with "shipped out of this state".

857 (59) Code Section 48-11-19, relating to powers and duties of special agents and enforcement
 858 officers of department, bond, duties following arrests, and retention of weapon and badge
 859 upon retirement, in subsection (a), by replacing "the state" with "this state".

860 (60) Code Section 48-11-23.1, relating to additional requirements on the sale of tobacco
 861 products, seizure and forfeiture of contraband, and revocation of licenses, in paragraph (a)(1),
 862 by replacing "Federal" with "federal" and by replacing "15 U.S.C. Sec. 1331" with
 863 "15 U.S.C. Section 1331" and in paragraph (a)(4), by replacing "26 U.S.C. Sec. 5754" with
 864 "26 U.S.C. Section 5754".

865 (61) Code Section 48-13-29, relating to compliance by counties and municipalities with
 866 provisions, electronic or mail application process, payment of fees, establishment of system
 867 of permitting not required, and plans or specifications by mail, in subsection (b), by replacing
 868 "Electronic mail" with "E-mail".

869 (62) Code Section 48-13-51, relating to county and municipal levies on public
 870 accommodations charges for promotion of tourism, conventions, and trade shows, by
 871 revising paragraphs (a)(3) through (a)(12), as follows:

872 "(3) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
 873 the territorial limits of the special district located within the county) or municipality may
 874 levy a tax under this Code section at a rate of 5 percent. A county or municipality
 875 levying a tax pursuant to this paragraph shall expend (in each fiscal year during which
 876 the tax is collected under this paragraph) an amount equal to the amount by which the
 877 total taxes collected under this Code section exceed the taxes which would be collected
 878 at a rate of 3 percent for the purpose of:

879 (A) ~~Promoting~~ promoting tourism, conventions, and trade shows;

880 (B) ~~Supporting~~ supporting a facility owned or operated by a state authority for
 881 convention and trade show purposes or any other similar or related purposes;

882 (C) ~~Supporting~~ supporting a facility owned or operated by a local government or local
 883 authority for convention and trade show purposes or any other similar or related
 884 purposes, if a written agreement to provide such support was in effect on
 885 January 1, 1987, and if such facility is substantially completed and in operation prior
 886 to July 1, 1987;

887 (D) ~~Supporting supporting~~ a facility owned or operated by a local government or local
 888 authority for convention and trade show purposes or any other similar or related
 889 purposes if construction of such facility is funded or was funded prior to July 1, 1990,
 890 in whole or in part by a grant of state funds or is funded on or after July 1, 1990, in
 891 whole or substantially by an appropriation of state funds;

892 (E) ~~Supporting supporting~~ a facility owned by a local government or local authority for
 893 convention and trade show purposes and any other similar or related purposes if
 894 construction of such facility is substantially funded or was substantially funded on or
 895 after February 28, 1985, by a special county 1 percent sales and use tax authorized by
 896 Article 3 of Chapter 8 of this title, as amended, and if such facility was substantially
 897 completed and in operation prior to December 31, 1993; or

898 (F) ~~For for~~ some combination of such purposes.

899 Amounts so expended shall be expended only through a contract or contracts with the
 900 state, a department of state government, a state authority, a convention and visitors
 901 bureau authority created by local Act of the General Assembly for a municipality, or a
 902 private sector nonprofit organization, or through a contract or contracts with some
 903 combination of such entities, except that amounts expended for purposes of
 904 subparagraphs (C) and (D) of this paragraph may be so expended in any otherwise lawful
 905 manner.

906 (3.1) Notwithstanding any other provision of this subsection, a county (within the
 907 territorial limits of the special district located within the county) and the municipalities
 908 within a county in which a trade and convention center authority has been created by
 909 intergovernmental contract between a county and one or more municipalities located
 910 therein, and which trade and convention center authority is in existence on or before
 911 March 21, 1988, and which trade and convention center authority has not constructed or
 912 operated any facility before March 21, 1988, may levy a tax under this Code section at
 913 a rate of 6 percent. A county or municipality levying a tax pursuant to this paragraph
 914 shall expend (in each fiscal year during which the tax is collected under this paragraph)
 915 an amount equal to at least 62 1/2 percent of the total taxes collected at the rate
 916 of 6 percent for the purpose of:

917 (A) ~~Promoting promoting~~ tourism, conventions, and trade shows;

918 (B) ~~Funding funding~~, supporting, acquiring, constructing, renovating, improving, and
 919 equipping buildings, structures, and facilities, including, but not limited to, a trade and
 920 convention center, exhibit hall, conference center, performing arts center,
 921 accommodations facilities including food service, or any combination thereof, for
 922 convention, trade show, athletic, musical, theatrical, cultural, civic, and performing arts
 923 purposes and other events and activities for similar and related purposes, acquiring the

924 necessary property therefor, both real and personal, and funding all expenses incident
 925 thereto, and supporting, maintaining, and promoting such facilities owned, operated,
 926 or leased by or to the local trade and convention center authority; or

927 (C) ~~For~~ for some combination of such purposes;

928 provided, however, that at least 50 percent of the total taxes collected at the rate
 929 of 6 percent shall be expended for the purposes specified in subparagraph (B) of this
 930 paragraph. Amounts so expended shall be expended only through a contract or contracts
 931 with the state, a department of state government, a state authority, a convention and
 932 visitors bureau authority created by local Act of the General Assembly for a municipality,
 933 a local building authority created by local constitutional amendment, and a trade and
 934 convention center authority created by intergovernmental contract between a county and
 935 one or more municipalities located therein, or a private sector nonprofit organization or
 936 through a contract or contracts with some combination of such entities. The aggregate
 937 amount of all excise taxes imposed under this paragraph and all sales and use taxes, and
 938 other taxes imposed by a county or municipality, or both, shall not exceed 13 percent.
 939 Any tax levied pursuant to this paragraph shall terminate not later than
 940 December 31, 2029, provided that during any period during which there remains
 941 outstanding any obligation issued to fund a facility as contemplated by this paragraph,
 942 secured in whole or in part by a pledge of a tax authorized under this Code section, the
 943 powers of the counties and municipalities to impose and distribute the tax imposed by this
 944 paragraph shall not be diminished or impaired by the state and no county or municipality
 945 levying the tax imposed by this paragraph shall cease to levy the tax in any manner that
 946 will impair the interests and rights of the holder of any such obligation. This proviso
 947 shall be for the benefit of the holder of any such obligation and, upon the issuance of any
 948 such obligation by a building authority created by local constitutional amendment, shall
 949 constitute a contract with the holder of such obligation. Notwithstanding any other
 950 provision of this Code section to the contrary, as used in this paragraph, the term: 'fund'
 951 or 'funding' shall include the cost and expense of all things deemed necessary by a
 952 building authority created by local constitutional amendment for the construction and
 953 operation of a facility or facilities including but not limited to the study, operation,
 954 marketing, acquisition, construction, financing, including the payment of principal and
 955 interest on any obligation of the building authority created by local constitutional
 956 amendment and any obligation of the building authority created by local constitutional
 957 amendment to refund any prior obligation of the building authority created by local
 958 constitutional amendment, development, extension, enlargement, or improvement of land,
 959 waters, property, streets, highways, buildings, structures, equipment, or facilities and the
 960 repayment of any obligation incurred by an authority in connection therewith; 'obligation'

961 shall include bonds, notes, or any instrument creating an obligation to pay or reserve
 962 moneys and having an initial term of not more than 37 years; and 'facility' or 'facilities'
 963 shall mean any of the buildings, structures, and facilities described in subparagraph (B)
 964 of this paragraph and any associated parking areas or improvements originally owned or
 965 operated incident to the ownership or operation of such facility used for any purpose or
 966 purposes specified in subparagraph (B) of this paragraph by a building authority created
 967 by local constitutional amendment.

968 (3.2) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
 969 the territorial limits of the special district located within the county) and the
 970 municipalities within a county in which a trade and convention center facility is
 971 substantially funded by a special county 1 percent sales and use tax authorized by
 972 Article 3 of Chapter 8 of this title, as amended, which tax was levied prior to
 973 January 1, 1994, and is substantially funded by a state grant or grants authorized on or
 974 before January 1, 1996, may levy a tax under this Code section at a rate of 6 percent. A
 975 county or municipality levying a tax pursuant to this paragraph shall expend (in each
 976 fiscal year during which the tax is collected under this paragraph) an amount equal
 977 to 33 1/3 percent of the total taxes collected at the rate of 6 percent for the purpose of
 978 promoting tourism, conventions, and trade shows under a contract with a private sector
 979 nonprofit organization ~~as defined in subparagraph (A) of paragraph (8) of this subsection.~~
 980 In addition to the amounts required to be expended ~~above~~ by this paragraph, a county or
 981 municipality levying a tax pursuant to this paragraph shall further expend (in each fiscal
 982 year during which the tax is collected under this paragraph) an amount equal
 983 to 16 2/3 percent of the total taxes collected at the rate of 6 percent for the purpose of
 984 either marketing or operating trade and convention facilities. Marketing and operating
 985 expenditures may include a preopening marketing program for such a facility and an
 986 escrow account accrued prior to opening such facility to cover operating expenses to be
 987 incurred after the opening of such a facility. In the event such facility is not constructed,
 988 collected funds may be used for any lawful purpose relating to tourism by the county or
 989 municipality levying a tax pursuant to this paragraph.

990 (3.3) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
 991 the territorial limits of the special district located within the county) and the
 992 municipalities within a county in which a trade and convention center facility is
 993 substantially funded by a special county 1 percent sales and use tax authorized by
 994 Article 3 of Chapter 8 of this title, as amended, which tax was levied prior to
 995 January 1, 1994, and which facility was completed and in operation prior to
 996 December 31, 1994, and which county and municipalities have not previously levied a 6
 997 percent tax under paragraph (4) of this subsection, may levy a tax under this Code section

998 at a rate of 6 percent. A county or municipality levying a tax pursuant to this paragraph
 999 shall expend for the purpose of promoting tourism, conventions, and trade shows in each
 1000 fiscal year during which the tax is collected under this paragraph an amount which is
 1001 equal to (A) an amount which is not less than the amount which would have been spent
 1002 if the tax rate had not been increased to 6 percent and if the same percentage of tax
 1003 collections expended for such purposes during the immediately preceding fiscal year
 1004 were expended for such purposes during the current fiscal year plus (B) an amount equal
 1005 to 16 2/3 percent of the total taxes collected at the rate of 6 percent.

1006 (3.4) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
 1007 the territorial limits of the special district located within the county) or municipality may
 1008 levy a tax under this Code section at a rate of 6 percent. A county or municipality
 1009 levying a tax pursuant to this paragraph shall expend (in each fiscal year during which
 1010 the tax is collected under this paragraph) an amount equal to the amount by which the
 1011 total taxes collected under this Code section exceed the taxes which would be collected
 1012 at a rate of 3 percent for the purpose of:

1013 (A) Promoting ~~promoting~~ tourism, conventions, and trade shows;

1014 (B) Supporting ~~supporting~~ a facility owned or operated by a state authority for
 1015 convention and trade show purposes or any other similar or related purposes;

1016 (C) Supporting ~~supporting~~ a facility owned or operated by a local government or local
 1017 authority for convention and trade show purposes or any other similar or related
 1018 purposes, if a written agreement to provide such support was in effect on
 1019 January 1, 1987, and if such facility is substantially completed and in operation prior
 1020 to July 1, 1987;

1021 (D) Supporting ~~supporting~~ a facility owned or operated by a local government or local
 1022 authority for convention and trade show purposes or any other similar or related
 1023 purposes if construction of such facility is funded or was funded prior to July 1, 1990,
 1024 in whole or in part by a grant of state funds or is funded on or after July 1, 1990, in
 1025 whole or substantially by an appropriation of state funds;

1026 (E) Supporting ~~supporting~~ a facility owned by a local government or local authority for
 1027 convention and trade show purposes and any other similar or related purposes if
 1028 construction of such facility is substantially funded or was substantially funded on or
 1029 after February 28, 1985, by a special county 1 percent sales and use tax authorized by
 1030 Article 3 of Chapter 8 of this title, as amended, and if such facility was substantially
 1031 completed and in operation prior to December 31, 1993; or

1032 (F) For ~~for~~ some combination of such purposes.

1033 Amounts so expended shall be expended only through a contract or contracts with the
 1034 state, a department of state government, a state authority, a convention and visitors

1035 bureau authority created by local Act of the General Assembly for a municipality, or a
 1036 private sector nonprofit organization, or through a contract or contracts with some
 1037 combination of such entities, except that amounts expended for the purposes specified in
 1038 subparagraphs (C) and (D) of this paragraph may be so expended in any otherwise lawful
 1039 manner. In addition to the amounts otherwise required to be expended under this
 1040 paragraph, a county or municipality levying a tax pursuant to this paragraph shall further
 1041 expend (in each fiscal year during which the tax is collected under this paragraph) an
 1042 amount equal to $16 \frac{2}{3}$ percent of the total taxes collected at the rate of 6 percent for
 1043 promoting tourism, conventions, and trade shows. Amounts so expended shall be
 1044 expended only through a contract or contracts with the state, a department of state
 1045 government, a state authority, a convention and visitors bureau authority created by local
 1046 Act of the General Assembly for a municipality, or a private sector nonprofit
 1047 organization, or through a contract or contracts with some combination of such entities.

1048 (3.5) Notwithstanding the provisions of paragraph (1) of this subsection, a local
 1049 consolidated government (within the territorial limits of the special district located within
 1050 the county the boundary of which is conterminous with that of such local consolidated
 1051 government) may levy a tax under this Code section at a rate of 6 percent. A local
 1052 consolidated government levying a tax pursuant to this paragraph shall expend (in each
 1053 fiscal year during which the tax is collected under this paragraph) an amount equal to the
 1054 amount by which the total taxes collected under this Code section exceed the taxes which
 1055 would be collected at a rate of 3 percent for the purpose of promoting tourism,
 1056 conventions, and trade shows through a contract with a private sector nonprofit
 1057 organization. In addition to the amounts thus required to be expended, a local
 1058 consolidated government levying a tax pursuant to this paragraph shall further expend (in
 1059 each fiscal year during which the tax is collected under this paragraph) an amount equal
 1060 to $16 \frac{2}{3}$ percent of the total taxes collected at the rate of 6 percent for the purpose of
 1061 supporting a civic center owned and operated by the local consolidated government.

1062 (3.6) Reserved.

1063 (3.7)(A) Notwithstanding any other provision of this subsection, a county (within the
 1064 territorial limits of the special district located within the county) or municipality may
 1065 levy a tax under this Code section at a rate of 6 percent. A county or municipality
 1066 levying a tax pursuant to this paragraph shall expend (in each fiscal year during which
 1067 the tax is collected under this paragraph) an amount equal to the amount by which the
 1068 total taxes collected under this Code section exceed the taxes which would be collected
 1069 at a rate of 3 percent for the purpose of:

1070 (i) Promoting tourism, conventions, and trade shows;

- 1071 (ii) Supporting a facility owned or operated by a state authority for convention and
 1072 trade show purposes or any other similar or related purposes;
- 1073 (iii) Supporting a facility owned or operated by a local government or local authority
 1074 for convention and trade show purposes or any other similar or related purposes, if a
 1075 written agreement to provide such support was in effect on January 1, 1987, and if
 1076 such facility is substantially completed and in operation prior to July 1, 1987;
- 1077 (iv) Supporting a facility owned or operated by a local government or local authority
 1078 for convention and trade show purposes or any other similar or related purposes if
 1079 construction of such facility is funded or was funded prior to July 1, 1990, in whole
 1080 or in part by a grant of state funds or is funded on or after July 1, 1990, in whole or
 1081 substantially by an appropriation of state funds;
- 1082 (v) Supporting a facility owned by a local government or local authority for
 1083 convention and trade show purposes and any other similar or related purposes if
 1084 construction of such facility is substantially funded or was substantially funded on or
 1085 after February 28, 1985, by a special county 1 percent sales and use tax authorized by
 1086 Article 3 of Chapter 8 of this title, as amended, and if such facility was substantially
 1087 completed and in operation prior to December 31, 1993; or
- 1088 (vi) For some combination of such purposes.
- 1089 (B) Amounts expended pursuant to subparagraph (A) of this paragraph shall be
 1090 expended only through a contract or contracts with the state, a department of state
 1091 government, a state authority, a convention and visitors bureau authority created by
 1092 local Act of the General Assembly for a municipality, or a private sector nonprofit
 1093 organization, or through a contract or contracts with some combination of such entities,
 1094 except that amounts expended pursuant to division (iii) or (iv) of subparagraph (A) of
 1095 this paragraph may be so expended in any otherwise lawful manner.
- 1096 (3.8)(A) Notwithstanding any other provision of this subsection, a county (within the
 1097 territorial limits of the special district located within the county) or municipality may
 1098 levy a tax under this Code section at a rate of 8 percent if there is located in such county
 1099 or municipality an international horse park which was used in Olympic Games
 1100 competition and which was in operation prior to January 1, 1999. A county or
 1101 municipality levying a tax pursuant to this paragraph shall expend (in each fiscal year
 1102 during which the tax is collected under this paragraph) an amount equal to the amount
 1103 by which the total taxes collected under this Code section exceed the taxes which would
 1104 be collected at a rate of 4 percent for the purpose of:
- 1105 (i) Promoting tourism, conventions, and trade shows; or
- 1106 (ii) Supporting a publicly owned facility operated for convention and trade show
 1107 purposes or any other similar or related purposes.

1108 (B) Amounts expended pursuant to subparagraph (A) of this paragraph shall be
 1109 expended only through a contract or contracts with the state, a department of state
 1110 government, a state authority, a convention and visitors bureau authority created by
 1111 local Act of the General Assembly for a municipality, or a private sector nonprofit
 1112 organization, or through a contract or contracts with some combination of such entities.

1113 (C) In addition to the other amounts required to be expended under this paragraph, a
 1114 county or municipality levying a tax pursuant to this paragraph shall further expend (in
 1115 each fiscal year during which the tax is collected under this paragraph) an amount equal
 1116 to $16 \frac{2}{3}$ percent of the total taxes collected at the rate of 8 percent for the purpose of
 1117 constructing, developing, supporting, and operating a nature center, nature park,
 1118 wetlands education center, or nature museum for educational and recreational purposes
 1119 or any other similar purposes. Amounts which are expended to meet the $16 \frac{2}{3}$ percent
 1120 expenditure requirement of this subparagraph shall not be subject to the provisions of
 1121 subparagraph (B) of this paragraph requiring expenditure through a contract or
 1122 contracts with certain entities.

1123 (4) Notwithstanding any other provision of this subsection, a county (within the
 1124 territorial limits of the special district located within the county) or municipality may levy
 1125 a tax under this Code section at a rate of 6 percent. A county or municipality levying a
 1126 tax pursuant to this paragraph shall expend (in each fiscal year during which the tax is
 1127 collected under this paragraph) an amount equal to at least $43 \frac{1}{3}$ percent of the total
 1128 taxes collected at the rate of 6 percent for the purpose of: (A) promoting tourism,
 1129 conventions, and trade shows; (B) supporting a facility owned or operated by a state
 1130 authority for convention and trade show purposes or any other similar or related
 1131 purposes; (C) supporting a facility owned or operated by a local authority or local
 1132 government for convention and trade show purposes or any other similar or related
 1133 purposes, if a written agreement to provide such support was in effect on January 1, 1987,
 1134 and if such facility is substantially completed and in operation prior to July 1, 1987;
 1135 (D) supporting a facility owned or operated by a local government or local authority for
 1136 convention and trade show purposes or any other similar or related purposes if
 1137 construction of such facility is funded or was funded prior to July 1, 1990, in whole or
 1138 in part by a grant of state funds or is funded on or after July 1, 1990, in whole or
 1139 substantially by an appropriation of state funds; (E) supporting a facility owned by a local
 1140 government or local authority for convention and trade show purposes and any other
 1141 similar or related purposes if construction of such facility is substantially funded or was
 1142 substantially funded on or after February 28, 1985, by a special county 1 percent sales
 1143 and use tax authorized by Article 3 of Chapter 8 of this title, as amended, and such
 1144 facility was substantially completed and in operation prior to December 31, 1993; or

1145 (F) for some combination of such purposes. Amounts so expended shall be expended
1146 only through a contract or contracts with the state, a department of state government, a
1147 state authority, a convention and visitors bureau authority created by local Act of the
1148 General Assembly for a municipality, or a private sector nonprofit organization, or
1149 through a contract or contracts with some combination of such entities, except that
1150 amounts expended for purposes (C) and (D) may be so expended in any otherwise lawful
1151 manner. In addition to the amounts required to be expended above, a county or
1152 municipality levying a tax pursuant to this paragraph shall further expend (in each fiscal
1153 year during which the tax is collected under this paragraph) an amount equal to at
1154 least 1 percent of the total taxes collected at the rate of 6 percent for the purpose of
1155 supporting a museum of aviation and aviation hall of fame or an amount equal to at
1156 least 16 2/3 percent of the total taxes collected at the rate of 6 percent for the purpose of:
1157 (A) construction or expansion of either: (i) a facility owned or operated by a state
1158 authority for convention and trade show purposes or any other similar or related
1159 purposes; (ii) a facility owned or operated by a local authority or local government for
1160 convention and trade show purposes or any other similar or related purposes, if such
1161 support is provided to a governmental entity with which the county or municipality
1162 levying the tax had in effect on January 1, 1987, a contractual agreement concerning
1163 governmental support of a convention and trade show facility; (iii) a facility owned or
1164 operated for convention and trade show purposes, visitor welcome center purposes, or
1165 any other similar or related purposes by a convention and visitors bureau authority
1166 created by local Act of the General Assembly for a municipality; (iv) a facility owned or
1167 operated for convention and trade show purposes or any other similar or related purposes
1168 by a coliseum and exhibit hall authority created by local Act of the General Assembly for
1169 a county and one or more municipalities therein; (v) a facility owned by a local
1170 government or local authority for convention and trade show purposes and any other
1171 similar or related purposes if construction of such facility is substantially funded or was
1172 substantially funded on or after February 28, 1985, by a special county 1 percent sales
1173 and use tax authorized by Article 3 of Chapter 8 of this title, as amended, and such
1174 facility was substantially completed and in operation prior to December 31, 1993; (vi) a
1175 system of bicycle or pedestrian trails or walkways or both connecting a historic district
1176 within the levying county or municipality and surrounding areas (and with respect to this
1177 purpose (vi) construction and expansion shall include acquisition and development), if
1178 not later than December 1, 1993, the county or municipality has adopted ordinances,
1179 resolutions, or contracts which: (I) designate such historic district; (II) obligate the county
1180 or municipality to provide funds to promote tourism to a historic district owners and
1181 business association which qualifies as a private sector nonprofit organization under

1182 ~~subparagraph (a)(8)(A) of this Code section and~~ Section 501(c)(6) of the Internal
 1183 Revenue Code; (III) provide a 'comprehensive plan' as provided for in Chapters 70 and 71
 1184 of Title 36; (IV) provide a transportation plan as a component of such comprehensive
 1185 plan; and (V) provide a recreation plan which is designed to identify recreation needs
 1186 through the year 2000 and which includes provisions for such system of trails or
 1187 walkways or both; provided that the authority to expend funds for such system of trails
 1188 or walkways or both shall expire when all capital costs of the initial acquisition,
 1189 construction, and development of such system as identified in the relevant plan have been
 1190 paid and in no event later than July 1, 2002. Amounts so expended to meet
 1191 such 16 2/3 percent expenditure requirement shall not be subject to the foregoing
 1192 provisions of this paragraph requiring expenditure through a contract or contracts with
 1193 certain entities; or (vii) a system of bicycle or pedestrian greenways, trails, walkways, or
 1194 any combination thereof connecting a downtown historic or business district within the
 1195 levying county or municipality and surrounding areas (and with respect to this purpose
 1196 (vii) construction and expansion shall include acquisition and development), if not later
 1197 than December 1, 2000, the county or municipality has adopted ordinances, resolutions,
 1198 or contracts which: (I) designate such historic or downtown business district; (II) obligate
 1199 the county or municipality to provide funds to promote tourism to a downtown business
 1200 district owners and business association or chamber of commerce which qualifies as a
 1201 private sector nonprofit organization under ~~subparagraph (a)(8)(A) of this Code section~~
 1202 ~~and~~ Section 501(c)(6) of the Internal Revenue Code; (III) provide a 'comprehensive plan'
 1203 as provided for in Chapters 70 and 71 of Title 36; (IV) provide a transportation plan as
 1204 a component of such comprehensive plan; and (V) provide a recreation plan as a
 1205 component of such comprehensive plan which includes provisions for such system of
 1206 trails or walkways or both; provided that the authority to expend funds for such system
 1207 of trails or walkways or both shall expire when all capital costs of the initial acquisition,
 1208 construction, and development of such system as identified in the relevant plan have been
 1209 paid and in no event later than July 1, 2025; or (B) promoting tourism, conventions, and
 1210 trade shows. Amounts so expended to meet such 16 2/3 percent expenditure requirement
 1211 shall not be subject to the foregoing provisions of this paragraph requiring expenditure
 1212 through a contract or contracts with certain entities.

1213 (4.1) Notwithstanding any other provision of this subsection, a county (within the
 1214 territorial limits of the special district located within the county) or municipality within
 1215 a county in which a coliseum authority has been created by local Act of the General
 1216 Assembly and which authority is in existence on or before July 1, 1963, for the purpose
 1217 of owning or operating a facility, may levy a tax under this Code section at a rate
 1218 of 7 percent. A county or municipality levying a tax pursuant to this paragraph shall

1219 expend (in each fiscal year during which the tax is collected under this paragraph) an
 1220 amount equal to at least 62 1/2 percent of the total taxes collected at the rate of 7 percent
 1221 for the purpose of:

- 1222 (A) ~~Promoting promoting~~ tourism, conventions, and trade shows;
- 1223 (B) ~~Funding funding~~ and supporting a facility owned or operated by such coliseum
 1224 authority; or
- 1225 (C) ~~For for~~ some combination of such purposes.

1226 Amounts so expended shall be expended only through a contract or contracts with the
 1227 state, a department of state government, a state authority, a convention and visitors
 1228 bureau authority created by local Act of the General Assembly for a municipality, a local
 1229 coliseum authority, or a private sector nonprofit organization, or through a contract or
 1230 contracts with some combination of such entities, except that amounts expended for the
 1231 purpose of subparagraph (B) of this paragraph may be so expended in any otherwise
 1232 lawful manner without the necessity of a contract. The aggregate amount of all excise
 1233 taxes imposed under this paragraph and all sales and use taxes, and other taxes imposed
 1234 by a county or municipality, or both, shall not exceed 12 percent. Any tax levied
 1235 pursuant to this paragraph shall terminate not later than December 31, 2028, provided that
 1236 during any period during which there remains outstanding any obligation which is
 1237 incurred prior to January 1, 1995, issued to fund a facility as contemplated by this
 1238 paragraph, and secured in whole or in part by a pledge of a tax authorized under this Code
 1239 section, the powers of the counties and municipalities to impose and distribute the tax
 1240 imposed by this paragraph shall not be diminished or impaired by the state and no county
 1241 or municipality levying the tax imposed by this paragraph shall cease to levy the tax in
 1242 any manner that will impair the interest and rights of the holders of any such obligation.
 1243 This proviso shall be for the benefit of the holder of any such obligation and, upon the
 1244 issuance of any such obligation by a coliseum and exhibit hall authority, shall constitute
 1245 a contract with the holder of such obligations. Notwithstanding any other provision of
 1246 this Code section to the contrary, as used in this paragraph, the term: 'fund' and 'funding'
 1247 shall include the cost and expense of all things deemed necessary by a local coliseum
 1248 authority for the construction, renovation, and operation of a facility including but not
 1249 limited to the study, operation, marketing, acquisition, construction, finance,
 1250 development, extension, enlargement, or improvement of land, waters, property, streets,
 1251 highways, buildings, structures, equipment, or facilities, and the repayment of any
 1252 obligation incurred by a local coliseum authority in connection therewith; 'obligation'
 1253 shall include bonds, notes, or any instrument creating an obligation to pay or reserve
 1254 moneys incurred prior to January 1, 1995, and having an initial term of not more than 30
 1255 years; and 'facility' shall mean a coliseum or other facility and any associated parking

1256 areas or improvements originally owned or operated incident to the ownership or
1257 operation of a facility used for convention and trade show purposes or amusement
1258 purposes, educational purposes, or a combination thereof and for fairs, expositions, or
1259 exhibitions in connection therewith by a local coliseum authority.

1260 (4.2) Notwithstanding the provisions of paragraph (1) of this subsection, a local
1261 consolidated government (within the territorial limits of the special district located within
1262 the county the boundary of which is conterminous with that of such local consolidated
1263 government) may levy a tax under this Code section at a rate of 7 percent. A local
1264 consolidated government levying a tax pursuant to this paragraph shall expend (in each
1265 fiscal year during which the tax is collected under this paragraph) an amount equal to the
1266 amount by which the total taxes collected under this Code section exceed the taxes which
1267 would be collected at a rate of 3 percent as follows: an amount equal to 28.58 of the total
1268 taxes collected at the rate of 7 percent for the purpose of promoting tourism, conventions,
1269 and trade shows through a contract with a private sector nonprofit organization, an
1270 authority created by local Act of the General Assembly, or through a contract or contracts
1271 with any combination of such entities; an amount equal to 14.29 percent of the total taxes
1272 collected at the rate of 7 percent for the purpose of supporting a civic center owned or
1273 operated, or both, by the local consolidated government; and an amount equal
1274 to 14.29 percent of the total taxes collected at the rate of 7 percent for the purpose of
1275 maintaining and operating a performing arts facility.

1276 (4.3) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
1277 the territorial limits of the special district located within the county) or municipality may
1278 levy a tax under this Code section at a rate of 7 percent. A county or municipality
1279 levying a tax pursuant to this paragraph shall expend (in each fiscal year during which
1280 the tax is collected under this paragraph) amounts as follows: an amount equal to 28.58
1281 percent of the total taxes collected at the rate of 7 percent for the purpose of promoting
1282 tourism, conventions, and trade shows which amount shall be expended only through a
1283 contract or contracts with the state, a department of state government, a state authority,
1284 an authority created by local Act of the General Assembly, or a private sector nonprofit
1285 organization, or through a contract or contracts with some combination of such entities;
1286 and an amount equal to 28.58 percent of the total taxes collected at the rate of 7 percent
1287 for the purpose of supporting a conference and convention center facility or similar
1288 facility owned or operated by an authority created by local Act of the General Assembly
1289 for convention and conference center purposes or any other similar or related purposes,
1290 if a written agreement to provide such support was in effect on or prior to July 1, 1997,
1291 and if such conference and convention center facility or similar facility is substantially
1292 completed and in operation prior to December 31, 2001, which amounts shall be

1293 expended only through a contract or contracts with the state or an authority created by
1294 local Act of the General Assembly.

1295 (4.4) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
1296 the territorial limits of the special district located within the county) and municipalities
1297 within a county in which community auditorium or theater facilities owned and operated
1298 by the municipality or by a local authority created by local Act of the General Assembly
1299 for such purpose have been renovated which renovations are completed substantially on
1300 or before January 1, 2000, may levy a tax under this Code section at a rate of 7 percent.
1301 A county or municipality levying a tax pursuant to this paragraph shall expend (in each
1302 fiscal year during which the tax is collected under this paragraph) an amount equal
1303 to 28.58 percent of the total taxes collected at the rate of 7 percent for the purpose of
1304 promoting tourism, conventions, and trade shows under a contract with a private sector
1305 nonprofit organization ~~defined in subparagraph (A) of paragraph (8) of this subsection;~~
1306 and an amount equal to 28.58 percent of the total taxes collected at the rate of 7 percent
1307 for the purpose of either marketing or operating community auditorium or theater
1308 facilities or a community convention or trade center of which the theater or auditorium
1309 is a part. Marketing and operating expenditures may include a preopening marketing
1310 program for such facilities and an escrow account accrued prior to opening such facilities
1311 to cover operating expenses to be incurred after the opening of such facilities.

1312 (4.5) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
1313 the territorial limits of the special district located within the county) or municipality may
1314 levy a tax under this Code section at a rate of 7 percent. A county or municipality
1315 levying a tax pursuant to this paragraph shall expend (in each fiscal year during which
1316 the tax is collected under this paragraph) amounts as follows:

1317 (A) ~~An an~~ amount equal to 28.58 percent of the total taxes collected at the rate
1318 of 7 percent for the purpose of:

- 1319 (i) ~~Promoting promoting~~ tourism, conventions, and trade shows;
- 1320 (ii) ~~Supporting supporting~~ a facility owned or operated by a state authority for
1321 convention and trade show purposes or any other similar or related purposes;
- 1322 (iii) ~~Supporting supporting~~ a facility owned or operated by a local government or
1323 local authority for convention and trade show purposes or any other similar or related
1324 purposes; or
- 1325 (iv) ~~For for~~ some combination of such purposes.

1326 Amounts so expended shall be expended only through a contract or contracts with the
1327 state, a department of state government, a state authority, a convention and visitors
1328 bureau authority created by local Act of the General Assembly for a municipality, or
1329 a private sector nonprofit organization, or through a contract or contracts with some

1330 combination of such entities, except that amounts expended for the purpose of
 1331 division (iii) of this subparagraph may be so expended in any otherwise lawful manner;
 1332 and

1333 (B) ~~An~~ an amount equal to 28.58 percent of the total taxes collected at the rate
 1334 of 7 percent for the purpose of operating, maintaining, and marketing of a conference
 1335 center facility.

1336 (4.6)(A) Notwithstanding any other provision of this subsection, a county (within the
 1337 territorial limits of the special district located within the county) or municipality within
 1338 a county in which a convention center authority has been created by local Act of the
 1339 General Assembly and which authority is in existence on or before July 1, 2001, for the
 1340 purpose of owning or operating a facility may levy a tax under this Code section at a
 1341 rate of 5 percent. A county or municipality levying a tax pursuant to this paragraph
 1342 shall expend (in each fiscal year during which the tax is collected under this paragraph)
 1343 an amount equal to at least 40 percent of the total taxes collected at the rate of 5 percent
 1344 for the purpose of:

1345 ~~(A)~~(i) ~~Promoting~~ promoting tourism, conventions, and trade shows;

1346 ~~(B)~~(ii) ~~Funding~~ funding and supporting a facility owned or operated by such
 1347 convention and visitors authority; or

1348 ~~(C)~~(iii) ~~For~~ for some combination of such purposes.

1349 Amounts so expended shall be expended only through a contract or contracts with the
 1350 state, a department of state government, a state authority, a convention center authority
 1351 created by local Act of the General Assembly for a municipality, or a private sector
 1352 nonprofit organization, or through a contract or contracts with some combination of
 1353 such entities, except that amounts expended for the purpose ~~(B)~~ of division (ii) of this
 1354 subparagraph may be so expended in any otherwise lawful manner without the
 1355 necessity of a contract. Any tax levied pursuant to this paragraph shall terminate not
 1356 later than December 31, 2037, provided that during any period during which there
 1357 remains outstanding any obligation issued to fund a facility as contemplated by this
 1358 paragraph, and secured in whole or in part by a pledge of a tax authorized under this
 1359 Code section, the powers of the counties and municipalities to impose and distribute the
 1360 tax imposed by this paragraph shall not be diminished or impaired by the state, and no
 1361 county or municipality levying the tax imposed by this paragraph shall cease to levy the
 1362 tax in any manner that will impair the interest and rights of the holders of any such
 1363 obligation. This proviso shall be for the benefit of the holder of any such obligation
 1364 and, upon the issuance of any such obligation by a convention center authority, shall
 1365 constitute a contract with the holder of such obligations. Notwithstanding any other
 1366 provision of this Code section to the contrary, as used in this paragraph, the terms 'fund'

1367 and 'funding' shall include the cost and expense of all things deemed necessary by a
1368 local convention center authority for the construction, renovation, and operation of a
1369 facility including, but not limited to, the study, operation, marketing, acquisition,
1370 construction, finance, development, extension, enlargement, or improvement of land,
1371 waters, property, streets, highways, buildings, structures, equipment, or facilities, and
1372 the repayment of any obligation incurred by a local convention center authority in
1373 connection therewith; 'obligation' shall include bonds, notes, or any instrument creating
1374 an obligation to pay or reserve moneys and having an initial term of not more than 37
1375 years; and 'facility' shall mean a convention center or other facility and any associated
1376 parking areas or improvements originally owned or operated incident to the ownership
1377 or operation of a facility used for convention and trade show purposes or amusement
1378 purposes, educational purposes, or a combination thereof and for fairs, expositions, or
1379 exhibitions in connection therewith by a local convention center authority.

1380 (B) Notwithstanding any other provision of this subparagraph, a municipality located
1381 within a standard metropolitan statistical area recognized by the United States
1382 Department of Commerce, Bureau of the Census, which is levying a tax at a rate
1383 of 5 percent pursuant to paragraph (3) of this subsection on or before January 1, 1999,
1384 and in which an interstate highway is located, shall, on and after April 28, 1999, be
1385 authorized to levy and collect a tax under this Code section at a rate of 6 percent. A
1386 municipality levying a tax pursuant to this subparagraph shall expend, in each fiscal
1387 year during which the tax is collected under this subparagraph, an amount equal to the
1388 amount by which the total taxes collected under this subparagraph exceed the taxes
1389 which would have been collected at the rate of 5 percent for the purpose of dispensing
1390 information about the qualities of such municipality and promoting business in the
1391 municipality and to acquire for such use a building located in an area of high density
1392 retail businesses within the limits of such municipality. During any period during
1393 which there remains outstanding any obligation issued to fund a facility as
1394 contemplated by this subparagraph, and secured in whole or in part by a pledge of a tax
1395 authorized under this Code section, the powers of the counties and municipalities to
1396 impose and distribute the tax imposed by this subparagraph shall not be diminished or
1397 impaired by the state, and no county or municipality levying the tax imposed by this
1398 subparagraph shall cease to levy the tax in any manner that will impair the interest and
1399 rights of the holders of any such obligation. This proviso shall be for the benefit of the
1400 holder of any such obligation and, upon the issuance of any such obligation by a
1401 convention center authority, shall constitute a contract with the holder of such
1402 obligations.

1403 (4.7) Notwithstanding the provisions of paragraph (1) of this subsection, a county (within
 1404 the territorial limits of the special district located within the county) and the
 1405 municipalities within a county in which a trade and convention center facility is
 1406 substantially funded by a special county 1 percent sales and use tax authorized by
 1407 Article 3 of Chapter 8 of this title, as amended, which tax was levied prior to
 1408 January 1, 1994, and is substantially funded by a state grant or grants authorized on or
 1409 before January 1, 1996, may levy a tax under this Code section at a rate of 7 percent. A
 1410 county or municipality levying a tax pursuant to this paragraph shall expend (in each
 1411 fiscal year during which the tax is collected under this paragraph) an amount equal
 1412 to 28.6 percent of the total taxes collected at the rate of 7 percent for the purpose of
 1413 promoting tourism, conventions, and trade shows under a contract with a private sector
 1414 nonprofit organization ~~as defined in subparagraph (A) of paragraph (8) of this subsection.~~
 1415 In addition to the other amounts required to be expended under this paragraph, a county
 1416 or municipality levying a tax pursuant to this paragraph shall further expend (in each
 1417 fiscal year during which the tax is collected under this paragraph) an amount equal
 1418 to 14.3 percent of the total taxes collected at the rate of 7 percent for the purpose of either
 1419 marketing or operating trade and convention facilities which are managed or operated by
 1420 the Georgia International and Maritime Trade Center Authority. Marketing and operating
 1421 expenditures may include a preopening marketing program for such a facility and an
 1422 escrow account accrued prior to opening such facility to cover operating expenses to be
 1423 incurred after the opening of such a facility. In the event such facility is not constructed,
 1424 such 14.3 percent may be used for any lawful purpose relating to tourism by the county
 1425 or municipality levying a tax pursuant to this paragraph. In addition to the amounts
 1426 required to be expended under this paragraph, a county or municipality levying a tax
 1427 pursuant to this paragraph shall further expend (in each fiscal year during which the tax
 1428 is collected under this paragraph) an amount equal to 14.3 percent of the total taxes
 1429 collected at the rate of 7 percent for the purpose of planning, constructing, marketing, or
 1430 operating an attraction honoring the inventor of the cotton gin. Marketing and operating
 1431 expenditures may include a preopening marketing program for such facility and an
 1432 escrow account accrued prior to opening such facility to cover operating expenses to be
 1433 incurred after the opening of such facility. In the event such facility is not constructed,
 1434 such 14.3 percent may be used for any lawful purpose relating to tourism by the county
 1435 or municipality levying a tax pursuant to this paragraph.

1436 (5)(A)(i) Notwithstanding any other provision of this subsection, a county (within the
 1437 territorial limits of the special district located within the county) or municipality is
 1438 authorized to levy a tax under this Code section at a rate of 7 percent. A county or
 1439 municipality levying a tax pursuant to this paragraph shall expend an amount equal

1440 to at least 51.4 percent of the total taxes collected prior to July 1, 1990, at the rate
 1441 of 7 percent and an amount equal to at least 32.14 percent of the total taxes collected
 1442 on or after July 1, 1990, at the rate of 7 percent for the purpose of:

- 1443 (I) ~~Promoting promoting~~ tourism, conventions, and trade shows;
 1444 (II) ~~Supporting supporting~~ a facility owned or operated by a state authority for
 1445 convention and trade show purposes or any other similar or related purposes;
 1446 (III) ~~Supporting supporting~~ a facility owned or operated by a local authority or
 1447 local government for convention and trade show purposes or any other similar or
 1448 related purposes, if a written agreement to provide such support was in effect on
 1449 January 1, 1987, and if such facility is substantially completed and in operation
 1450 prior to July 1, 1987;
 1451 (IV) ~~Supporting supporting~~ a facility owned or operated by a local government or
 1452 local authority for convention and trade show purposes or any other similar or
 1453 related purposes if construction of such facility is funded or was funded in whole
 1454 or in part by a grant of state funds; or
 1455 (V) ~~For for~~ some combination of such purposes.

1456 Amounts so expended shall be expended only through a contract or contracts with the
 1457 state, a department of state government, a state authority, or a private sector nonprofit
 1458 organization, or through a contract or contracts with some combination of such
 1459 entities, except that amounts expended for those purposes specified in
 1460 subdivisions (III) and (IV) of this division may be so expended in any otherwise
 1461 lawful manner.

1462 (ii) In addition to the amounts required to be expended under division (i) of this
 1463 subparagraph, a county or municipality levying a tax pursuant to this paragraph shall
 1464 further expend (in each fiscal year during which the tax is collected under this
 1465 paragraph) an amount equal to 14.3 percent of the total taxes collected prior to
 1466 July 1, 1990, at the rate of 7 percent and an amount equal to 39.3 percent of the total
 1467 taxes collected on or after July 1, 1990, at the rate of 7 percent toward funding a
 1468 multipurpose domed stadium facility. Amounts so expended shall be expended only
 1469 through a contract originally with the state, a department or agency of the state, or a
 1470 state authority, or through a contract or contracts with some combination of the above.
 1471 Any tax levied pursuant to this paragraph shall terminate not later than
 1472 December 31, 2020, unless extended as provided in subparagraph (B) of this
 1473 paragraph, provided that during any period during which there remains outstanding
 1474 any obligation which is incurred prior to January 1, 1991, issued to fund a
 1475 multipurpose domed stadium as contemplated by this paragraph, and secured in whole
 1476 or in part by a pledge of a tax authorized under this Code section, or any such

1477 obligation which is incurred to refund such an obligation incurred before
 1478 January 1, 1991, the powers of the counties and municipalities to impose and
 1479 distribute the tax imposed by this paragraph shall not be diminished or impaired by
 1480 the state and no county or municipality levying the tax imposed by this paragraph
 1481 shall cease to levy the tax in any manner that will impair the interest and rights of the
 1482 holders of any such obligation. This proviso shall be for the benefit of the holder of
 1483 any such obligation and, upon the issuance of any such obligation by an authority of
 1484 the state, shall constitute a contract with the holder of such obligations.

1485 (B) Notwithstanding the termination date stated in division (ii) of subparagraph (A) of
 1486 this paragraph, notwithstanding paragraph (6) of this subsection, and notwithstanding
 1487 subsection (b) of this Code section, a tax levied under this paragraph may be extended
 1488 by resolution of the levying county or municipality and continue to be collected through
 1489 December 31, 2050, if a state authority certifies that:

1490 (i) The that the same portion of the proceeds will be used to fund a successor facility
 1491 to the multipurpose domed facility as is currently required to fund the multipurpose
 1492 domed facility under division (ii) of subparagraph (A) of this paragraph;

1493 (ii) Such that such successor facility will be located on property owned by the state
 1494 authority; and

1495 (iii) The that the state authority has entered into a contract with a national football
 1496 league team for use of the successor facility by the national football league team
 1497 through the end of the new extended period of the tax collection.

1498 During the extended period of collection provided for in this subparagraph, the county
 1499 or municipality levying the tax shall continue to comply with the expenditure
 1500 requirements of division (i) of subparagraph (A) of this paragraph. During the extended
 1501 period of collection, the county or municipality shall further expend (in each fiscal year
 1502 during which the tax is collected during the extended period of collection) an amount
 1503 equal to 39.3 percent of the total taxes collected at the rate of 7 percent toward funding
 1504 the successor facility certified by the state authority. Amounts so expended shall be
 1505 expended only through a contract with the certifying state authority. Any tax levied
 1506 pursuant to this paragraph shall terminate not later than December 31, 2050, provided
 1507 that during any period during which there remains outstanding any obligation which is
 1508 incurred to fund the successor facility certified by the state authority, and secured in
 1509 whole or in part by a pledge of a tax authorized under this Code section, or any such
 1510 obligation which is incurred to refund such an obligation, the powers of the counties
 1511 and municipalities to impose and distribute the tax imposed by this paragraph shall not
 1512 be diminished or impaired by the state and no county or municipality levying the tax
 1513 imposed by this paragraph shall cease to levy the tax in any manner that will impair the

1514 interest and rights of the holders of any such obligation. This proviso shall be for the
 1515 benefit of the holder of any such obligation and, upon the issuance of any such
 1516 obligation by an authority of the state, shall constitute a contract with the holder of such
 1517 obligations.

1518 (C) Notwithstanding any provision of the law to the contrary, and subject to the
 1519 limitations contained in this subparagraph, a municipality levying a tax a percentage of
 1520 which is dedicated to financing a multipurpose domed stadium pursuant to division (ii)
 1521 of subparagraph (A) of this paragraph shall be further authorized to expend in each
 1522 fiscal year during which the tax is collected under this paragraph an amount equal
 1523 to 39.3 percent of the total taxes collected at the rate of 7 percent toward funding any
 1524 of the purposes permitted for tourism product development contained in paragraph (6)
 1525 of Code Section 48-13-50.2. Any funding pursuant to this paragraph shall not
 1526 commence until the municipality has terminated its obligations under division (ii) of
 1527 subparagraph (A) of this paragraph and so long as there remains outstanding any
 1528 obligation which is incurred prior to January 1, 1991, issued to fund a multipurpose
 1529 domed stadium as contemplated by this paragraph, and secured in whole or in part by
 1530 a pledge of a tax authorized under this Code section, or any such obligation which is
 1531 incurred to refund such an obligation incurred before January 1, 1991.

1532 (5.1) Notwithstanding any other provision of this subsection, a county (within the
 1533 territorial limits of the special district located within the county) and the municipalities
 1534 within a county in which a coliseum and exhibit hall authority has been created by local
 1535 Act of the General Assembly for a county and one or more municipalities therein, and
 1536 which local coliseum and exhibit hall authority is in existence on or before
 1537 January 1, 1991, and which local coliseum and exhibit hall authority has not constructed
 1538 or operated any facility before January 1, 1991, may levy a tax under this Code section
 1539 at a rate of 8 percent. A county or municipality levying a tax pursuant to this paragraph
 1540 shall expend (in each fiscal year during which the tax is collected under this paragraph)
 1541 an amount equal to at least 62 1/2 percent of the total taxes collected at the rate
 1542 of 8 percent for the purpose of:

1543 (A) ~~Promoting promoting~~ tourism, conventions, and trade shows;

1544 (B) ~~Funding funding~~, supporting, acquiring, constructing, renovating, improving, and
 1545 equipping buildings, structures, and facilities, including, but not limited to, a coliseum,
 1546 exhibit hall, conference center, performing arts center, or any combination thereof, for
 1547 convention, trade show, athletic, musical, theatrical, cultural, civic, and performing arts
 1548 purposes and other events and activities for similar and related purposes, acquiring the
 1549 necessary property therefor, both real and personal, and funding all expenses incident
 1550 thereto, and supporting, maintaining, and promoting such facilities owned, operated,

1551 or leased by or to the local coliseum and exhibit hall authority or a downtown
 1552 development authority; or
 1553 (C) ~~For~~ for some combination of such purposes;
 1554 provided, however, that at least 50 percent of the total taxes collected at the rate
 1555 of 8 percent shall be expended for the purposes specified in subparagraph (B) of this
 1556 paragraph. Amounts so expended shall be expended only through a contract or contracts
 1557 with the state, a department of state government, a state authority, a convention and
 1558 visitors bureau authority created by local Act of the General Assembly for a municipality,
 1559 a local coliseum and exhibit hall authority, a downtown development authority, or a
 1560 private sector nonprofit organization, or through a contract or contracts with some
 1561 combination of such entities, ~~notwithstanding any provision of paragraph (8) of this~~
 1562 ~~subsection to the contrary~~. The aggregate amount of all excise taxes imposed under this
 1563 paragraph and all sales and use taxes, and other taxes imposed by a county or
 1564 municipality, or both, shall not exceed 13 percent; provided, however, that any sales tax
 1565 for educational purposes which is imposed pursuant to Article VIII, Section VI,
 1566 Paragraph IV of the Constitution shall not be included in calculating such limitation. Any
 1567 tax levied pursuant to this paragraph shall terminate not later than December 31, 2028,
 1568 provided that during any period during which there remains outstanding any obligation
 1569 issued to fund a facility as contemplated by this paragraph, secured in whole or in part
 1570 by a pledge of a tax authorized under this Code section, the powers of the counties and
 1571 municipalities to impose and distribute the tax imposed by this paragraph shall not be
 1572 diminished or impaired by the state and no county or municipality levying the tax
 1573 imposed by this paragraph shall cease to levy the tax in any manner that will impair the
 1574 interests and rights of the holder of any such obligation. This proviso shall be for the
 1575 benefit of the holder of any such obligation and, upon the issuance of any such obligation
 1576 by a local coliseum and exhibit hall authority or a downtown development authority, shall
 1577 constitute a contract with the holder of such obligation. Notwithstanding any other
 1578 provision of this Code section to the contrary, as used in this paragraph, the term: 'fund'
 1579 or 'funding' shall include the cost and expense of all things deemed necessary by a local
 1580 coliseum and exhibit hall authority or a downtown development authority for the
 1581 construction and operation of a facility or facilities including but not limited to the study,
 1582 operation, marketing, acquisition, construction, financing, including the payment of
 1583 principal and interest on any obligation of the local coliseum and exhibit hall authority
 1584 or the downtown development authority and any obligation of the local coliseum and
 1585 exhibit hall authority or the downtown development authority to refund any prior
 1586 obligation of the local coliseum and exhibit hall authority or the downtown development
 1587 authority, development, extension, enlargement, or improvement of land, waters,

1588 property, streets, highways, buildings, structures, equipment, or facilities and the
 1589 repayment of any obligation incurred by an authority in connection therewith; 'obligation'
 1590 shall include bonds, notes, or any instrument creating an obligation to pay or reserve
 1591 moneys and having an initial term of not more than 37 years; 'facility' or 'facilities' shall
 1592 mean any of the buildings, structures, and facilities described in subparagraph (B) of this
 1593 paragraph and any associated parking areas or improvements originally owned or
 1594 operated incident to the ownership or operation of such facility used for any purpose or
 1595 purposes specified in subparagraph (B) of this paragraph by a local coliseum and exhibit
 1596 hall authority or a downtown development authority; and 'downtown development
 1597 authority' shall mean a downtown development authority created by local Act of the
 1598 General Assembly for a municipality pursuant to a local constitutional amendment.

1599 (5.2)(A) Notwithstanding the provisions of paragraph (1) of this subsection, a county
 1600 (within the territorial limits of the special district located within the county) and
 1601 municipalities within a county in which community auditorium or theater facilities
 1602 owned and operated by the municipality have been renovated which renovations are
 1603 completed substantially on or before July 1, 1995, and which county and municipalities
 1604 have not previously levied a 6 percent tax under paragraph (4) of this subsection may
 1605 levy a tax under this Code section at a rate of 8 percent.

1606 (B) A county or municipality levying a tax pursuant to this paragraph shall expend (in
 1607 each fiscal year during which the tax is collected under this paragraph) an amount equal
 1608 to 33 1/3 percent of the total taxes collected at the rate of 8 percent under this
 1609 subparagraph for the purpose of promoting tourism, conventions, and trade shows under
 1610 a contract with a private sector nonprofit organization ~~defined in subparagraph (A) of~~
 1611 ~~paragraph (8) of this subsection.~~

1612 (C) In addition to the amounts required to be expended pursuant to subparagraph (B)
 1613 of this paragraph, a county or municipality levying a tax pursuant to this paragraph shall
 1614 further expend (in each fiscal year during which the tax is collected under this
 1615 paragraph) an amount equal to 16 2/3 percent of the total taxes collected at the rate
 1616 of 8 percent for the purpose of either marketing or operating community auditorium or
 1617 theater facilities or a community convention or trade center of which the theater or
 1618 auditorium is a part. Marketing and operating expenditures may include a preopening
 1619 marketing program for such facilities and an escrow account accrued prior to opening
 1620 such facilities to cover operating expenses to be incurred after the opening of such
 1621 facilities.

1622 (D) In addition to the amounts required to be expended pursuant to subparagraphs (B)
 1623 and (C) of this paragraph, a county or municipality levying a tax pursuant to this
 1624 paragraph shall further expend (in each fiscal year during which the tax is collected

1625 under this paragraph) an amount equal to 33 1/3 percent of the total taxes collected at
 1626 the rate of 8 percent for general recreation purposes. Amounts so expended shall be
 1627 expended only through a contract or contracts with a recreation authority created by
 1628 local Act of the General Assembly.

1629 (5.3)(A) Notwithstanding the provisions of paragraph (1) of this subsection, a county
 1630 (within the territorial limits of the special district located within the county) and
 1631 municipalities within such a county in which a convention and visitor's bureau authority
 1632 has been created by local Act of the General Assembly which was in existence on
 1633 July 1, 2005, and which authority is established specifically by such local Act as a
 1634 permissible, but not exclusive, entity for the transfer of hotel and motel tax funds by the
 1635 taxing entities of the county for which such authority was created may levy a tax under
 1636 this Code section at a rate of 5 percent.

1637 (B) The provisions of paragraph (2) of this subsection relating to expenditures shall
 1638 apply to this paragraph; provided, however, that a county or municipality levying a tax
 1639 pursuant to this paragraph shall be authorized, but not required, to expend funds
 1640 through a convention and visitor's bureau authority created by local Act of the General
 1641 Assembly.

1642 (6) Following the termination of a tax under paragraph (2.1), (2.2), (3.1), (3.2), (3.3),
 1643 (3.4), (3.5), (3.7), (4.1), (4.2), (4.3), (4.4), (4.5), (4.6), (4.7), (5), (5.1), (5.2), or (5.3) of
 1644 this subsection, any county or municipality which has levied a tax pursuant to
 1645 paragraph (2.1), (2.2), (3.1), (3.2), (3.3), (3.4), (3.5), (3.7), (4.1), (4.2), (4.3), (4.4), (4.5),
 1646 (4.6), (4.7), (5), (5.1), (5.2), or (5.3) of this subsection shall levy any future taxes under
 1647 this Code section in a manner authorized by subsection (b) of this Code section.

1648 (7) As used in this subsection, the term:

1649 (A) 'Fund' and 'funding' mean the cost and expense of all things deemed necessary by
 1650 a state authority for the construction and operation of a multipurpose domed stadium
 1651 and a successor facility to such multipurpose domed stadium including but not limited
 1652 to the study, operation, marketing, acquisition, construction, finance, development,
 1653 extension, enlargement, or improvement of land, waters, property, streets, highways,
 1654 buildings, structures, equipment, or facilities, and the repayment of any obligation
 1655 incurred by an authority in connection therewith.

1656 (B) 'Obligation' means bonds, notes, or any instrument creating an obligation to pay
 1657 or reserve moneys; and having an initial term of not more than 30 years.

1658 (C) 'Multipurpose domed stadium facility' means a multipurpose domed stadium
 1659 facility and any associated parking areas or improvements originally owned or operated
 1660 incident to the ownership or operation of a facility used for convention and trade show

1661 purposes by the state, a department or agency of the state, a state authority, or a
1662 combination thereof.

1663 (8) Reserved.

1664 (9)(A) A county or municipality imposing a tax under paragraph (1), (2), (2.1), (2.2),
1665 (3), (3.1), (3.2), (3.3), (3.4), (3.5), (3.7), (4), (4.1), (4.2), (4.3), (4.4), (4.5), (4.6), (4.7),
1666 (5), (5.1), (5.2), or (5.3) of this subsection shall, prior to the imposition of the tax (if the
1667 tax is imposed on or after July 1, 1990) and prior to each fiscal year thereafter in which
1668 the tax is imposed, adopt a budget plan specifying how the proceeds of the tax shall be
1669 expended. Prior to the adoption of such budget plan, the county or municipality shall
1670 obtain from the authorized entity with which it proposes to contract to meet the
1671 expenditure requirements of this Code section a budget for expenditures to be made by
1672 such organization; and such budget shall be made a part of the county or municipal
1673 budget plan.

1674 (B)(i) The determination as to whether a county or municipality has complied with
1675 the expenditure requirements of paragraph (2), (2.1), (2.2), (3), (3.1), (3.2), (3.3),
1676 (3.4), (3.5), (3.7), (4), (4.1), (4.2), (4.3), (4.4), (4.5), (4.6), (4.7), (5), (5.1), (5.2), or
1677 (5.3) of this subsection shall be made for each fiscal year beginning on or after
1678 July 1, 1987, and, as of the end of each fiscal year, shall be prominently reflected in
1679 the audit required under Code Section 36-81-7; and shall disclose:

1680 (I) The amount of funds expended or contractually committed for expenditure as
1681 provided in paragraph (2), (2.1), (2.2), (3), (3.1), (3.2), (3.3), (3.4), (3.5), (3.7), (4),
1682 (4.1), (4.2), (4.3), (4.4), (4.5), (4.6), (4.7), (5), (5.1), (5.2), or (5.3) of this
1683 subsection, whichever is applicable, during the fiscal year;

1684 (II) The amount of tax receipts under this Code section during such fiscal year; and

1685 (III) Expenditures as a percentage of tax receipts.

1686 (ii) A county or municipality contractually expending funds to meet the expenditure
1687 requirements of paragraph (2), (2.1), (2.2), (3), (3.1), (3.2), (3.3), (3.4), (3.5), (3.7),
1688 (4), (4.1), (4.2), (4.3), (4.4), (4.5), (4.6), (4.7), (5), (5.1), (5.2), or (5.3) of this
1689 subsection shall require the contracting party to provide audit verification that the
1690 contracting party makes use of such funds in conformity with the requirements of this
1691 subsection. If the audit required by Code Section 36-81-7 identifies noncompliance
1692 with the applicable expenditure requirements of this Code section, such
1693 noncompliance shall be reported in accordance with paragraph (2) of subsection (c)
1694 of Code Section 36-81-7. The state auditor shall report all instances of
1695 noncompliance with this subparagraph noted in the audit report to the Department of
1696 Community Affairs upon completion of the report review required by paragraph (2)
1697 of subsection (d) of Code Section 36-81-7. The state auditor shall furnish a copy of

1698 all documents submitted by the local government or the local government's auditor
 1699 pertaining to noncompliance with this subparagraph to the Department of Revenue.
 1700 The Department of Community Affairs shall submit a copy of such documents to the
 1701 performance review board.

1702 (10) Nothing in this article shall be construed to limit the power of a county or
 1703 municipality to expend more than the required amounts, or all, of the total taxes collected
 1704 under this Code section for the purposes described in paragraph (2), (2.1), (2.2), (3), (3.1),
 1705 (3.2), (3.3), (3.4), (3.5), (3.7), (4), (4.1), (4.2), (4.3), (4.4), (4.5), (4.6), (4.7), (5), (5.1),
 1706 (5.2), or (5.3) of this subsection.

1707 ~~(11) Reserved.~~

1708 ~~(12) Reserved."~~

1709 **SECTION 49.**

1710 Title 49 of the Official Code of Georgia Annotated, relating to social services, is amended
 1711 in:

1712 (1) Code Section 49-3-2, relating to appointment of county board members, terms,
 1713 vacancies, per diem and expenses, and the role of county board, in subsection (e), by
 1714 replacing "temporary assistance for needy families" with "Temporary Assistance for Needy
 1715 Families" and "supplemental nutrition assistance program" with "Supplemental Nutrition
 1716 Assistance Program".

1717 (2) Code Section 49-5-4.1, relating to establishment of a child welfare agency public
 1718 scorecard, in subsection (c), by replacing "inspection or," with "inspection, or".

1719 (3) Code Section 49-5-12, relating to licensing and inspection of child welfare agencies,
 1720 standards, revocation or refusal of license, penalties, and violations, in subsection (b), by
 1721 deleting ", as defined in subsection (a) of this Code section,".

1722 (4) Code Section 49-5-12.3, relating to definitions and the annual inspection of child welfare
 1723 agencies, in subsection (b), by replacing "results of annual inspection" with "results of the
 1724 annual inspection".

1725 (5) Code Section 49-5-40, relating to definitions, confidentiality of records, and restricted
 1726 access to child abuse records, in subparagraph (a)(4)(A), by replacing "United States
 1727 including" with "United States, including" each time the phrase appears.

1728 (6) Code Section 49-5-41, relating to persons and agencies permitted access to child abuse
 1729 records, in paragraph (a)(1), by replacing "such entity, that" with "such entity that", in
 1730 division (a)(5)(C)(i), by replacing "department, or in the absence" with "department or, in the
 1731 absence", in paragraph (a)(10), by replacing "the commissioner of the department" with "the
 1732 commissioner", and in subsection (f), by replacing "record" with "records" each time the term
 1733 appears.

1734 (7) Code Section 49-6-61, relating to definitions regarding community care and services for
1735 the elderly, in paragraph (2), by replacing "the Georgia Medical Assistance Act of 1977."
1736 with "the 'Georgia Medical Assistance Act of 1977.'"

1737

SECTION 50.

1738 Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended
1739 in:

1740 (1) Code Section 50-3-88, relating to definitions and designation of the adoptable dog as the
1741 official state dog, in subsection (a), by replacing "As used in this Code section:" with "As
1742 used in this Code section, the term:".

1743 (2) Code Section 50-5-85, relating to state prohibited from entering into certain contracts
1744 with or without certification that boycott of Israel not to be conducted by other party, in
1745 subsection (c), by replacing "Subsection (a)" with "Subsection (b)".

1746 (3) Code Section 50-5C-6, relating to termination for default, assumption of responsibilities
1747 and duties, eminent domain power not delegated, and other powers, in subsection (b), by
1748 replacing "the right, title, and interest" with "the rights, title, and interest".

1749 (4) Code Section 50-8-18, relating to energy efficient construction of major state-funded
1750 facility projects, short title, legislative findings, and "major facility project" defined, in
1751 subsection (c), by replacing "For purposes of this Code section," with "For purposes of this
1752 Code section, the term".

1753 (5) Chapter 18, relating to state printing and documents, by redesignating Code
1754 Section 50-18-75, relating to confidentiality of communications between the Office of
1755 Legislative Counsel and certain persons, as Code Section 28-4-3.1 and replacing the term
1756 "this article" with "Article 4 of Chapter 18 of Title 50" in said Code section.

1757 (6) Code Section 50-27-87.1, relating to unfair methods of competition and unfair and
1758 deceptive acts, in paragraph (4), by replacing "as any incentive" with "as an incentive".

1759

SECTION 51.

1760 Title 51 of the Official Code of Georgia Annotated, relating to torts, is amended in:

1761 (1) Code Section 51-14-1, relating to legislative findings and purpose regarding asbestos and
1762 silica claims, in paragraph (a)(1), by replacing "1980's" with "1980s", and in
1763 paragraph (a)(2), by replacing "1970's" with "1970s".

1764

SECTION 52.

1765 Reserved.

SECTION 53.

1766
1767 Reserved.

SECTION 54.

1768
1769 (a) Except for Title 47, the text of Code sections and title, chapter, article, part, subpart,
1770 Code section, subsection, paragraph, subparagraph, division, and subdivision numbers and
1771 designations as contained in the Official Code of Georgia Annotated published under
1772 authority of the state by The Michie Company in 1982 and contained in Volumes 3
1773 through 40 of such publication or replacement volumes thereto, as amended by the text and
1774 numbering of Code sections as contained in the 2016 supplements to the Official Code of
1775 Georgia Annotated published under authority of the state in 2016 by LEXIS Publishing, are
1776 hereby reenacted.

1777 (b) Annotations; editorial notes; Code Revision Commission notes; research references;
1778 notes on law review articles; opinions of the Attorney General of Georgia; indexes; analyses;
1779 title, chapter, article, part, and subpart captions or headings, except as otherwise provided in
1780 the Code; catchlines of Code sections or portions thereof, except as otherwise provided in
1781 the Code; and rules and regulations of state agencies, departments, boards, commissions, or
1782 other entities which are contained in the Official Code of Georgia Annotated are not enacted
1783 as statutes by the provisions of this Act. Material which has been added in brackets or
1784 parentheses and editorial, delayed effective date, effect of amendment, or other similar notes
1785 within the text of a Code section by the editorial staff of the publisher in order to explain or
1786 to prevent a misapprehension concerning the contents of the Code section and which is
1787 explained in an editorial note is not enacted by the provisions of this section and shall not be
1788 considered a part of any statutes.

1789 (c) The reenactment of the statutory portion of the Official Code of Georgia Annotated by
1790 subsection (a) of this section shall not affect, supersede, or repeal any Act of the General
1791 Assembly, or portion thereof, which is not contained in the Official Code of Georgia
1792 Annotated and which was not repealed by Code Section 1-1-10, specifically including those
1793 Acts which have not yet been included in the text of the Official Code of Georgia Annotated
1794 because of effective dates which extend beyond the effective date of the Code or the
1795 publication date of the Code or its supplements. This subsection shall not apply to any Act
1796 or portion thereof which was superseded due to conflict as provided by subsection (b) of
1797 Code Section 28-9-5.

1798 (d) The provisions contained in Sections 1 through 53 of this Act and in the other Acts
1799 enacted at the 2016 regular session of the General Assembly of Georgia shall supersede the
1800 provisions of the Official Code of Georgia Annotated ratified and reenacted by subsection (a)
1801 of this section.

1802 (e) In the event of a conflict between a provision in Sections 1 through 53 of this Act and
1803 a provision of another Act enacted at the 2017 regular session of the General Assembly, the
1804 provision of such other Act shall control over the conflicting provision in Sections 1
1805 through 53 of this Act to the extent of the conflict.

1806

SECTION 55.

1807 (a) This Act shall become effective upon its approval by the Governor or upon its becoming
1808 law without such approval, except as provided in subsection (b) of this section.

1809 (b)(1) The amendment to paragraph (a)(2) of Code Section 40-5-64 made by
1810 paragraph (10) of Section 40 of this Act shall become effective on July 1, 2017;

1811 (2) The amendment to subsection (a) of Code Section 40-5-66 made by paragraph (11)
1812 of Section 40 of this Act shall become effective on July 1, 2017; and

1813 (3) The amendment to subsection (c) of Code Section 49-5-4.1 made by paragraph (2)
1814 of Section 49 of this Act shall become effective on the earlier of March 1, 2017, or the
1815 effective date of this Act in subsection (a) of this section.

1816

SECTION 56.

1817 All laws and parts of laws in conflict with this Act are repealed.