Representative Hall, Atlanta, Georgia

Thursday, March 30, 2006

The House met pursuant to adjournment at 10:00 o'clock, A.M., this day and was called to order by the Speaker Pro Tem.

The roll was called and the following Representatives answered to their names:

Abdul-Salaam	Crawford	Hill, C.A	Manning	Rynders
Amerson	Cummings	Holt	Martin	Scheid
E Anderson	Davis	Horne	Maxwell	Scott, A
Ashe	Dickson	Howard, E	May	Scott, M
Barnard	Dodson	Hugley	Meadows	Setzler
Bearden	Drenner	Jacobs	Mills	Sheldon
Benton	Ehrhart	James	Mitchell	E Sinkfield
Black	England	Jamieson	Morris	Smith, B
Bordeaux	Everson	Jennings	Mosley	Smith, L
Bridges	E Floyd, H	Jones, J	Mumford	Smith, P
Brooks	Floyd, J	Jones, S	Murphy, J	Smith, R
Brown	Fludd	Keown	Murphy, Q	Smith, T
Bryant	Forster	Kidd	Neal	Smith, V
Buckner, D	Franklin	Knight	O'Neal	E Smyre
Buckner, G	Freeman	Knox	Parham	Stanley-Turner
Burmeister	Gardner	Lakly	Parrish	Talton
Burns	Geisinger	Lane, B	Parsons	Teilhet
Butler	Graves, D	Lane, R	Porter	Thomas, A.M
Byrd	Graves, T	Lewis	Ralston	Thomas, B
Carter	Greene	Lindsey	Reece, B	Tumlin
Chambers	Hatfield	Lord	Reece, S	Warren
Channell	Heard, J	Loudermilk	Reese	Wilkinson
Cheokas	Heard, K	Lunsford	Rice	Williams, E
Coleman, B	Hembree	Maddox	Roberts	Williams, R
Cooper	E Henson	Mangham	Royal	Wix
Cox	Hill, C			

The following members were off the floor of the House when the roll was called:

Representatives Beasley-Teague of the 65th, Borders of the 175th, Burkhalter of the 50th, Casas of the 103rd, Coan of the 101st, Coleman of the 144th, Dean of the 59th, Dollar of the 45th, Dukes of the 150th, Hanner of the 148th, Harbin of the 118th, Houston of the 170th, Hudson of the 124th, Jackson of the 161st, Jenkins of the 8th, Jordan of the 77th, Keen of the 179th, Lucas of the 139th, Marin of the 96th, McCall of the 30th, Millar of the 79th, Mosby of the 90th, Oliver of the 83rd, Orrock of the 58th, Powell of the 29th, Randall of the 138th, Rogers of the 26th, Shaw of the 176th, Sims of the 151st, Sims of the 169th, Stephenson of the 92nd, Walker of the 107th, Watson of the 91st, Willard of the 49th, Williams of the 165th, and Yates of the 73rd.

They wish to be recorded as present.

Prayer was offered by the Reverend Robert Broughton, New Springfield Baptist Church, East Point, Georgia.

The members pledged allegiance to the flag.

Representative Heard of the 104th, Chairman of the Committee on Information and Audits, reported that the Journal of the previous legislative day had been read and found to be correct.

By unanimous consent, the reading of the Journal was dispensed with.

The Journal was confirmed.

By unanimous consent, the following was established as the order of business during the first part of the period of unanimous consents:

1. Introduction of Bills and Resolutions.

2. First reading and reference of House Bills and Resolutions.

3. Second reading of Bills and Resolutions.

4. Reports of Standing Committees.

5. Third reading and passage of Local uncontested Bills.

6. First reading and reference of Senate Bills and Resolutions.

By unanimous consent, the following Bills and Resolution of the House were introduced, read the first time and referred to the Committees:

HB 1665. By Representatives Buckner of the 76th, Powell of the 29th, Thomas of the 100th, Reece of the 11th and Dukes of the 150th:

A BILL to be entitled an Act to amend Chapter 5 of Title 10 of the Official Code of Georgia Annotated, relating to securities and security investments, so as to provide for the establishment of the Georgia Investment Fraud Prevention Board; to provide for membership; to provide for terms; to provide that members shall receive no compensation; to provide for reappointment; to provide for administration; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banks & Banking.

HB 1666. By Representatives Buckner of the 76th, Powell of the 29th, Thomas of the 100th, Reece of the 11th and Dukes of the 150th:

A BILL to be entitled an Act to amend Article 34 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to identity theft, so as to provide for the establishment of an identity theft prevention board; to provide for membership; to provide for terms; to provide that members shall receive no compensation; to provide for reappointment; to provide for administration; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Banks & Banking.

HB 1667. By Representatives Davis of the 109th, Hatfield of the 177th, Walker of the 107th, May of the 111th, Loudermilk of the 14th and others:

A BILL to be entitled an Act to amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to abolish the state income tax; to increase the rate of tax on the retail purchase, retail sale, rental, storage, use, or consumption of certain tangible property and on certain services; to provide for applicability with respect to building and construction materials and to certain services; to provide for application of sales and use taxes with respect to certain sales of motor fuels; to provide for conforming changes with respect to certain tax ceilings, imposition of taxes, collection from dealers, disposition of certain excess taxes, compensation of dealers for reporting and paying taxes, and payment of taxes by certain contractors; to provide for editorial revision; to provide for other matters relative to the foregoing; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Committee on Ways & Means.

HR 2088. By Representatives Heard of the 114th, Kidd of the 115th and Greene of the 149th:

A RESOLUTION creating the House Black Belt Study Committee; and for other purposes.

Referred to the Committee on Governmental Affairs.

By unanimous consent, the following Resolutions of the House were read the second time:

HR 2039	HR 2041
HR 2040	HR 2068

Representative Manning of the 32nd District, Chairman of the Committee on Children and Youth, submitted the following report:

Mr. Speaker:

Your Committee on Children and Youth has had under consideration the following Resolutions of the House and has instructed me to report the same back to the House with the following recommendations:

HR 1887	Do Pass
HR 1939	Do Pass

Respectfully submitted,
/s/ Manning of the 32nd
Chairman

Representative Smith of the 168th District, Chairman of the Committee on State Planning and Community Affairs, submitted the following report:

Mr. Speaker:

Your Committee on State Planning and Community Affairs - Local Legislation has had under consideration the following Bills of the Senate and has instructed me to report the same back to the House with the following recommendations:

SB 663	Do Pass	SB 668	Do Pass
SB 664	Do Pass, by Substitute	SB 672	Do Pass

Respectfully submitted,
/s/ Smith of the 168th
Chairman

The following report of the Committee on Rules was read and adopted:

HOUSE RULES CALENDAR
THURSDAY, MARCH 30, 2006

Mr. Speaker and Members of the House:

The Committee on Rules has fixed the calendar for this 40th Legislative Day as enumerated below:

UNCONTESTED HOUSE/SENATE RESOLUTIONS

SR 282	John Lee Drake, Sr., Highway; dedicate
SR 433	Designate; Mayor Johnny Bradfield Highway; Telfair County
SR 434	Designate; Martin Luther King, Jr., Blvd.; Telfair County
SR 639	SGT Mike Stokely Memorial Highway; dedicate (PF)
SR 686	Designate; J. Alton Wingate, Sr. Memorial Parkway; Habersham County
SR 864	SGT Mike Stokely Memorial Highway; dedicating
SR 873	Parish, Emory; commend
SR 1028	Dr. Luke Glenn Garrett, Jr. Memorial Highway; dedicate
SR 1034	SGT Mathew Vincent Gibbs Memorial Bridge; dedicate
SR 1093	Durward (Red) Murphy Memorial Bridge; dedicate
SR 1094	Charles S. (Buddy) Cowan, Jr. Memorial Bridge; dedicate

DEBATE CALENDAR

Open Rule

None

Modified Open Rule

None

Modified Structured Rule

None

Structured Rule

None

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,
/s/ Ehrhart of the 36th
Chairman

By unanimous consent, the following Bills of the Senate were taken up for consideration and read the third time:

SB 663. By Senators Thompson of the 5th, Unterman of the 45th, Weber of the 40th, Balfour of the 9th, Shafer of the 48th and others:

A BILL to be entitled an Act to amend an Act creating the Gwinnett County Arts Facility Authority, approved April 14, 1991 (Ga. L. 1991, p. 3542), so as to change the number of times each year the authority shall meet; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

SB 664. By Senator Pearson of the 51st:

A BILL to be entitled an Act to create the Pickens County Airport Authority; to provide for a short title and legislative findings; to confer powers and impose duties on the authority; to provide for the membership and the appointment of members of the authority and their terms of office, qualifications, duties, powers, and compensation; to provide for vacancies, organization, meetings, and expenses; to prohibit authority employees and members from having certain interests; to provide for definitions; to provide for revenue bonds and their form, signatures thereon, negotiability, sale, and use of proceeds from such sales; to provide for interim documents and for lost or mutilated documents; to provide for conditions for issuance; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To create the Pickens County Airport Authority; to provide for a short title and legislative findings; to confer powers and impose duties on the authority; to provide for the membership and the appointment of members of the authority and their terms of office, qualifications, duties, powers, and compensation; to provide for vacancies, organization, meetings, and expenses; to prohibit authority employees and members from having certain interests; to provide for definitions; to provide for revenue bonds and their form, signatures thereon, negotiability, sale, and use of proceeds from such sales; to provide for interim documents and for lost or mutilated documents; to provide for conditions for issuance; to prohibit the pledge of credit for the payment of bonds; to provide for trust indentures and a sinking fund; to provide for payment of bond proceeds; to provide for

bondholder remedies and protection; to provide for refunding bonds; to provide for bond validation; to provide for venue and jurisdiction; to provide for trust funds; to provide for authority purpose; to provide for charges; to provide for rules and regulations; to provide for tort immunity; to provide for tax exemptions; to provide for supplemental powers; to provide for effect on other governments; to provide for liberal construction; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.
Short title.

This Act shall be known and may be cited as the "Pickens County Airport Authority Act."

SECTION 2.
Legislative findings.

The General Assembly determines and finds that there is present and projected growth in commercial and private air traffic in the Pickens County area. There is the need for adequate airport safety and efficiency to serve the air transportation needs of Pickens County, the need to eliminate airport hazards, and the need to raise capital for the establishment, operation, and maintenance of present and future airports. The General Assembly further determines and finds that the establishment of an authority is necessary and essential to ensure the welfare, safety, and convenience of citizens of the region and the entire state to ensure the proper economic development of the region and the entire state.

SECTION 3.
Pickens County Airport Authority.

(a) There is created a body corporate and politic, to be known as the Pickens County Airport Authority which shall be deemed to be a political subdivision of the State of Georgia and a public corporation and by that name, style, and title said body may contract and be contracted with, sue and be sued, implead and be impleaded, and bring and defend actions in all courts.
(b) The authority shall consist of seven members who shall be residents of Pickens County. Two of the members shall be appointed by the governing authority of Pickens County for terms of office for four years each. Two of the members shall be appointed by the Pickens County Development Authority for terms of office for four years each. Three of the members shall be appointed by the governing authority of Pickens County for two-year terms of office. After the first term expires, members of the authority shall serve the terms specified until their respective successors are appointed and qualified.

Each of the members shall be appointed for four years. Any member of the authority may be selected and appointed to succeed himself or herself. After such appointment, the members of such authority shall enter upon their duties. At least three members of the authority shall at all times be pilots fully licensed by the Federal Aviation Agency with a minimum third class medical or as required for their licenses and shall also be legally current per Federal Aviation Agency regulations as required by their respective licenses and ratings. At least one member shall be a Pickens County business owner who in a normal course of his or her business uses an aircraft that is based at the Pickens County Airport. At least one member will be a citizen at large of Pickens County. Any vacancy on the authority shall be filled in the same manner as was the original appointment of the member whose term of membership resulted in such vacancy and the person so selected and appointed shall serve for the remainder of the unexpired term. The members of the authority shall be reimbursed for all actual expenses incurred in the performance of their duties out of funds of the authority. The authority shall make rules and regulations for its own government. The authority shall have perpetual existence.

(c) The commissioner and selected members of the county staff may serve as ex officio members of the authority; provided, however, that ex officio members shall not have voting rights.

(d) To be eligible for appointment as a member of the authority, a person shall be at least 21 years of age and have been a resident of Pickens County for at least one year prior to the date of such person's appointment and shall not have been convicted of a felony. Each appointee shall have demonstrated an interest in the positive economic development of the county.

(e) The members of the authority shall in April of each year elect one of their number as chairperson. Also, the members of the authority shall elect one of their number as vice chairperson, shall also elect one of their number as secretary, and may also elect one of their number as treasurer. Each of such officers shall serve for a period of one year and until their successors are duly elected and qualified. The chairperson of the authority shall be entitled to vote upon any issue, motion, or resolution.

(f) A majority of the members of the authority shall constitute a quorum. No vacancy on the authority shall impair the right of the quorum to exercise all of the rights and perform all of the duties of the authority.

(g) A vacancy on the authority shall exist in the office of any member of the authority who is convicted of a felony or who enters a plea of nolo contendere thereto; who is convicted of a crime involving moral turpitude or who enters a plea of nolo contendere thereto; who moves such person's residence from the county; who is convicted of any act of misfeasance, malfeasance, or nonfeasance of such person's duties as a member of the authority; or who fails to attend any regular or special meeting of the authority for a period of three months without an excuse approved by a resolution of the authority.

(h) All meetings of the authority, regular or special, shall be open to the public. The authority may hold public hearings on its own initiative or at the request of residents of Pickens County or residents of any area affected by the actions of the authority. The authority may go into executive session to discuss matters of personnel, real estate

acquisition or disposal, and litigation. No votes may be taken during an executive session.

SECTION 4.
Definitions.

(a) As used in this Act, the term:

(1) "Airport" means any area of land or structure which is or has been used or which the authority may plan to use for the landing and taking off of commercial, private, and military aircraft, including helicopters; all buildings, equipment, facilities, or other property and improvements of any kind or nature located within the bounds of any such land area or structure which are or have been used or which the authority may plan to use for terminal facilities; all facilities of any type for the accommodation of passengers, maintenance, cargo, servicing, and operation of aircraft, business offices and facilities of private businesses and governmental agencies, and the parking of automobiles; and all other activities which are or have been carried on or which may be necessary or convenient in conjunction with the landing and taking off of commercial, private, and military aircraft including all land originally acquired by Pickens County for the establishment of a county airport, and any land to be deeded to the City of Jasper or Pickens County for airport use, including, without limitation, aviation easements, and other real or personal property.

(2) "Authority" means the Pickens County Airport Authority created by this Act.

(3) "Cost of the project" means and embraces the cost of construction; the cost of all lands, properties, rights, easements, and franchises acquired; the cost of all machinery and equipment; financing charges, interest prior to and during construction and for one year after completion of construction; the cost of engineering, architectural, fiscal agents, and legal expenses, and of plans and specifications, and other expenses necessary or incident to determining the feasibility or practicability of the project, administrative expenses, and such other expenses as may be necessary or incident to the financing authorized in this Act; the cost of the acquisition or construction of any project; and the cost of placing any project in operation. Any obligation or expense incurred for any of the foregoing purposes shall be regarded as a part of the cost of the project and may be paid or reimbursed as such out of the proceeds of revenue bonds issued under the provisions of this Act for such project.

(4) "Project" shall be deemed to mean and include the acquisition, construction, equipping, maintenance, and operation of an airport and the usual facilities related thereto.

(5) "Revenue bonds" and "bonds" mean revenue bonds as defined and provided for in Article 3 of Chapter 82 of Title 36 of the O.C.G.A., the "Revenue Bond Law," and such type of obligations may be issued by the authority as authorized under said Revenue Bond Law and any amendments thereto and, in addition, shall also mean obligations of the authority, the issuance of which are hereinafter specifically provided for in this Act.

(b) Any project shall be deemed "self-liquidating" if, in the judgment of the authority, the revenues and earnings to be derived by the authority therefrom and all facilities used in connection therewith will be sufficient to pay the costs of operating, maintaining, repairing, improving, and extending the project and to pay the principal of and interest on the revenue bonds which may be issued to finance, in whole or in part, the cost of such project or projects.

SECTION 5.
Powers.

The authority shall have the power:

(1) To have a seal and alter the same at its pleasure;

(2) To acquire by purchase, lease, or otherwise and to hold, lease, and dispose of real and personal property of every kind and character for its purposes and to plan, acquire, establish, develop, construct, enlarge, improve, maintain, equip, and lease all airports which shall come under the control of the authority under the provisions of this Act or which it may acquire or plan to acquire; to regulate, protect, and police such airports and all related activities and facilities; to enter into any contracts, leases, or other agreements, promulgate any orders, set any tolls, fees, or other charges for the use of the property or services of the authority and collect and use same as necessary to operate the airports under control of the authority; and to accomplish any purposes of this Act and make any purchases or sales necessary for such purposes; except that the authority may not acquire any airport of any county, municipality, or combination thereof unless such county, municipality, or both agree to pay to the authority, so long as it operates such airport, at least the amount of airport operating expenses funded by taxes, fees, and assessments of such county, municipality, or combination thereof prior to such acquisition. Nothing in this paragraph shall give the authority the power of eminent domain and the authority shall not condemn property in order to pursue its lawful purposes;

(3) To appoint, select, and employ officers, agents, and employees, including engineering, architectural, and construction experts, fiscal agents, and attorneys, and to fix their respective compensations and terms of service;

(4) To make contracts and leases and to execute all instruments necessary or convenient, including contracts for construction of projects and leases of projects or contracts with respect to the use of the projects which it causes to be constructed, erected, or acquired. Any and all persons, firms, and corporations and any and all political subdivisions, departments, institutions, or agencies of the state are authorized to enter into contracts, leases, or agreements with the authority upon such terms and for such purposes as they deem advisable; and, without limiting the generality of the foregoing, authority is specifically granted to municipal corporations, counties, and other political subdivisions and to the authority to enter into contracts, lease agreements, or other undertakings with each other relating to projects of the authority for a term not exceeding 50 years. Likewise, without limiting the generality of the

above and foregoing, the same authority above granted to municipal corporations, counties, political subdivisions, and to the authority relative to entering into contracts, lease agreements, or other undertakings is authorized between the authority and private corporations, both inside and outside this state, and between the authority and public bodies, including counties and cities outside this state;

(5) To construct, erect, acquire, own, repair, remodel, maintain, add to, extend, improve, equip, operate, and manage projects, as defined in this Act, the cost of any such project to be paid in whole or in part from the proceeds of revenue bonds of the authority or from any grant or contribution from the United States of America or any agency or instrumentality thereof or from the State of Georgia or any agency or instrumentality thereof;

(6) To accept loans and grants of money or materials or property of any kind from the United States of America or any agency or instrumentality thereof upon such terms and conditions as the United States of America or such agency or instrumentality may require;

(7) To accept loans and grants of money or materials or property of any kind from the State of Georgia or any agency or instrumentality or political subdivision thereof upon such terms and conditions as the State of Georgia or such agency or instrumentality or political subdivision may require;

(8) To borrow money for any of its corporate purposes and to issue negotiable revenue bonds payable solely from funds pledged for that purpose and to provide for the payment of the same and for the rights of the holders thereof;

(9) To exercise any power usually possessed by private corporations performing similar functions, including the power to make short-term loans and approve, execute, and deliver appropriate evidence of such indebtedness, provided no such power is in conflict with the Constitution or general laws of this state; and

(10) To do all things necessary or convenient to carry out the powers expressly given in this Act.

SECTION 6.

Revenue bonds.

The authority, or any authority or body which has or which may in the future succeed to the powers, duties, and liabilities vested in the authority created by this Act, is authorized to provide by resolution for the issuance of negotiable revenue bonds of the authority for the purpose of paying all or part of the cost as herein defined of any one or more projects. The principal of and interest on such revenue bonds shall be payable solely from the special fund provided in this Act for such payment. The bonds of each issue shall be dated, shall bear interest at such rate or rates per annum, be payable at such time or times, shall mature at such time or times not exceeding 50 years from their date or dates, shall be payable in such medium of payment as to both principal and interest as may be determined by the authority, and may be redeemable before maturity, at the option of the

authority, at such price or prices and under such terms and conditions as may be fixed by the authority in the resolution for the issuance of bonds.

SECTION 7.
Revenue bonds; form; denomination; registration; place of payment.

The authority shall determine the form of the bonds, including any interest coupons to be attached thereon, and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereon, which may be at any bank or trust company inside or outside the state. The bonds may be issued in coupon or registered form, or both, as the authority may determine, and provision may be made for the registration of any coupon bond as to principal alone and also as to both principal and interest.

SECTION 8.
Revenue bonds; signatures; seal.

In case any officer whose signature shall appear on any bonds or whose facsimile signature shall appear on any coupon shall cease to be such officer before the delivery of such bonds, such signature shall nevertheless be valid and sufficient for all purposes the same as if such officer had remained in office until such delivery. All such bonds shall be signed by the chairperson of the authority and the official seal of the authority shall be affixed thereto and attested by the secretary of the authority and any coupons attached thereto shall bear the facsimile signatures of the chairperson and the secretary of the authority. Any coupon may bear the facsimile signatures of such persons and any bond may be signed, sealed, and attested on behalf of the authority by such persons as at the actual time of the execution of such bonds shall be duly authorized or hold the proper office, although at the date of such bonds such person may not have been so authorized or shall not have held such office.

SECTION 9.
Revenue bonds; negotiability; exemption from taxation.

All revenue bonds issued under the provisions of this Act shall have and are declared to have all the qualities and incidents of negotiable instruments under the laws of this state. Such bonds, their transfer, and the income there from shall be exempt from all taxation within this state.

SECTION 10.
Revenue bonds; sale; price; proceeds.

The authority may sell such bonds in such manner and for such a price as it may determine to be for the best interest of the authority. The proceeds derived from the sale

of such bonds shall be used solely for the purpose or purposes provided in the resolutions and proceedings authorizing the issuance of such bonds.

SECTION 11.
Revenue bonds; interim receipts; certificates; temporary bonds.

Prior to the preparation of any definitive bonds, the authority may, under like restrictions, issue interim receipts, interim certificates, or temporary bonds, with or without coupons, exchangeable for definitive bonds upon the issuance of the latter.

SECTION 12.
Revenue bonds; replacement of lost or mutilated bonds.

The authority may provide for the replacement of any bonds or coupons which shall become mutilated or be destroyed or lost.

SECTION 13.
Revenue bonds; conditions precedent to issuance.

Such revenue bonds may be issued without any other proceedings or the happening of any other conditions or things other than those proceedings, conditions, and filings which are specified or required by this Act. In the discretion of the authority, revenue bonds of a single issue may be issued for the purpose of any particular project. Any resolution providing for the issuance of revenue bonds under the provisions of this Act shall become effective immediately upon its passage and need not be published or posted, and any such resolution may be passed at any regular or special meeting of the authority by a majority of its members.

SECTION 14.
Credit not pledged.

Revenue bonds issued under the provisions of this Act shall not be deemed to constitute a debt of Pickens County nor a pledge of the faith and credit of said county; but such bonds shall be payable solely from the fund hereinafter provided for and the issuance of such revenue bonds shall not directly, indirectly, or contingently obligate said county, nor individual members of the authority, to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment. All such bonds shall contain recitals on their face covering substantially the foregoing provisions of this section.

SECTION 15.
Trust indenture as security.

In the discretion of the authority, any issuance of such revenue bonds may be secured by a trust indenture by and between the authority and a corporate trustee, which may be any trust company inside or outside the state. Such trust indenture may pledge or assign fees, tolls, revenues, and earnings providing for the issuance of revenue bonds or such trust indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of the law, including covenants setting forth the duties of the authority in relation to the acquisition of property, the construction of the project, the maintenance, operation, repair, and insuring of the project, and the custody, safeguarding, and application of all moneys, and may also provide that any project shall be constructed and paid for under the supervision and approval of consulting engineers or architects employed or designated by the authority, and satisfactory to the original purchasers of the bonds issued therefor, and may also require that the security given by contractors and by any depository of the proceeds of the bonds or revenues or other moneys be satisfactory to such purchasers, and may also contain provisions concerning the conditions, if any, upon which additional revenue bonds may be issued. It shall be lawful for any bank or trust company incorporated under the laws of this state to act as such depository and to furnish such indemnifying bonds or pledge such securities as may be required by the authority. Such indenture may set forth the rights and remedies of the bondholders and of the trustee and may restrict the individual right of action of bondholders as is customary in trust indentures securing bonds and debentures of corporations. In addition to the foregoing, such trust indenture may contain such other provisions as the authority may deem reasonable and proper for the security of the bondholders. All expenses incurred in carrying out such trust indentures may be treated as a part of the cost of maintenance, operation, and repair of the project affected by such indenture.

SECTION 16.
To whom proceeds of bonds shall be paid.

In the resolution providing for the issuance of revenue bonds or in the trust indenture, the authority shall provide for the payment of the proceeds of the sale of the bonds to any officer or person who, or any agency, bank, or trust company which, shall act as trustee of such funds and shall hold and apply the same to the purposes of this Act, subject to such regulations as this Act and such resolution or trust indenture may provide.

SECTION 17.
Sinking fund.

The revenues, fees, tolls, and earnings derived from any particular project or projects, regardless of whether or not such fees, earnings, and revenues were produced by a particular project for which bonds have been issued, unless otherwise pledged and allocated, may be pledged and allocated by the authority to the payment of the principal and interest on revenue bonds of the authority as the resolution authorizing the issuance

of the bonds or the trust instrument may provide. Such funds so pledged from whatever source received, including funds received from one or more or all sources, shall be set aside at regular intervals as may be provided in the resolution or trust indenture into a sinking fund which shall be pledged to and charged with the payment of:

(1) The interest upon such revenue bonds as interest shall fall due;

(2) The principal of the bonds as the same shall fall due;

(3) The necessary charges of paying agents for paying principal and interest and other investment charges;

(4) Any premium upon bonds retired by call or purchase as provided in this Act; and

(5) Any investment fees or charges.

The use and disposition of such sinking fund shall be subject to such regulations as may be provided in the resolution authorizing the issuance of the revenue bonds or in the trust indenture but, except as may otherwise be provided in such resolution or trust indenture, such sinking fund shall be maintained as a trust account for the benefit of all revenue bonds without distinction or priority of one over the other. Subject to the provisions of the resolution authorizing the issuance of the bonds or the trust indenture, any surplus moneys in the sinking fund may be applied to the purchase or redemption of bonds, and any such bonds so purchased or redeemed shall forthwith be canceled and shall not again be issued.

SECTION 18.

Remedies of bondholders.

Any holder of revenue bonds issued under the provisions of this Act or any of the coupons appertaining thereto and the trustee under the trust indenture, if any, except to the extent the rights given in this Act may be restricted by resolution passed before the issuance of the bonds or by the trust indenture, may, either at law or in equity, by suit, action, mandamus, or other proceedings, protect and enforce any and all rights under the laws of this state or granted under this Act or under such resolution or trust indenture and may enforce and compel performance of all duties required by this Act or by such resolution or trust indenture to be performed by the authority or any officer thereof, including the fixing, charging, and collecting of revenues, fees, tolls, and other charges for the use of the facilities and services furnished.

SECTION 19.

Refunding bonds.

The authority is authorized to provide by resolution for the issuance of bonds of the authority for the purpose of funding or refunding any revenue bonds issued under the provisions of this Act and then outstanding, together with accrued interest thereon and any premium. The issuance of such funding or refunding bonds, the maturities and all other details thereof, the rights of the holders thereof, and the duties of the authority in

respect to the same shall be governed by the foregoing provisions of this Act insofar as the same may be applicable.

SECTION 20.
Validation.

Bonds of the authority shall be confirmed and validated in accordance with the procedures of Article 3 of Chapter 82 of Title 36 of the O.C.G.A., known as the "Revenue Bond Law." The petition for validation shall also make party defendant to such action the State of Georgia or any municipality, county, authority, political subdivision, or instrumentality of the State of Georgia which has contracted with the authority for the services and facilities of the project for which bonds are to be issued and sought to be validated, and the state or such municipality, county, authority, political subdivision, or instrumentality shall be required to show cause, if any exists, why such contract or contracts and the terms and conditions thereof should not be inquired into by the court and the contract or contracts adjudicated as part of the basis for the security for the payment of any such bonds of the authority. The bonds, when validated, and the judgment of the validation shall be final and conclusive with respect to such bonds, and the security for the payment thereof and interest thereon and against the authority issuing the same and the state and any municipality, county, authority, political subdivision, or instrumentality, if a party to the validation proceedings, contracting with the Pickens County Airport Authority.

SECTION 21.
Venue and jurisdiction.

Any action to protect or enforce any rights under the provisions of this Act or any suit or action against such authority shall be brought in the Superior Court of Pickens County, Georgia; and any action pertaining to validation of any bonds issued under the provisions of this Act shall likewise be brought in said court which shall have exclusive, original jurisdiction of such actions.

SECTION 22.
Interest of bondholders protected.

While any of the bonds issued by the authority remain outstanding, the powers, duties, or existence of said authority or its officers, employees, or agents shall not be diminished or impaired in any manner that will affect adversely the interests and rights of the holders of such bonds. No other entity, department, agency, or authority will be created which will complete with the authority to such an extent as to affect adversely the interest and rights of the holders of such bonds, nor will the state itself so compete with the authority. The provisions of this Act shall be for the benefit of the authority and holders of any such

bonds, and, upon the issuance of bonds, under the provisions hereof, shall constitute a contract with the holders of such bonds.

SECTION 23.
Moneys received considered trust funds.

All moneys received pursuant to the authority of this Act, whether as proceeds from the sale of revenue bonds, as grants or other contributions, or as revenue, income, fees and earnings, shall be deemed to be trust funds to be held and applied solely as provided in this Act.

SECTION 24.
Purpose of the authority.

Without limiting the generality of any provision of this Act, the general purpose of the authority is declared to be that of acquiring, constructing, equipping, maintaining, and operating an airport and the usual facilities related thereto, and improving of such facilities, acquiring facilities and parking areas in connection therewith, acquiring the necessary property therefor, both real and personal, and leasing or selling any or all of such facilities, including real property, and doing any things deemed by the authority to be necessary, convenient, or desirable for and incident to the efficient and proper development and operation of such types of undertakings.

SECTION 25.
Rates, charges, and revenues; use.

The authority is authorized to prescribe and fix rates, to revise the same from time to time, and to collect tolls and charges for the services, facilities, and commodities furnished and, in anticipation of the collection of the revenues of such undertaking or project, to issue revenue bonds as herein provided to finance, in whole or in part, the cost of the acquisition, construction, reconstruction, improvement, betterment, or extension of any project and to pledge to the punctual payment of said bonds and interest thereon, all or any part of the revenues of such undertaking or project, including the revenues of improvements, betterments, or extensions thereto thereafter made.

SECTION 26.
Rules and regulations for operation of projects.

It shall be the duty of the authority to prescribe rules and regulations for the operation of the project or projects constructed or acquired under the provisions of this Act.

SECTION 27.
Tort immunity.

The authority shall have the same immunity and exemption from liability for torts and negligence as Pickens County; and the officers, agents, and employees of the authority, when in the performance of the work of the authority, shall have the same immunity and exemption from liability for torts and negligence as the officers, agents, and employees of Pickens County as when in the performance of their public duties or work for the county.

SECTION 28.
Tax exemption.

It is found, determined, and declared that the creation of the authority and the carrying out of its corporate purpose is in all respects for the benefit of the people of this state and that the authority is an institution of purely public charity and will be performing an essential governmental function in the exercise of the power conferred upon it by this Act, and this state covenants with the holders of the bonds that the authority shall not be required to pay any taxes or assessments upon any of the property acquired or leased by it or under its jurisdiction, control, possession, or supervision or upon its activities in the operation or maintenance of the projects erected by it or any rates, fees, tolls, or other charges for the use of such projects or other income received by the authority, and that the bonds of the authority, their transfer, and the income therefrom shall at all times be exempt from taxation within this state. The exemption from taxation provided for in this section shall not extend to tenants or lessees of the authority and shall not include exemptions from sales and use taxes on property purchased by the authority or for use by the authority.

SECTION 29.
Powers declared supplemental and additional.

The foregoing sections of this Act shall be deemed to provide an additional and alternative method for the doing of the things authorized by this Act, shall be regarded as supplemental and additional to powers conferred by other laws, and shall not be regarded as in derogation of any powers now existing. This Act shall not and does not in any way take from Pickens County or any municipality located therein or any adjoining county the authority to work, operate, and maintain projects or to issue revenue bonds as is provided by Article 3 of Chapter 82 of Title 36 of the O.C.G.A., the "Revenue Bond Law."

SECTION 30.
Liberal construction of this Act.

This Act being for the welfare of various political subdivisions of the state and its inhabitants shall be liberally construed to effect the purposes of this Act.

SECTION 31.
Effective date.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 32.
Repealer.

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

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

SB 668. By Senators Seay of the 34th and Starr of the 44th:

A BILL to be entitled an Act to amend an Act placing the judge of the Probate Court of Clayton County on an annual salary, approved February 7, 1950 (Ga. L. 1950, p. 2068), as amended, particularly by an Act approved April 13, 2001 (Ga. L. 2001, p. 4331), so as to change the compensation of the judge of the probate court; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

SB 672. By Senators Seay of the 34th and Starr of the 44th:

A BILL to be entitled an Act to amend an Act consolidating the offices of tax receiver and tax collector of Clayton County into the office of tax commissioner, approved August 18, 1925 (Ga. L. 1925, p. 600), as amended, particularly by an Act approved April 13, 2001 (Ga. L. 2001, p. 4338), so as to change the provisions relating to the salary of the tax commissioner; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

By unanimous consent, the following roll call vote was made applicable to the previously read Bills.

On the passage of the Bills, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Holmes	Y Maxwell	Y Scheid
E Anderson	Davis	Y Holt	Y May	Y Scott, A

Y Ashe	Day	Y Horne	McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Hudson	Millar	Y Sheldon
Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Morgan	E Sinkfield
Y Black	Ehrhart	Y James	Morris	Smith, B
Y Bordeaux	Y England	Jamieson	Y Mosby	Y Smith, L
Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Fleming	Johnson	Y Murphy, J	Y Smith, T
Brown	E Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Stanley-Turner
Buckner, D	Y Forster	Keen	O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Burmeister	Gardner	Knight	Y Parrish	Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Powell	Y Tumlin
Y Carter	Y Graves, T	Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Loudermilk	Y Reece, S	Willard
Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Heckstall	Y Maddox	Y Roberts	Williams, R
Coleman, T	Y Hembree	Y Mangham	N Rogers	Y Wix
Y Cooper	E Henson	Manning	Y Royal	Yates
Y Cox	Y Hill, C	Marin	Y Rynders	Richardson, Speaker

On the passage of the Bills, the ayes were 118, nays 1.

The Bills, having received the requisite constitutional majority, were passed.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate insists on its substitutes to the following bills of the House:

HB 1372. By Representative Harbin of the 118th:

> A BILL to be entitled an Act to amend Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to employees´ insurance and benefit plans, so as to provide for mechanisms for termination of coverage for

nonpayment of premium; to provide for notification to employers; to provide for the introduction and consideration of bills impacting the state health benefit plans; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1373. By Representatives Harbin of the 118th, Burkhalter of the 50th and Keen of the 179th:

A BILL to be entitled an Act to amend Article 1 of Chapter 5 of Title 28 of the Official Code of Georgia Annotated, relating to general provisions relative to financial affairs, and Chapter 12 of Title 45 of the Official Code of Georgia Annotated, relating to the Governor, so as to change provisions relating to the state budget process and budgetary information; to repeal the creation of the Budgetary Responsibility Oversight Committee and matters relative thereto; to provide for certain reports with respect to federal funds and other agency funds; to repeal certain duties and responsibilities of the Budgetary Responsibility Oversight Committee; to repeal conflicting laws; and for other purposes.

The Senate adheres to its substitute and has appointed a Committee of Conference on the following bill of the House:

HB 304. By Representatives Burmeister of the 119th, Yates of the 73rd, Shaw of the 176th, Cummings of the 16th and Rice of the 51st:

A BILL to be entitled an Act to amend Article 1 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions concerning specific, business, and occupation taxes, so as to change the provisions relating to the imposition and determination of the amount of certain regulatory fees by local governments; to provide for related matters; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Balfour of the 9th, Jones of the 10th, and Heath of the 31st.

The Senate has disagreed to the House substitute to the following bill of the Senate:

SB 503. By Senators Hamrick of the 30th and Hill of the 4th:

A BILL to be entitled an Act to amend Chapter 21A of Title 15, Title 17, and Code Section 42-8-34.1 of the O.C.G.A., relating respectively to judicial accounting, criminal procedure, and to legal defense for indigents, requirements for revocation of probated or suspended sentence, so as to

change certain provisions relating to the Georgia Public Defender Standards Council and the provision of legal services to indigent persons; to clarify that the application fee for indigent defense services is not a prerequisite to obtaining legal services; to specify the types of standards that shall be submitted to the General Oversight Committee for the Georgia Public Defender Standards Council; to change certain provisions relating to the budget for the Office of the Georgia Capital Defender; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate has passed by substitute, by the requisite constitutional majority, the following bills of the House:

HB 294. By Representatives Miller of the 106th, Benfield of the 85th, Day of the 163rd, Smith of the 129th and Mumford of the 95th:

A BILL to be entitled an Act to amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to provide for photographic speed-monitoring systems; to provide for definitions and operating requirements relative to such photographic speed-monitoring systems; to provide for a civil monetary penalty for violations; to provide for enforcement; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 910. By Representatives Rogers of the 26th and Graves of the 137th:

A BILL to be entitled an Act to amend Title 10 of the Official Code of Georgia Annotated, relating to commerce and trade, so as to change certain definitions; to delete certain duties of the Secretary of State with regard to cemeteries and funeral services; to amend provisions relating to the sale of preneed burial services; to delete certain fees; to make numerous other changes to the laws relating to cemeteries and funeral services; to repeal conflicting laws; and for other purposes.

HB 941. By Representatives Benton of the 31st, England of the 108th, Bearden of the 68th, Mosley of the 178th, Maddox of the 172nd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to recognize the religious heritage of America; to direct the Secretary of State to prepare documents relative to that heritage; to authorize counties to post documents relative to that heritage for education; to direct the Attorney General to defend counties

who display documents relative to the religious heritage of America; to set forth the text relative to the religious heritage of America; to repeal conflicting laws; and for other purposes.

HB 1177. By Representatives Smith of the 129th, Graves of the 12th, Smith of the 13th, Channell of the 116th, Wix of the 33rd and others:

A BILL to be entitled an Act to amend Code Section 32-2-60 of the Official Code of Georgia Annotated, relating to Department of Transportation construction contracts, so as to provide for bonding amounts for certain projects; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has passed as amended, by the requisite constitutional majority, the following bill of the House:

HB 847. By Representatives Butler of the 18th, Oliver of the 83rd and Smith of the 70th:

A BILL to be entitled an Act to amend Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to juvenile proceedings, so as to establish the conditions for minors to become emancipated by law; to provide for definitions; to provide for the rights and duties of parents; to provide for court proceedings for emancipation; to provide for powers of the court relative to an emancipation proceeding; to provide for rescission and the effect of rescission on obligations, rights, or interests; to provide for the rights and responsibilities of an emancipated minor; to provide for related matters; to repeal conflicting laws; and for other purposes.

By unanimous consent, the following Resolution of the Senate was read the first time and referred to the Committee:

SR 1127. By Senator Douglas of the 17th:

A RESOLUTION urging the United States Department of Defense to take action to cause the commissary and post exchange located on Fort Gillem to remain open; and for other purposes.

Referred to the Committee on Defense & Veterans Affairs.

The following members were recognized during the period of Morning Orders and addressed the House:

Jones of the 44th, Walker of the 107th, and Forster of the 3rd.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 2089. By Representatives Ashe of the 56th and Gardner of the 57th:

A RESOLUTION commending Julie Edelson; and for other purposes.

HR 2090. By Representatives Drenner of the 86th, Gardner of the 57th, Orrock of the 58th, Ashe of the 56th, Benfield of the 85th and others:

A RESOLUTION recognizing the importance of discouraging discrimination within the United States Armed Forces; and for other purposes.

The following Resolutions of the House were read:

HR 2091. By Representative Mangham of the 94th:

A RESOLUTION commending FunCity Party Rentals; and for other purposes.

HR 2092. By Representatives Smyre of the 132nd, Porter of the 143rd, Hugley of the 133rd, Ashe of the 56th, Orrock of the 58th and others:

A RESOLUTION commending Honorable Bill Cummings; and for other purposes.

HR 2093. By Representatives Smyre of the 132nd, Porter of the 143rd, Hugley of the 133rd, Ashe of the 56th, Orrock of the 58th and others:

A RESOLUTION commending Honorable Paul Smith; and for other purposes.

HR 2094. By Representatives Smyre of the 132nd, Porter of the 143rd, Hugley of the 133rd, Ashe of the 56th, Orrock of the 58th and others:

A RESOLUTION commending Honorable Ron Borders; and for other purposes.

HR 2095. By Representatives Mangham of the 94th and Henson of the 87th:

A RESOLUTION congratulating Mr. John King on winning first place in the contemporary master barbering competition at the Bronner Brothers Hair Show; and for other purposes.

HR 2096. By Representatives Holmes of the 61st, James of the 135th, Hugley of the 133rd, Watson of the 91st, Randall of the 138th and others:

A RESOLUTION commending the Reed-Broadnax-Ingram Family Reunion; and for other purposes.

HR 2097. By Representatives Johnson of the 37th, Wix of the 33rd, Teilhet of the 40th and Morgan of the 39th:

A RESOLUTION commending Gospel Harvester World Outreach Center; and for other purposes.

HR 2098. By Representatives Johnson of the 37th, Wix of the 33rd, Teilhet of the 40th, Manning of the 32nd and Mumford of the 95th:

A RESOLUTION commending Cobb County Daylily Society; and for other purposes.

HR 2099. By Representatives Davis of the 109th and Lunsford of the 110th:

A RESOLUTION congratulating the Henry County High School wrestling team on winning the 4AAAA State Dual Championship; and for other purposes.

HR 2100. By Representative Everson of the 106th:

A RESOLUTION commending Officer Kevin Sebring; and for other purposes.

HR 2101. By Representative Everson of the 106th:

A RESOLUTION commending Officer Gregory Perry; and for other purposes.

HR 2102. By Representative Everson of the 106th:

A RESOLUTION commending Susan Healey; and for other purposes.

HR 2103. By Representative Wilkinson of the 52nd:

A RESOLUTION commending Judy Golden; and for other purposes.

HR 2104. By Representatives Mangham of the 94th, Brooks of the 63rd, Abdul-Salaam of the 74th, Talton of the 145th, Stephens of the 164th and others:

A RESOLUTION commending the President of the Republic of Namibia, Hifikepunye Pohamba and the Minister of Trade and Industry, the Honorable Immanuel Ngatjizeko, MP; and for other purposes.

HR 2105. By Representatives Johnson of the 37th, Wix of the 33rd, Teilhet of the 40th and Morgan of the 39th:

A RESOLUTION commending Milford Church of God; and for other purposes.

HR 2106. By Representatives Buckner of the 76th, Barnes of the 78th, Dodson of the 75th, Jordan of the 77th, Porter of the 143rd and others:

A RESOLUTION commending Honorable Terrell Starr; and for other purposes.

HR 2107. By Representative Meadows of the 5th:

A RESOLUTION celebrating the births of John William Meadows and Brian Patrick Meadows; and for other purposes.

HR 2108. By Representatives Stephens of the 164th, Carter of the 159th, Jackson of the 161st and Bryant of the 160th:

A RESOLUTION express regret at the passing of Eliza Elizabeth Bazemore; and for other purposes.

HR 2109. By Representative Powell of the 29th:

A RESOLUTION commemorating the Sesquicentennial of the City of Hartwell; and for other purposes.

HR 2110. By Representatives Smyre of the 132nd, Smith of the 129th, Buckner of the 130th, Smith of the 131st and Hugley of the 133rd:

A RESOLUTION expressing regret at the passing of Jack Mickle; and for other purposes.

HR 2111. By Representatives Johnson of the 37th, Wix of the 33rd, Parsons of the 42nd, Manning of the 32nd, Tumlin of the 38th and others:

A RESOLUTION commending Dr. Dianna Johnson; and for other purposes.

HR 2112. By Representatives Johnson of the 37th, Wix of the 33rd, Parsons of the 42nd, Manning of the 32nd, Tumlin of the 38th and others:

A RESOLUTION commending Mr. David McGinnis on his recent appointment as president of Security Exchange Bank; and for other purposes.

HR 2113. By Representatives Stephens of the 164th, Carter of the 159th, Jackson of the 161st and Bryant of the 160th:

A RESOLUTION commemorating the 200th anniversary of the Savannah Area Chamber of Commerce; and for other purposes.

HR 2114. By Representatives Johnson of the 37th, Wix of the 33rd, Teilhet of the 40th, Manning of the 32nd and Mumford of the 95th:

A RESOLUTION commending Pat Bennett; and for other purposes.

HR 2115. By Representatives Smyre of the 132nd, Porter of the 143rd, Hugley of the 133rd, Ashe of the 56th, Orrock of the 58th and others:

A RESOLUTION commending Honorable Alberta J. Anderson; and for other purposes.

HR 2116. By Representatives Smyre of the 132nd, Porter of the 143rd, Hugley of the 133rd, Ashe of the 56th, Orrock of the 58th and others:

A RESOLUTION commending Honorable Mike Barnes; and for other purposes.

HR 2117. By Representatives Holmes of the 61st, James of the 135th, Morgan of the 39th, Hugley of the 133rd, Watson of the 91st and others:

A RESOLUTION commending the Stubbs-Washington-Branson Family Reunion; and for other purposes.

HR 2118. By Representative Stanley-Turner of the 53rd:

A RESOLUTION recognizing the Mattie Call alert system for missing adults who suffer from Alzheimer's disease, Autism, dementia, and other cognitive and mental impairments; and for other purposes.

HR 2119. By Representatives Smyre of the 132nd, Porter of the 143rd, Hugley of the 133rd, Ashe of the 56th, Orrock of the 58th and others:

A RESOLUTION commending House Speaker Emeritus Terry Coleman; and for other purposes.

HR 2120. By Representative Mangham of the 94th:

A RESOLUTION remembering and honoring the life of Mrs. Ammer Scales-Reynolds; and for other purposes.

HR 2121. By Representatives Mangham of the 94th, Stephenson of the 92nd and Henson of the 87th:

A RESOLUTION congratulating Green Pastures Christian Ministries; and for other purposes.

HR 2122. By Representatives Everson of the 106th, Casas of the 103rd and Cox of the 102nd:

A RESOLUTION congratulating Brookwood High School on being selected for the Governor and First Lady's after-prom party; and for other purposes.

HR 2123. By Representative Everson of the 106th:

A RESOLUTION commending Officer Bruce Sherman; and for other purposes.

HR 2124. By Representatives Johnson of the 37th, Hanner of the 148th, Shaw of the 176th, Cummings of the 16th and Williams of the 4th:

A RESOLUTION commending Mr. Gerald Johnson; and for other purposes.

HR 2125. By Representatives Keen of the 179th and Richardson of the 19th:

A RESOLUTION commending Barbara Bunn upon her retirement; and for other purposes.

HR 2126. By Representative Reece of the 11th:

A RESOLUTION recognizing and commending J. P. and Marie Smith; and for other purposes.

HR 2127. By Representative Buckner of the 76th:

A RESOLUTION commending Betty McAndrew for her inspiring commitment to helping others; and for other purposes.

HR 2128. By Representatives Mangham of the 94th and Henson of the 87th:

A RESOLUTION commending Margaret Freeman; and for other purposes.

HR 2129. By Representatives Holmes of the 61st, James of the 135th, Everson of the 106th, Morgan of the 39th, Hugley of the 133rd and others:

A RESOLUTION commending Alpha Phi Alpha Fraternity and the Eta Lambda Chapter; and for other purposes.

HR 2130. By Representatives Jones of the 46th and Martin of the 47th:

A RESOLUTION commending Ross Friedman; and for other purposes.

HR 2131. By Representative Smith of the 129th:

A RESOLUTION welcoming Kia Motors Corporation to Georgia; and for other purposes.

HR 2132. By Representative Fludd of the 66th:

A RESOLUTION commending The Jordan Foundation; and for other purposes.

HR 2133. By Representatives Ashe of the 56th, Buckner of the 76th, Reece of the 11th, Stanley-Turner of the 53rd, Hill of the 180th and others:

A RESOLUTION commending Nellie Duke; and for other purposes.

HR 2134. By Representative Keown of the 173rd:

A RESOLUTION commending First Newark Baptist Church; and for other purposes.

HR 2135. By Representatives Coleman of the 144th, Murphy of the 120th and Morris of the 155th:

A RESOLUTION honoring Walter Clarence "Dub" Taylor and recognizing his son, Buck Taylor; and for other purposes.

HR 2136. By Representatives Ralston of the 7th, Morris of the 155th, Lunsford of the 110th, Roberts of the 154th, Barnes of the 78th and others:

A RESOLUTION commending the Technology Student Association; and for other purposes.

HR 2137. By Representatives Roberts of the 154th and Ralston of the 7th:

A RESOLUTION expressing regret at the passing of Crimora Stanley; and for other purposes.

HR 2138. By Representative Millar of the 79th:

A RESOLUTION recognizing and commending Jameson Inns, Inc.; and for other purposes.

HR 2139. By Representative Stanley-Turner of the 53rd:

A RESOLUTION honoring Pastor Rodney K. Turner on the occasion of his third anniversary as pastor of Mt. Vernon Baptist Church; and for other purposes.

HR 2140. By Representatives Black of the 174th, Borders of the 175th and Shaw of the 176th:

A RESOLUTION recognizing an commending Mr. Lowell M. Upchurch; and for other purposes.

HR 2141. By Representatives Jacobs of the 80th, Henson of the 87th, Wilkinson of the 52nd, Lindsey of the 54th, Millar of the 79th and others:

A RESOLUTION commending the Jewish Federation of Greater Atlanta on its 100 year anniversary; and for other purposes.

HR 2142. By Representative Fleming of the 117th:

A RESOLUTION congratulating Mrs. Edith Hardin Reese on the occasion of her 100th birthday; and for other purposes.

HR 2143. By Representatives Abdul-Salaam of the 74th, Barnes of the 78th, Jordan of the 77th, Heckstall of the 62nd, Bruce of the 64th and others:

A RESOLUTION remembering and honoring the life of Mrs. Lisa Katherine Delores Gordon Dawson; and for other purposes.

HR 2144. By Representatives Tumlin of the 38th and Manning of the 32nd:

A RESOLUTION honoring the life of James Dana Eastham; and for other purposes.

HR 2145. By Representatives Rogers of the 26th, Reece of the 27th, Benton of the 31st and Mills of the 25th:

A RESOLUTION commending Carolyn Mahar; and for other purposes.

HR 2146. By Representatives Black of the 174th, Borders of the 175th and Shaw of the 176th:

A RESOLUTION recognizing and commending D. C. Watkins, Sr., his family and the Watkins Music Hall; and for other purposes.

HR 2147. By Representatives Borders of the 175th and Black of the 174th:

A RESOLUTION commending Arsha Vijnana Mandiram; and for other purposes.

HR 2148. By Representatives Buckner of the 76th, Barnes of the 78th, Dodson of the 75th, Abdul-Salaam of the 74th, Jordan of the 77th and others:

A RESOLUTION honoring the Riverdale High School Technology Student Association; and for other purposes.

HR 2149. By Representatives Byrd of the 20th, Hill of the 21st and Murphy of the 23rd:

A RESOLUTION commending Jordan Sanderson on becoming an Eagle Scout; and for other purposes.

HR 2150. By Representatives Reece of the 27th, Mills of the 25th, Benton of the 31st and Rogers of the 26th:

A RESOLUTION recognizing and commending Ms. Martha Zoller; and for other purposes.

HR 2151. By Representatives Fleming of the 117th, Burmeister of the 119th and Harbin of the 118th:

A RESOLUTION commending Coach Jimmie Lewis; and for other purposes.

HR 2152. By Representatives Johnson of the 37th, Wix of the 33rd, Teilhet of the 40th and Morgan of the 39th:

A RESOLUTION commending Trinity Chapel; and for other purposes.

HR 2153. By Representatives Johnson of the 37th, Wix of the 33rd, Teilhet of the 40th, Manning of the 32nd and Mumford of the 95th:

A RESOLUTION commending the Georgia Iris Society; and for other purposes.

HR 2154. By Representative Ray of the 136th:

A RESOLUTION commending Mr. Clyde Yates Crutchfield; and for other purposes.

HR 2155. By Representatives Keen of the 179th, Richardson of the 19th, Burkhalter of the 50th and Fleming of the 117th:

A RESOLUTION commending Sam Choate; and for other purposes.

HR 2156. By Representative Burns of the 157th:

A RESOLUTION recognizing and commending Mr. W. Burton Kemp, Sr., for his contributions to the Sylvania, Georgia, community; and for other purposes.

HR 2157. By Representatives Roberts of the 154th, Richardson of the 19th, Byrd of the 20th, Keen of the 179th and Chambers of the 81st:

A RESOLUTION commending America's Promise - The Alliance for Youth; recognizing April 17 through April 23, 2006, as America's Promise Week in Georgia; and extending gratitude to Monica Pang, its national spokeswoman and the reigning Miss Georgia; and for other purposes.

HR 2158. By Representatives Coleman of the 144th, Parrish of the 156th, Burkhalter of the 50th, Smyre of the 132nd, Greene of the 149th and others:

A RESOLUTION commending Taiwan on its contributions to the global economy, the promotion of world peace, freedom, and human rights and supporting its efforts to join the World Health Organization and other international organizations as well as efforts to enter into a free trade agreement with the United States; and for other purposes.

HR 2159. By Representative Richardson of the 19th:

A RESOLUTION recognizing and expressing appreciation to the General Assembly's information technology staff; expressing thanks to the individuals and organizations involved in the creation of the new legislative computer network; and for other purposes.

HR 2160. By Representative Reece of the 27th:

A RESOLUTION recognizing November, 2006, as Prematurity Awareness Month; and for other purposes.

HR 2161. By Representatives Lunsford of the 110th, Fludd of the 66th, Mumford of the 95th, Holt of the 112th and Willard of the 49th:

A RESOLUTION recognizing Child Abuse Prevention Month; and for other purposes.

On the adoption of the Resolutions, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Holmes	Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Day	Y Horne	McCall	Y Scott, M
Barnard	Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Bearden	Dodson	Hudson	Millar	Y Sheldon
Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Morgan	E Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Fleming	Y Johnson	Murphy, J	Y Smith, T
Y Brown	E Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre

Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Burmeister	Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Butler	Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Lane, R	Y Ralston	Y Walker
Casas	Y Greene	Y Lewis	Randall	Y Warren
Chambers	Y Hanner	Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	E Loudermilk	Reece, S	Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Y Williams, E
Y Coleman, B	Heckstall	Maddox	Y Roberts	Y Williams, R
Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	E Henson	Manning	Y Royal	Y Yates
Cox	Y Hill, C	Marin	Y Rynders	Richardson, Speaker

On the adoption of the Resolutions, the ayes were 125, nays 0.

The Resolutions were adopted.

Under the general order of business, established by the Committee on Rules, the following Resolutions of the Senate were taken up for consideration and read the third time:

SR 282. By Senator Bulloch of the 11th:

A RESOLUTION dedicating the John Lee Drake, Sr., Highway; and for other purposes.

The following Committee substitute was read and adopted:

A RESOLUTION

Dedicating the John Lee Drake, Sr., Intersection; and for other purposes.

WHEREAS, while living in the Fairchild community, John Lee Drake, Sr., served as county commissioner for the F.D.R. District from 1928-1935; and

WHEREAS, he was elected to the Georgia House of Representatives and served Seminole County from 1937-1944; and

WHEREAS, he was elected to the Senate and served from 1945-1946; and

WHEREAS, it is abundantly fitting and proper that the many achievements, accomplishments, and contributions of John Lee Drake, Sr., in Seminole County and in the State of Georgia be appropriately recognized.

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the intersection of SR 39 with County Road 253 in Seminole County be dedicated as the John Lee Drake, Sr., Intersection, and the Department of Transportation is authorized and directed to place and maintain appropriate markers dedicating the John Lee Drake, Sr., Intersection.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to transmit an appropriate copies of this resolution to the family of John Lee Drake, Sr., and to the Department of Transportation.

The report of the Committee, which was favorable to the adoption of the Resolution, by substitute, was agreed to.

SR 433. By Senator Tolleson of the 20th:

A RESOLUTION dedicating a portion of US Highway 441 within the corporate limits of the City of McRae in honor of Mayor Johnny Bradfield; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution was agreed to.

SR 434. By Senator Tolleson of the 20th:

A RESOLUTION dedicating a portion of US Highway 341 within the corporate limits of the City of McRae as Martin Luther King, Jr., Blvd.; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution was agreed to.

SR 639. By Senator Seabaugh of the 28th:

A RESOLUTION dedicating the SGT Mike Stokely Memorial Highway; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution was agreed to.

SR 686. By Senator Schaefer of the 50th:

A RESOLUTION designating the J. Alton Wingate, Sr., Memorial Parkway; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution was agreed to.

SR 864. By Senators Douglas of the 17th and Hudgens of the 47th:

A RESOLUTION dedicating the SGT Mike Stokely Memorial Highway; and for other purposes

The report of the Committee, which was favorable to the adoption of the Resolution was agreed to.

SR 873. By Senators Stoner of the 6th, Wiles of the 37th, Hill of the 32nd, Rogers of the 21st and Thompson of the 33rd:

A RESOLUTION commending the accomplishments of Emory Parrish and dedicating the Emory Parrish Interchange; and for other purposes.

The following Committee substitute was read and adopted:

A RESOLUTION

To dedicate certain portions of the state highway system; and for other purposes.

PART I

WHEREAS, Emory Parrish was born in 1929 and reared in Adel, in Cook County, Georgia; and

WHEREAS, he was born to June Jackson Parrish and Ada Belle S. Parrish; and

WHEREAS, he went to Cook County schools and graduated from Sparks-Adel High School in 1946; and

WHEREAS, in 1950, he married his high school sweetheart, Nelda Futch, and they have been blessed with 55 years of marriage, two children, two grandchildren, and two great-grandchildren; and

WHEREAS, he graduated from Georgia Tech with a degree in civil engineering and was commissioned as a 2nd Lieutenant in the United States Army Corps of Engineers; and

WHEREAS, upon graduation, he went to work for the State Highway Department until being called to active duty in July, 1951, and he spent two years in Germany while in the Army; and

WHEREAS, he was separated from active duty in 1954 and returned to work at the State Highway Department in Sylvester, Georgia; and

WHEREAS, he earned his Master's of Science degree in civil engineering in 1960, and in 1967 he was appointed the first deputy commissioner of the Department of Transportation, a position he held for 13 years; and

WHEREAS, during his tenure at the Georgia Department of Transportation, he was involved in many projects, including serving on the committee to design and create MARTA and the initial traffic study that planned what eventually became I-285; and

WHEREAS, his military career really began with his leaving active duty in 1954, as he held numerous positions and ended up serving as the Commanding General of the Army Reserve Command; and

WHEREAS, he retired from the Georgia Department of Transportation in 1981 and from the military in 1983; and

WHEREAS, it is only fitting that a person who has served the people of Georgia, and the nation, so honorably for so many years should be honored by having a major interchange on a busy interstate named in his honor.

PART II

WHEREAS, the Vandiver family were the original settlers of the Tallulah Falls area; and

WHEREAS, for the purpose of trading with the Native Americans, Reverend George Vandiver constructed a trading post at the junction of the Tallulah and Chattooga Rivers, which in the 1780's was the first permanently established business in the Tallulah Falls area; and

WHEREAS, Reverend George Vandiver was a soldier in the Revolutionary War who drew a pension for his honorable service in that war and who is buried in the area now known as Tallulah Gorge State Park; and

WHEREAS, Reverend George Vandiver was the first moderator of the Tugalo Baptist Convention; and

WHEREAS, in recognition and tribute to Reverend George Vandiver as a truly great patriot, minister, tradesman, and citizen of the Tallulah Falls area, it is most fitting that the State of Georgia perpetuate his name in an appropriate fashion.

PART III

WHEREAS, the Vandiver family were the original settlers of the Tallulah Falls area; and

WHEREAS, the most famous of that family was Adam Poole Vandiver, due to his exploits as a hunter, trapper, pathfinder, and storyteller whose door was always open for his fellow citizen and the weary traveler who chanced upon his cabin; and

WHEREAS, Adam Poole Vandiver served in the War of 1812 and the Creek Indian War; and

WHEREAS, Adam Poole Vandiver was wounded during the Battle of Autosee while fighting to protect the citizens of Georgia; and

WHEREAS, Adam Poole Vandiver never turned a hungry traveler from his door nor failed to give directions to any who may have been lost in the area, always being ready to assist his fellow man; and

WHEREAS, Adam Poole Vandiver was known as the "Hunter of Tallulah" and his descendants still populate the Tallulah Falls area; and

WHEREAS, in recognition and tribute to the numerous, lengthy, and detailed truths and legends which make up the legacy of Adam Poole Vandiver to the area of Tallulah Falls, it is most fitting that the State of Georgia perpetuate his name in an appropriate fashion.

PART IV

WHEREAS, Mary Will was born to William and Sally Rutherford on October 1, 1910, on what is now known as SR 355; and

WHEREAS, in 1928, she married Dewey Robinson, whose family also lived on SR 355, and together they had six children; and

WHEREAS, she was widowed in 1949 and left to raise her children, one of whom was born three months after her husband's death, alone; and

WHEREAS, the family endured many hardships and all of them worked for neighboring farmers to support themselves; and

WHEREAS, Mary Will's children attended Marion County public schools and all of them grew up to be responsible adults; and

WHEREAS, Mary Will was an active member of the community, sometimes acting as midwife and sometimes serving as the undertaker, and she also cared for her widowed father until his death; and

WHEREAS, she was one of the founding members of the Brown Springs Church of God and was the last surviving member when she passed away; she rarely missed a church service and helped to care for the cemetery which is now her final resting place; and

WHEREAS, three of her sons, Clarence (Peewee), Rainey, and Benny still live in the community; and

WHEREAS, to honor Mary Will Robinson and her life of service to her family, her church, and her community, it is only fitting that the highway she was born and died on should be named in her honor.

PART V

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the members of this body dedicate the interchange of routes I-75 and I-285 in Cobb County as the Emory Parrish Interchange.

BE IT FURTHER RESOLVED that Reverend George Vandiver is memorialized by the dedication of one of the bridges on US 441 immediately north of the Town of Tallulah Falls, Georgia as the Reverend George Vandiver Memorial Bridge.

BE IT FURTHER RESOLVED that Adam Poole Vandiver is memorialized by the dedication of one of the bridges on US 441 immediately north of the Town of Tallulah Falls, Georgia as the Adam Poole Vandiver Memorial Bridge.

BE IT FURTHER RESOLVED that the portion of SR 355 beginning at the intersection of Dr. Brooks Road and continuing to the intersection with SR 352, in Marion County, is dedicated as the Mary Will Robinson Memorial Highway.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain appropriate signs dedicating the road facilities named in this resolution.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to transmit an appropriate copy of this resolution to the Department of Transportation, to Emory Parrish, to the family of Reverend George Vandiver, to the family of Adam Poole Vandiver, and to the family of Mary Will Robinson.

The report of the Committee, which was favorable to the adoption of the Resolution, by substitute, was agreed to.

SR 1028. By Senator Thompson of the 33rd:

A RESOLUTION honoring the life of Dr. Luke Glenn Garrett, Jr., and

dedicating the Dr. Luke Glenn Garrett, Jr. Memorial Highway in his memory; and for other purposes.

The following Committee substitute was read and adopted:

A RESOLUTION

To dedicate certain portions of the state highway system; and for other purposes.

PART I

WHEREAS, Dr. Luke Glenn Garrett, Jr., was born in Austell, Georgia, on New Year's Day in 1917; and

WHEREAS, after graduating from Emory University School of Medicine, he followed in the footsteps of his father and grandfather by attending to the medical needs of the citizens of Austell and the surrounding area; and

WHEREAS, while a student at Emory, he met Gladys Elliott, a young nurse from Henry County, and they fell in love and were married in June of 1941; and

WHEREAS, shortly after the marriage, Dr. Garrett served with the United States infantry in Europe during World War II, earning several decorations, including a Bronze Star for bravery while saving the life of a young soldier; and

WHEREAS, he returned to Austell after the war and joined his father's medical practice and was thereafter elected mayor, serving from 1948 through 1950 and 1958 through 1965; and

WHEREAS, he was a member of several civic organizations and served as president of the Austell Rotary Club, South Cobb High School PTA, and the Cobb Association of Retarded Citizens; and

WHEREAS, Dr. Garrett served with dedication at two area hospitals, Cobb General and Atlanta West, and it was due to his diligence and commitment that Atlanta West Hospital remained open to serve the South Cobb community; and

WHEREAS, he was a loving husband and father of three, Luke Glenn Garrett III of Austell, Patricia A. Wilder of Lithia Springs, and Glenna Lucille Garrett of Columbia, South Carolina; and

WHEREAS, Dr. Garrett was widely known as a humanitarian who cared more about his patients than his fees and as a person who treated everyone equally and with great respect; and

WHEREAS, Dr. Luke Glenn Garrett, Jr., was a legend that has left us with an example of a life well lived in public and private service and it is only fitting that a highway should be named in his honor.

PART II

WHEREAS, James M. Cannon, Sr., served with dedication on the City Council of Leesburg, Georgia, for many years; and

WHEREAS, he was a member of the Board of Directors of First State Bank of Leesburg; and

WHEREAS, he was a sheriff's deputy for many years when he was a younger man in Lee County, Georgia; and

WHEREAS, James M. Cannon, Sr., owned and operated a service station in the City of Leesburg for many years; and

WHEREAS, his family owned and operated a peanut mill in Leesburg for many years; and

WHEREAS, he was raised in Leesburg and lived in Leesburg his entire life; and

WHEREAS, the current U.S. Highway 19 Bypass is constructed on a portion of James M. Cannon, Sr.'s, father's farm; and

WHEREAS, James M. Cannon, Sr., was a dedicated family man, church man, councilman, businessman, and friend to the City of Leesburg and it is only fitting that the U.S. Highway 19 Bypass be named in his memory.

PART III

WHEREAS, Houston County is the host county to Robins Air Force Base and has a long and close relationship with and deep interest in the base's existence and expansion to become a key installation for the United States Air Force and Department of Defense; and

WHEREAS, Robins Air Force Base not only attracts military and civilian workers to our county and area to live, but also over 16,708 veterans, with over 1,200 having served in World War II; and

WHEREAS, statistics show at least 1,800 World War II veterans die each day, causing our nation to lose living heroes and members of what has been referred to as The Greatest Generation on a daily basis; and

WHEREAS, all Americans owe a debt of gratitude to the men and women of our armed forces who risk their lives in the defense of freedom and to secure the blessings of liberty for this nation and other peoples of the world.

PART IV

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the portion of SR 6 Spur, formerly known as Westside Drive, fronting the Norfolk Southern rail facility, in Cobb County, is dedicated as the Dr. Luke Glenn Garrett, Jr. Memorial Highway.

BE IT FURTHER RESOLVED that the Leesburg U.S. Highway 19 Bypass is dedicated as the James M. Cannon, Sr. Memorial Bypass.

BE IT FURTHER RESOLVED that the portion of Georgia Highway 96 in Houston County is dedicated as the Veterans Parkway.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain appropriate signs dedicating the road facilities named in this resolution.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to transmit appropriate copies of this resolution to the Department of Transportation, to the family of Dr. Luke Glenn Garrett, Jr., and to the family of James M. Cannon, Sr.

The report of the Committee, which was favorable to the adoption of the Resolution, by substitute, was agreed to.

SR 1034. By Senator Goggans of the 7th:

A RESOLUTION celebrating the life of SGT Mathew Vincent Gibbs and dedicating the SGT Mathew Vincent Gibbs Memorial Bridge; and for other purposes.

The following Committee substitute was read and adopted:

A RESOLUTION

To dedicate certain portions of the state highway system; and for other purposes.

PART I

WHEREAS, SGT Mathew Vincent Gibbs was a member of 648th Engineer Battalion of the 48th Infantry Brigade of the Georgia National Guard; and

WHEREAS, while serving in Baghdad, Iraq, he was killed on August 3, 2005; and

WHEREAS, he was promoted to the rank of sergeant posthumously; and

WHEREAS, he is survived by his wife, Reagan C. Gibbs, and two daughters, Ariana and Arissa; and

WHEREAS, this courageous soldier, who in the spirit of the American patriot, volunteered to confront the dangers, privations, and discomforts of wartime service and in the spirit of humanity strived to keep the peace in Iraq with fortitude and steadfast resolve, making us as a nation truly proud; and

WHEREAS, all Americans owe a debt of gratitude to the men and women of our armed forces who risk their lives in the defense of freedom and to secure the blessings of liberty for this nation and other peoples of the world.

PART II

WHEREAS, Major Thomas A. Duckett, a citizen of Ringgold, Catoosa County, Georgia, graduated with honors from the schools of Catoosa County and was active in the Boynton Baptist Church; and

WHEREAS, he attended LaGrange College where he excelled in sports and graduated with honors with a Bachelor of Science in chemistry; and

WHEREAS, he entered the United States Air Force and attended the Officer Candidate School and flight school as a lieutenant; and

WHEREAS, Lieutenant Duckett was recognized for his dependability, outstanding airmanship, and professionalism, which led to his promotion to captain as a pilot and forward air controller while serving in Thailand during the Vietnam War; and

WHEREAS, Captain Duckett was shot down over Laos while honorably serving his country in the defense of freedom on December 12, 1970, and later was promoted to the rank of major; and

WHEREAS, it is most appropriate that Major Duckett be honored in perpetuity for his honorable service and sacrifice.

PART III

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the members of this body offer their sincere condolences to the family and friends of SGT Mathew Vincent Gibbs and dedicate the 17 Mile River Bridge at mile

marker 7 on SR 206, in Coffee County, as the SGT Mathew Vincent Gibbs Memorial Bridge.

BE IT FURTHER RESOLVED that the members of this body join in honoring the memory of a great Georgian, Major Thomas A. Duckett, for his honorable service and sacrifice for the people of Georgia and the United States of America and that the Interstate 75 Exit 348 Interchange is dedicated as the Major Thomas A. Duckett Interchange.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to place and maintain appropriate markers dedicating the road facilities named in this resolution.

BE IT FURTHER RESOLVED that the Secretary of the Senate is authorized and directed to transmit an appropriate copy of this resolution to the Department of Transportation, to the family of SGT Mathew Vincent Gibbs, and to the family of Major Thomas A. Duckett.

The report of the Committee, which was favorable to the adoption of the Resolution, by substitute, was agreed to.

SR 1093. By Senator Grant of the 25th:

A RESOLUTION celebrating the life of Durward D. (Red) Murphy and dedicating the Durward D. (Red) Murphy Memorial Bridge; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution, was agreed to.

SR 1094. By Senator Grant of the 25th:

A RESOLUTION celebrating the life of Charles S. (Buddy) Cowan, Jr., and dedicating the Charles S. (Buddy) Cowan, Jr. Memorial Bridge; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution was agreed to.

By unanimous consent, the following roll call vote was made applicable to the previously read Resolutions.

On the adoption of the Resolutions, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Borders
Y Bridges
Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Butler
Byrd
Carter
Casas
Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Day
Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Dukes
Y Ehrhart
Y England
Epps
Y Everson
Fleming
E Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Franklin
Y Freeman
Y Gardner
Y Geisinger
Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Heckstall
Y Hembree
E Henson
Y Hill, C
Hill, C.A
Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Hudson
Y Hugley
Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Knox
Y Lakly
Y Lane, B
Lane, R
Y Lewis
Y Lindsey
Y Lord
E Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Marin
Y Martin
Maxwell
Y May
McCall
McClinton
Y Meadows
Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Randall
Y Ray
Y Reece, B
Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Sheldon
Y Sims, C
Y Sims, F
E Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Stanley-Turner
Y Stephens
Stephenson
Y Talton
Y Teilhet
Thomas, A.M
Y Thomas, B
Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the adoption of the Resolutions, the ayes were 128, nays 0.

The Resolutions, having received the requisite constitutional majority, were adopted.

The following Bills and Resolution of the Senate, having been postponed from the previous legislative day, were taken up for consideration and read the third time:

SB 533. By Senators Bulloch of the 11th, Smith of the 52nd and Hamrick of the 30th:

A BILL to be entitled an Act to amend Chapter 32 of Title 31 of the Official

Code of Georgia Annotated, relating to living wills, so as to revise the statutory living will form; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Chapter 32 of Title 31 of the Official Code of Georgia Annotated, relating to living wills, so as to revise the statutory living will form; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 32 of Title 31 of the Official Code of Georgia Annotated, relating to living wills, is amended by striking subsection (b) of Code Section 31-32-3, relating to execution of living wills, witnesses, and forms; and inserting in its place the following:

"(b) The declaration shall be a document, separate and self-contained. Any declaration which constitutes an expression of the declarant's intent shall be honored, regardless of the form used or when executed. Declarations executed on or after March 28, 1986, shall be valid indefinitely unless revoked. A declaration similar to the following form or in substantially the form specified under prior law shall be presumed on its face to be valid and effective:

'LIVING WILL

Living will made this _____ day of _____ (month, year).

I, _____, being of sound mind, willfully and voluntarily make known my desire that my life shall not be prolonged under the circumstances set forth below and do declare:

1. If at any time I should (~~check each option desired~~ my initials indicate each option desired):

(A) Have ~~have~~ a terminal condition~~,~~ as defined in paragraph (13) of Code Section 31-32-3

_____(Initial)

(B) Become ~~become~~ in a coma, as defined in paragraph (2) of Code Section 31-32-3, with no reasonable expectation of regaining consciousness~~,~~

_____(Initial)

or

(C) Become ~~become~~ in a persistent vegetative state, as defined in paragraph (9) of Code Section 31-32-3, with no reasonable expectation of regaining significant cognitive function,

_____(Initial)

~~as defined in and established in accordance with the procedures set forth in paragraphs (2), (9), and (13) of Code Section 31-32-2 of the Official Code of Georgia Annotated,~~ I direct ~~that~~ the application of the following life-sustaining procedures to my body and that I be permitted to die (~~check the~~ my initials indicate the option desired):

(A) **I will receive no nourishment or fluids** ~~including nourishment and hydration,~~

_____(Initial)

(B) **I will receive fluids, but not nourishment** ~~including nourishment but not hydration, or~~

_____(Initial)

(C) **I will receive nourishment, but not fluids**

_____(Initial)

or

(D) **I will receive nourishment and fluids** ~~excluding nourishment and hydration,~~

_____(Initial)

~~be withheld or withdrawn and that I be permitted to die~~;

2. In the absence of my ability to give directions regarding the use of such life-sustaining procedures, it is my intention that this living will shall be honored by my family and physician(s) as the final expression of my legal right to refuse medical or surgical treatment and accept the consequences from such refusal;

3. I understand that I may revoke this living will at any time;

4. I understand the full import of this living will, and I am at least 18 years of age and am emotionally and mentally competent to make this living will; and

5. If I am a female and I have been diagnosed as pregnant, this living will shall have no force and effect unless the fetus is not viable and I indicate by initialing after this sentence that I want this living will to be carried out. _____(Initial)

Signed _____

_____(City), _____(County), and _____(State of Residence).

I hereby witness this living will and attest that:

(1) The declarant is personally known to me and I believe the declarant to be at least 18 years of age and of sound mind;

(2) I am at least 18 years of age;

(3) To the best of my knowledge, at the time of the execution of this living will, I:

(A) Am not related to the declarant by blood or marriage;

(B) Would not be entitled to any portion of the declarant's estate by any will or by operation of law under the rules of descent and distribution of this state;

(C) Am not the attending physician of declarant or an employee of the attending physician or an employee of the hospital or skilled nursing facility in which declarant is a patient;

(D) Am not directly financially responsible for the declarant's medical care; and

(E) Have no present claim against any portion of the estate of the declarant;

(4) Declarant has signed this document in my presence as above instructed, on the date above first shown.

Witness _____
Address _____
Witness _____
Address _____

Additional witness required when living will is signed in a hospital or skilled nursing facility.

I hereby witness this living will and attest that I believe the declarant to be of sound mind and to have made this living will willingly and voluntarily.

Witness: _____

Medical director of skilled nursing facility or staff Physician not participating in care of the patient or chief of the hospital medical staff or staff physician or hospital designee not participating in care of the patient.'"

SE**CTION 2.**

This Act shall become effective on July 1, 2006. Any declaration which is in essence a living will, using the form specified in Code Section 31-32-3 as amended by this Act or a form specified under prior provisions of such Code section, shall continue to be valid and effective on and after July 1, 2006.

SECTION 3.

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

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Hudson	Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Sims, C
Y Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Y Morgan	E Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	E Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Y Thomas, A.M
Butler	Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	E Loudermilk	Reece, S	Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Coleman, T	Y Hembree	Y Mangham	Y Rogers	Wix
Cooper	E Henson	Y Manning	Y Royal	Y Yates
Y Cox	Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 141, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

Representative Knox of the 24th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

Due to a mechanical malfunction, the vote of Representative Stephenson of the 92nd was not recorded on the preceding roll call. She wished to be recorded as voting "aye" thereon.

SR 804. By Senators Moody of the 56th and Shafer of the 48th:

A RESOLUTION to create the North Fulton Boundary Commission; and for other purposes.

The following Committee substitute was read and withdrawn:

A RESOLUTION

To create the North Fulton Boundary Commission; and for other purposes.

WHEREAS, the area of North Fulton County is populated by three municipalities: Alpharetta, Roswell, and Mountain Park, and two additional municipalities, Milton and Johns Creek, have been proposed; and

WHEREAS, there has been a significant amount of discussion concerning the appropriate boundaries for such municipalities; and

WHEREAS, it is the intent of the General Assembly to permit the local jurisdictions to resolve these issues among themselves, if possible; and

WHEREAS, the General Assembly believes that the establishment of a commission composed of representatives of each of the affected municipalities would be the best vehicle for achieving a resolution of these issues.

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that there is created the North Fulton Boundary Commission to be composed of one representative each selected by the governing authority of the City of Alpharetta, the City of Mountain Park, and the City of Roswell and, if authorized in the 2006 session of the General Assembly, the City of Milton and the City of Johns Creek. The chairperson and vice chairperson of the commission shall be elected from among the members of the commission by the members of the commission.

BE IT FURTHER RESOLVED that, upon all members of the commission being appointed, the commission shall undertake a study of the boundaries of such municipalities taking into account the conditions, needs, issues, and problems related thereto including the natural boundaries, communities of interest, service delivery, and the preferences of the residents affected and shall prepare a report recommending any changes which the commission deems necessary or appropriate. The commission may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution. The members of the commission shall not receive any compensation for attending the meetings of the commission. Upon unanimous agreement by the members of the commission, the commission shall make a report of its findings and recommendations, with suggestions

for proposed legislation, if any, on or before February 1, 2007. The commission shall stand abolished on February 1, 2007.

The following substitute, offered by Representative Jones of the 46th, was read:

A RESOLUTION

Proposing an amendment to the Constitution of Georgia so as to change the existing provisions regarding the sales tax for education; to provide that the sales tax for education be distributed only on a per student basis; to provide for an exception; to provide for the submission of this amendment for ratification or rejection; to provide for an effective date; to provide for applicability; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article VIII, Section VI of the Constitution is amended by striking subparagraphs (a) and (g) of Paragraph IV and inserting in lieu thereof new subparagraphs (a) and (g) to read as follows:

"Paragraph IV. ***Sales tax for educational purposes.*** (a)(1) The board of education of each school district in a county in which no independent school district is located may by resolution and the board of education of each county school district and the board of education of each independent school district located within such county may by concurrent resolutions impose, levy, and collect a sales and use tax for educational purposes of such school districts conditioned upon approval by a majority of the qualified voters residing within the limits of the local taxing jurisdiction voting in a referendum thereon.

(2) In the event an independent school district is located in a municipality that levies and imposes a municipal water and sewer projects and costs sales and use tax as provided by general law, and the board of education of such independent school district does not adopt the concurrent resolution as provided in subparagraph (a)(1) of this Paragraph, the tax shall not be imposed, levied, and collected within such independent school district and no proceeds under subparagraph (g) of this Paragraph shall be distributed to such independent school system.

(3) This tax shall be at the rate of 1 percent and shall be imposed for a period of time not to exceed five years, but in all other respects, except as otherwise provided in this Paragraph, shall correspond to and be levied in the same manner as the tax provided for by Article 3 of Chapter 8 of Title 48 of the Official Code of Georgia Annotated, relating to the special county 1 percent sales and use tax, as now or hereafter amended. Proceedings for the reimposition of such tax shall be in the same manner as proceedings for the initial imposition of the tax, but the newly authorized tax shall not be imposed until the expiration of the tax then in effect."

"(g) The net proceeds of the tax shall be distributed between the county school district and the independent school districts, or portion thereof, located in such county according to the ratio the student enrollment in each school district, or portion thereof, bears to the total student enrollment of all school districts in the county ~~or upon such other formula for distribution as may be authorized by local law~~. For purposes of this subparagraph, student enrollment shall be based on the latest ~~FTE~~ full-time equivalency count prior to the referendum on imposing the tax."

SECTION 2.

The above proposed amendment to the Constitution shall be published and submitted as provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the above proposed amendment shall have written or printed thereon the following:

"( ) YES Shall the Constitution of Georgia be amended to provide that the currently authorized one-cent sales tax for public school capital projects
( ) NO be distributed only on a per student basis; to provide for an exception; and to provide for voter referendum approval and collection and distribution of taxes?"

All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes." All persons desiring to vote against ratifying the proposed amendment shall vote "No." If such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall become a part of the Constitution of this state and shall become effective January 1, 2007, and shall apply with respect to taxes imposed or to be imposed under Article VIII, Section VI, Paragraph IV under resolutions adopted after that date.

On the adoption of the Floor substitute, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Day	Y Horne	McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Morgan	E Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	E Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson

Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	N Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	Y Graves, T	Lane, R	Y Ralston	Y Walker
Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	E Loudermilk	Reece, S	Y Willard
Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	E Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the adoption of the Floor substitute, the ayes were 144, nays 1.

The Floor substitute was adopted.

The report of the Committee, which was favorable to the adoption of the Resolution, by substitute, was agreed to, by substitute

On the adoption of the Resolution, by substitute, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	N Meadows	Y Shaw
Y Bearden	Dodson	Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	N Morgan	E Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	E Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Gardner	Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	N Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Tumlin

Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	E Loudermilk	Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	N Williams, R
Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	E Henson	Y Manning	Y Royal	Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the adoption of the Resolution, by substitute, the ayes were 142, nays 4.

The Resolution, having received the requisite constitutional majority, was adopted, by substitute.

Representative Jones of the 46th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

SB 572. By Senators Goggans of the 7th, Stephens of the 27th, Williams of the 19th, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to establish and define a crime of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read:

A BILL

To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to change certain provisions relating to unlawful acts regarding Medicaid; to provide for inclusion of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for hearings on disputed payments before an administrative law judge; to provide for procedure related to such hearings, including assessment of costs; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia, relating to medical assistance generally, is amended by striking subsections (a) and (b) of Code Section 49-4-146.1, relating to unlawful acts regarding Medicaid, and inserting in lieu thereof new subsections (a), (b), and (i) to read as follows:

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

(1) 'Agent' means any person who has been delegated the authority to obligate or act on behalf of a provider.

(2) 'Convicted' means that a judgment of conviction has been entered by any federal, state, or other court, regardless of whether an appeal from that judgment is pending.

(3) 'Indirect ownership interest' means any ownership interest in an entity that has an ownership interest in the provider entity. The term includes an ownership interest in any entity that has an indirect ownership interest in the provider entity.

(4) 'Managing employee' means a general manager, business manager, administrator, director, or other individual who exercises operational or managerial control over, or who directly or indirectly conducts, the day-to-day operation of the institution, organization, or agency.

(5) 'Payment' includes a payment or approval for payment, any portion of which is paid by the Georgia Medicaid program, or by a contractor, subcontractor, or agent for the Georgia Medicaid program pursuant to a managed care program operated, funded, or reimbursed by the Georgia Medicaid program.

~~(5)~~(6) 'Person' means any person, firm, corporation, partnership, or other entity.

~~(6)~~(7) 'Person with an ownership or control interest' means a person who:

(A) Has ownership interest totaling 5 percent or more in a provider;

(B) Has an indirect ownership interest equal to 5 percent or more in a provider;

(C) Has a combination of direct and indirect ownership interests equal to 5 percent or more in a provider;

(D) Owns an interest of 5 percent or more in any mortgage, deed of trust, note, or other obligation secured by the provider entity if that interest equals at least 5 percent of the value of the property or assets of the provider;

(E) Is an officer or director of a provider that is organized as a corporation; or

(F) Is a partner in a provider entity that is organized as a partnership.

~~(7)~~(8) 'Provider' means an actual or prospective provider of medical assistance under this chapter. The term 'provider' shall also include any managed care organization providing services pursuant to a managed care program operated, funded, or reimbursed by the Georgia Medicaid program.

(b) It ~~is~~ shall be unlawful:

(1) For any person or provider to obtain, ~~or~~ attempt to obtain, or retain for himself, herself, or any other person any medical assistance or other benefits or payments under this article, or under a managed care program operated, funded, or reimbursed by the Georgia Medicaid program, to which the person or provider is not entitled, or in an amount greater than that to which the person or provider is entitled, when the

assistance, benefit, or payment is obtained, ~~or~~ attempted to be obtained, or retained, by:

(A) Knowingly and willfully making a false statement or false representation;

(B) Deliberate concealment of any material fact; or

(C) Any fraudulent scheme or device; or

(2) For any person or provider knowingly and willfully to accept medical assistance payments to which he or she is not entitled or in an amount greater than that to which he or she is entitled, or knowingly and willfully to falsify any report or document required under this article."

"(i) It shall be the duty of the department to identify and investigate violations of this article and to turn over to the prosecuting attorney, for prosecution, any information concerning any recipient of medical assistance who violates this article."

SECTION 2.

Said article is further amended in Code Section 49-4-153, relating to administrative hearings and appeals, judicial review, and contested cases involving imposition of remedial or punitive measures against a nursing facility, by striking subsection (b) and inserting in lieu thereof the following:

"(b)(1) Any applicant for medical assistance whose application is denied or is not acted upon with reasonable promptness and any recipient of medical assistance aggrieved by the action or inaction of the Department of Community Health as to any medical or remedial care or service which such recipient alleges should be reimbursed under the terms of the state plan which was in effect on the date on which such care or service was rendered or is sought to be rendered shall be entitled to a hearing upon his or her request for such in writing and in accordance with the applicable rules and regulations of the department and the Office of State Administrative Hearings. As a result of the written request for hearing, a written recommendation shall be rendered in writing by the administrative law judge assigned to hear the matter. Should a decision be adverse to a party and should a party desire to appeal that decision, the party must file a request in writing to the commissioner or the commissioner's designated representative within 30 days of his or her receipt of the hearing decision. The commissioner, or the commissioner's designated representative, has ~~ten~~ 30 days from the receipt of the request for appeal to affirm, modify, or reverse the decision appealed from. A final decision or order adverse to a party, other than the agency, in a contested case shall be in writing or stated in the record. A final decision shall include findings of fact and conclusions of law, separately stated, and the effective date of the decision or order. Findings of fact shall be accompanied by a concise and explicit statement of the underlying facts supporting the findings. Each agency shall maintain a properly indexed file of all decisions in contested cases, which file shall be open for public inspection except those expressly made confidential or privileged by statute. If the commissioner fails to issue a decision, the initial recommended decision shall become the final administrative decision of the commissioner.

(2)(A) A provider of medical assistance may request a hearing on a decision of the Department of Community Health with respect to a denial or nonpayment of or the determination of the amount of reimbursement paid or payable to such provider on a certain item of medical or remedial care of service rendered by such provider by filing a written request for a hearing in accordance with Code Sections 50-13-13 and 50-13-15 with the Department of Community Health. The Department of Community Health shall, within 15 business days of receiving the request for hearing from the provider, transmit a copy of the provider's request for hearing to the Office of State Administrative Hearings. The provider's request for hearing shall identify the issues under appeal and specify the relief requested by the provider. The request for hearing shall be filed no later than 15 business days after the provider of medical assistance receives the decision of the Department of Community Health which is the basis for the appeal.

(B) The Office of State Administrative Hearings shall assign an administrative law judge to hear the dispute within 15 days after receiving the request. The hearing is required to commence no later than 90 days after the assignment of the case to an administrative law judge, and the administrative law judge shall issue a written decision on the matter no later than 30 days after the close of the record except when it is determined that the complexity of the issues and the length of the record require an extension of these periods and an order is issued by an administrative law judge so providing, but no longer than 30 days. Such time requirements can be extended by written consent of all the parties. Failure of the administrative law judge to comply with the above time deadlines shall not render the case moot.

(C) A request for hearing by a nursing home provider shall stay any recovery or recoupment action.

(D) Should the decision of the administrative law judge be adverse to a party and should a party desire to appeal that decision, the party must file a request therefor, in writing, with the commissioner within ten days of his or her receipt of the hearing decision. Such a request must enumerate all factual and legal errors alleged by the party. The commissioner, or the commissioner's designated representative, may affirm, modify, or reverse the decision appealed from.

(3) A person or institution who either has been refused enrollment as a provider in the state plan or has been terminated as a provider by the Department of Community Health shall be entitled to a hearing; provided, however, that no entitlement to a hearing before the department shall lie for refusals or terminations based on the want of any license, permit, certificate, approval, registration, charter, or other form of permission issued by an entity other than the Department of Community Health, which form of permission is required by law either to render care or to receive medical assistance in which federal financial participation is available. The final determination (subject to judicial review, if any) of such an entity denying issuance of such a form of permission shall be binding on and unreviewable by the Department of Community Health. In cases where an entitlement to a hearing before the Department of Community Health, pursuant to this paragraph, lies, the Department of Community

Health shall give written notice of either the denial of enrollment or termination from enrollment to the affected person or institution; and such notice shall include the reasons of the Department of Community Health for denial or termination. Should such a person or institution desire to contest the initial decision of the Department of Community Health, he or she must give written notice of his or her appeal to the commissioner of community health within ten days after the date on which the notice of denial or notice of termination was transmitted to him or her. A hearing shall be scheduled and commenced within 20 days after the date on which the commissioner receives the notice of appeal; and the commissioner or his or her designee or designees shall render a final administrative decision as soon as practicable thereafter."

SECTION 3.

Said article is further amended in Code Section 49-4-153, relating to administrative hearings and appeals, judicial review, and contested cases involving imposition of remedial or punitive measures against a nursing facility, by adding a new subsection (e) to read as follows:

"(e)(1) A provider of medical assistance may request a hearing on a decision of a care management organization with respect to a denial or nonpayment of or the determination of the amount of reimbursement paid or payable to such provider on a certain item of medical or remedial care of service rendered by such provider by filing a written request for a hearing in accordance with Code Sections 50-13-13 and 50-13-15 with the Department of Community Health. The Department of Community Health shall, within 15 business days of receiving the request for hearing from the provider, transmit a copy of the provider's request for hearing to the Office of State Administrative Hearings, but shall not be a party to the proceedings. The provider's request for hearing shall identify the care management organization with which the provider has a dispute, the issues under appeal, and specify the relief requested by the provider. The request for hearing shall be filed no later than 15 business days after the provider of medical assistance receives the decision of the care management organization which is the basis for the appeal.

(2) The Office of State Administrative Hearings shall assign an administrative law judge to hear the dispute within 15 days after receiving the request. The hearing is required to commence no later than 90 days after the assignment of the case to an administrative law judge, and the administrative law judge shall issue a written decision on the matter no later than 30 days after the close of the record except when it is determined that the complexity of the issues and the length of the record require an extension of these periods and an order is issued by an administrative law judge so providing, but no longer than 30 days. Such time requirements can be extended by written consent of all the parties. Failure of the administrative law judge to comply with the above time deadlines shall not render the case moot.

(3) The decision of the administrative law judge shall be the final administrative remedy available to the provider. Review thereafter shall proceed in accordance with

Code Section 50-13-19. The fees and expenses of the Office of State Administrative Hearings may, at the administrative law judge's discretion, be assessed against the party against whom the administrative law judge enters his or her order."

SECTION 4.

This Act shall become effective on April 1, 2006, or upon its approval by the Governor, whichever last occurs, or upon its becoming law without such approval.

SECTION 5.

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

The following amendment was read:

Representative Brown of the 69th et al. move to *amend the Committee substitute to SB 572 by and inserting after* "costs" *on line 6 of page 1 the following:*

to require prior legislative approval for the submission of certain waivers pursuant to Section 1115 of the federal Social Security Act; to provide for a limit on the effective date of the Medicaid estate recovery program; to provide for substantial and unreasonable hardship waivers on any claim against the first $100,000.00 of any homestead; to provide for notice requirements; to provide for installment payments; to provide for submission of an amendment to the state plan;

By inserting after "by" *on line 11 of page 1 the following:*

adding a new Code section to read as follows:

"49-4-142.1.

On and after the effective date of this Code section, neither the department, the board, nor any other representative of the state shall submit any request to the United States Department of Health and Human Services Centers for Medicare and Medicaid Services for a waiver pursuant to Section 1115 of the federal Social Security Act without prior legislative approval. This shall apply only to waivers that relate to Medicaid modernization, Medicaid transformation, or a Medicaid reform model that would affect 20,000 or more individuals in the Georgia Medicaid population. The prior legislative approval required under this Code section shall be by Act of the General Assembly or the adoption of a joint resolution of the General Assembly."

SECTION 2.

Said article is further amended

By adding after line 36 of page 2 the following:

SECTION 3.

Said article is further amended by striking Code Section 49-4-147.1, relating to claims by the department against the estate of Medicaid recipients, and inserting in lieu thereof the following:

"49-4-147.1.

(a) In accordance with applicable federal law and regulations, including those under Title XIX of the federal Social Security Act, the department may make claim against the estate of a Medicaid recipient for the amount of any medical assistance payments made on such person's behalf by the department. A claim shall be made against the estate of a deceased Medicaid recipient only if at the time of application for medical assistance the applicant received written notice that the medical assistance costs could be recovered from the applicant's estate and the applicant signed a written acknowledgment of receipt of such notice, the estate is otherwise subject to recovery, if no hardship or other exemption exists. The commissioner shall waive such claim if he or she determines enforcement of the claim would result in substantial and unreasonable hardship to dependents of the individual against whose estate the claim exists.

(b) The estate recovery program established pursuant to this Code section shall not be effective any earlier than the effective date of this subsection. In no event shall the department make claims against the estate of a Medicaid recipient for the amount of any medical assistance payments made on such person's behalf prior to the effective date of this subsection.

(c) The commissioner shall delay execution of a claim against the estate where the dependents or heirs agree to pay the full amount of the claim in reasonable installments.

(d) To prevent substantial and unreasonable hardship, the commissioner shall waive any claim against the first $100,000.00 of any estate. The commissioner shall annually adjust this exemption based on changes in the consumer price index. The value of the estate shall not include year's support, funeral expenses not to exceed $5,000.00, necessary expenses of administration, or reasonable expenses of the recipient's last illness. No later than July 1, 2006, the department shall submit an amendment to the state plan with the United States Department of Health and Human Services Centers for Medicare and Medicaid Services reflecting the provisions of this subsection. In the event that such amended state plan is not approved, this subsection shall stand repealed in its entirety."

By redesignating Sections 2 through 5 as Sections 4 through 7, respectively.

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Martin	Sailor
N Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	N May	Y Scott, A
Y Ashe	Y Day	N Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler

Barnes
Y Bearden
Y Beasley-Teague
Benfield
N Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Butler
N Byrd
Y Carter
Y Casas
N Chambers
Y Channell
Y Cheokas
Y Coan
N Cole
Y Coleman, B
Coleman, T
N Cooper
Y Cox
N Dickson
Y Dodson
Y Dollar
Y Drenner
Dukes
Y Ehrhart
Y England
Y Epps
Everson
Fleming
E Floyd, H
Y Floyd, J
Y Fludd
Y Forster
N Franklin
Y Freeman
Y Gardner
Y Geisinger
E Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
E Henson
Y Hill, C
Y Howard, E
Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
N Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
N Lakly
Y Lane, B
Lane, R
Y Lewis
N Lindsey
Y Lord
E Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Meadows
Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
E Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
N Wilkinson
Willard
Y Williams, A
Y Williams, E
N Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the adoption of the amendment, the ayes were 139, nays 15.

The amendment was adopted.

The Committee substitute, as amended, was adopted.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to, as amended.

On the passage of the Bill, by substitute, as amended, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Hudson
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Millar
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon

Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Y Morgan	E Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	E Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	Y O'Neal	Y Stephens
Y Buckner, G	N Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Butler	E Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Tumlin
Y Carter	Y Graves, T	Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	E Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	E Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 153, nays 1.

The Bill, having received the requisite constitutional majority, was passed, by substitute, as amended.

SB 534. By Senators Bulloch of the 11th and Hamrick of the 30th:

A BILL to be entitled an Act to amend Code Section 53-12-173 of the Official Code of Georgia Annotated, relating to compensation for services, so as to specify that when a trustee's compensation is not specified in the trust instrument it shall be based on the compensation schedule of conservators; to provide for other related matters; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Fleming
E Floyd, H
Y Floyd, J
Fludd
Y Forster
Y Franklin
Freeman
Y Gardner
Y Geisinger
E Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Heard, J
Y Heard, K
Y Heckstall
Y Hembree
E Henson
Y Hill, C
Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
E Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Warren
Y Watson
Y Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the passage of the Bill, the ayes were 154, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

The following Resolutions of the House, referred to the House Rules Subcommittee on Invites, were reported by the Committee on Rules with the following recommendations:

HR 1536 Do Pass
HR 1552 Do Pass
HR 1733 Do Pass

The following Resolutions of the House, favorably reported by the Committee on Rules, were read and adopted:

HR 1536. By Representatives Jones of the 44th, Brooks of the 63rd and Williams of the 165th:

A RESOLUTION commending the legendary musical group, The Tams, and inviting its members to appear before the House of Representatives; and for other purposes.

HR 1552. By Representatives Jones of the 44th, Jacobs of the 80th, Henson of the 87th, Ashe of the 56th, Wilkinson of the 52nd and others:

A RESOLUTION commending the Jewish Federation of Greater Atlanta and inviting representatives thereof to appear before the House of Representatives; and for other purposes.

HR 1733. By Representatives Kidd of the 115th, Heard of the 114th, Coleman of the 97th, Stanley-Turner of the 53rd, Smyre of the 132nd and others:

A RESOLUTION recognizing and commending Dr. Louise McBee and inviting her to appear before the House of Representatives; and for other purposes.

The following supplemental Rules Calendar was read and adopted:

HOUSE SUPPLEMENTAL RULES CALENDAR
THURSDAY, MARCH 30, 2006

Mr. Speaker and Members of the House:

Your Committee on Rules has met and submits the following supplemental to the calendar already adopted this March 30, 2006, by adding the following:

DEBATE CALENDAR

Open Rule

SB 64	Law Enforcement Motor Vehicles; blue lights on roof; enforce requirement (Douglas -17th) (Roberts – 154th)
SB 547	Real Estate Appraisers; conflict of interest exists; provide removal of board members; provide circumstances for removal (Seabaugh – 28th) (O'Neal -146th)
SB 553	Chattahoochee Hill Country, City; incorporate; provide for a charter (Reed – 35th) (Fludd – 66th)

Modified Open Rule
None

Modified Structured Rule
SB 382 Child Support; calculations; definitions; appeal process; change provisions (Harp – 29th) (Burmeister – 119th)

Structured Rule
SR 760 Dr. Eddie Marlow Medical Clinic; dedicate (Thomas – 54th)

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,
/s/ Ehrhart of the 36th
Chairman

Under the general order of business, established by the Committee on Rules, the following Bill of the Senate was taken up for consideration and read the third time:

SB 64. By Senator Douglas of the 17th:

A BILL to be entitled an Act to amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to repeal the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and withdrawn:

A BILL

To amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to provide for an exception to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to amend Code Section 40-8-91 of the Official Code of Georgia Annotated, relating to marking and equipment of law enforcement vehicles, so as to provide motorists an opportunity to continue to drive until a reasonably safe location for stopping is reached when being stopped by a law enforcement officer in a marked vehicle; to provide for specific procedures therefor; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, is amended by striking the Code section and inserting in lieu thereof a new Code Section 40-1-7 to read as follows:

"40-1-7.

Whenever pursuing a person in violation of a traffic related offense, a uniformed law enforcement officer who is assigned routinely or primarily to traffic law enforcement or other traffic safety duties on the roadways or highways of this state must place a visible blue light on the roof of his or her vehicle if such vehicle is not equipped with permanent roof mount blue lights; provided, however, that the provisions of this Code section shall not apply to law enforcement officers operating vehicles manufactured prior to 2001. This Code section shall not apply to any officer assigned to special operations activities or responding to an immediate threat to public safety as a result of an accident or other emergency. This Code section shall not apply to a law enforcement officer operating a vehicle marked in accordance with Code Section 40-8-91, with flashing or revolving colored lights visible under normal atmospheric conditions for a distance of 500 feet from the front and rear of such vehicle, and which also has an illuminating agency identifier reasonably visible to a driver of a vehicle subject to a traffic stop. An otherwise lawful arrest shall not be invalidated or in any manner affected by failure to comply with this Code section."

SECTION 2.

Code Section 40-8-91 of the Official Code of Georgia Annotated, relating to marking and equipment of law enforcement vehicles, is amended by adding immediately following subsection (d) new subsections (e) and (f) to read as follows:

"(e) Whenever a motorist driving on the roadways of this state is directed to stop by a law enforcement officer in a law enforcement vehicle marked as required under this Code section, the motorist may continue to drive until a reasonably safe location for stopping is reached. Such motorist shall indicate to the officer his or her intent to proceed to a safe location by displaying the vehicle's flashing lights or turn signals. In proceeding to a safe location, the motorist shall observe the posted maximum speed limit but in no event shall he or she exceed a speed of 50 miles per hour.

(f) An otherwise lawful arrest shall not be invalidated or in any manner affected by failure to comply with this Code section."

SECTION 3.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

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

The following substitute, offered by the Committee on Rules, was read:

A BILL

To amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to provide for an exception to the requirement that designated officers enforcing traffic laws have a blue light on the roof of their vehicles; to amend Code Section 40-8-91 of the Official Code of Georgia Annotated, relating to marking and equipment of law enforcement vehicles, so as to provide motorists an opportunity to continue to drive until a reasonably safe location for stopping is reached when being stopped by a law enforcement officer in a marked vehicle; to provide for specific procedures therefor; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, is amended by striking the Code section and inserting in lieu thereof a new Code Section 40-1-7 to read as follows:

"40-1-7.

Whenever pursuing a person in violation of a traffic related offense, a uniformed law enforcement officer who is assigned routinely or primarily to traffic law enforcement or other traffic safety duties on the roadways or highways of this state must place a visible blue light on the roof of his or her vehicle if such vehicle is not equipped with permanent exterior mounted roof blue lights; provided, however, that the provisions of this Code section shall not apply to law enforcement officers operating vehicles manufactured prior to 2001. This Code section shall not apply to any officer assigned to special operations activities or responding to an immediate threat to public safety as a result of an accident or other emergency. This Code section shall not apply to vehicles of the Georgia State Patrol operating a vehicle marked in accordance with Code Section 40-8-91, with flashing or revolving colored lights visible under normal atmospheric conditions for a distance of 500 feet from the front and rear of such vehicle, and which also has an illuminating agency identifier reasonably visible to a driver of a vehicle subject to a traffic stop; provided, however, that the Georgia State Patrol shall not be permitted to have more than two vehicles per post without such exterior mounted roof lights. An otherwise lawful arrest shall not be invalidated or in any manner affected by failure to comply with this Code section."

SECTION 2.

Code Section 40-8-91 of the Official Code of Georgia Annotated, relating to marking and equipment of law enforcement vehicles, is amended by adding immediately following subsection (d) new subsections (e) and (f) to read as follows:

"(e) Whenever a motorist driving on the roadways of this state is directed to stop by a law enforcement officer in a law enforcement vehicle marked as required under this Code section, the motorist may continue to drive until a reasonably safe location for stopping is reached. Such motorist shall indicate to the officer his or her intent to proceed to a safe location by displaying the vehicle's flashing lights. In proceeding to a safe location, the motorist shall observe the posted maximum speed limit.

(f) An otherwise lawful arrest shall not be invalidated or in any manner affected by failure to comply with this Code section."

SECTION 3.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

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

The following amendment was read and adopted:

Representative Bordeaux of the 162nd moves to amend the Rules Committee substitute to SB 64 as follows:

On page 2, line 15, insert between "lights" and the period the words "or turn signal".

The Committee substitute, as amended, was adopted.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to, by substitute, as amended.

On the passage of the Bill, by substitute, as amended, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield

Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	E Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	E Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Rogers	Y Wix
Y Cooper	E Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 165, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute, as amended.

Representative O`Neal of the 146th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bill of the Senate was taken up for the purpose of considering the Senate's disagreeing to the House substitute thereto:

SB 503. By Senators Hamrick of the 30th and Hill of the 4th:

A BILL to be entitled an Act to amend Chapter 21A of Title 15, Title 17, and Code Section 42-8-34.1 of the O.C.G.A., relating respectively to judicial accounting, criminal procedure, and to legal defense for indigents, requirements for revocation of probated or suspended sentence, so as to change certain provisions relating to the Georgia Public Defender Standards Council and the provision of legal services to indigent persons; to clarify that the application fee for indigent defense services is not a prerequisite to obtaining legal services; to specify the types of standards that shall be

submitted to the General Oversight Committee for the Georgia Public Defender Standards Council; to change certain provisions relating to the budget for the Office of the Georgia Capital Defender; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Representative Crawford of the 127th moved that the House insist on its position in substituting SB 503.

On the motion, the roll call was ordered and the vote was as follows:

Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Scott, M
Y Barnard	Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Sheldon
Y Beasley-Teague	Y Dollar	Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	E Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Johnson	Y Murphy, J	Y Smith, T
Y Brown	E Floyd, H	Y Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Knight	Y Parrish	Y Teilhet
Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Y Mangham	Y Rogers	Wix
Y Cooper	E Henson	Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 148, nays 0.

The motion prevailed.

The following Bill of the Senate was taken up for the purpose of considering the Senate's appointment of a Committee of Conference thereon:

SB 238. By Senators Hill of the 32nd and Smith of the 52nd:

A BILL to be entitled an Act to amend Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions relative to torts, so as to provide for immunity from civil liability for nonprofit organizations and individuals that financially sponsor charitable fundraising events; to provide for an exception; to repeal conflicting laws; and for other purposes.

Representative Tumlin of the 38th moved that the House adhere to its position in insisting on its substitute to SB 238 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Ralston of the 7th, Lunsford of the 110th, and Tumlin of the 38th.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 728. By Representatives Franklin of the 43rd, Brooks of the 63rd, Jones of the 44th, Cooper of the 41st, Walker of the 107th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, so as to provide a short title; to define certain terms; to provide for a state-wide alert system for missing disabled adults; to provide for rules and regulations; to provide for cooperation with broadcasters; to provide for calling an alert; to provide for conditions; to provide that the Georgia Lottery Corporation shall devise a method of notifying vendors in an alert area of the alert; to provide for termination of an alert; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, so as to provide a short title; to define certain terms; to provide for a state-wide alert system for missing disabled adults; to provide for rules and regulations; to provide for cooperation with broadcasters; to provide for calling an alert; to provide for conditions; to provide that the Georgia Lottery Corporation shall devise a method of notifying vendors in an alert area of the alert; to provide for utilization of a rapid response phone system; to provide for nonliability; to provide for construction; to provide for termination of an alert; to provide for a state-wide alert for certain criminal suspects; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, is amended by inserting at the end thereof a new article to read as follows:

"ARTICLE 7

38-3-110.

This article shall be known and may be cited as the 'Mattie's Call Act.'

38-3-111.

As used in this article, the term:

(1) 'Alert system' means the state-wide 'Mattie's Call' alert system for missing disabled adults.

(2) 'Disabled adult' means an adult who is developmentally impaired or who suffers from dementia or some other cognitive impairment.

(3) 'Local law enforcement agency' means a local law enforcement agency with jurisdiction over the investigation of a missing disabled adult.

38-3-112.

With the cooperation of the office of the Governor, the Georgia Lottery Corporation, and other appropriate law enforcement agencies in this state, the department shall develop and implement a state-wide alert system to be activated on behalf of missing disabled adults.

38-3-113.

(a) The director is the state-wide coordinator of the alert system.

(b) The director shall adopt rules and issue directives as necessary to ensure proper implementation of the alert system. The rules and directives must include instructions on the procedures for activating and deactivating the alert system.

(c) The director shall prescribe forms for use by local law enforcement agencies in requesting activation of the alert system.

38-3-113.1.
The staff of personal care homes shall call the local police department to report the elopement of any disabled person from the home within 30 minutes of the staff receiving actual knowledge that such person is missing from the home.

38-3-114.
(a) The agency shall recruit public and commercial television, radio, cable, print, and other media, private commercial entities, state or local governmental entities, the public, and other appropriate persons to assist in developing and implementing the alert system.
(b) The agency may enter into agreements with participants in the alert system to provide necessary support for the alert system.

38-3-115.
(a) On notification by a local law enforcement agency that a disabled adult is missing, the director shall activate the alert system and notify appropriate participants in the alert system, as established by rule, if:
(1) A local law enforcement agency believes that a disabled adult is missing;
(2) A local law enforcement agency believes that the disabled adult is in immediate danger of serious bodily injury or death;
(3) A local law enforcement agency confirms that an investigation has taken place that verifies the disappearance and eliminates alternative explanations for the disabled adult's disappearance; and
(4) Sufficient information is available to disseminate to the public that could assist in locating the disabled adult.
(b) The area of the alert may be less than state wide if the director determines that the nature of the event makes it probable that the disabled adult did not leave a certain geographic location.
(c) The agency may modify the criteria described by subsection (a) of this Code section as necessary for the proper implementation of the alert system.

38-3-116.
Before requesting activation of the alert system, a local law enforcement agency must verify that the criteria described by subsection (a) of Code Section 38-3-115 have been satisfied. The local law enforcement agency shall assess the appropriate boundaries of the alert, based on the nature of the disabled adult and the circumstances surrounding the disappearance. On verification of the criteria, the local law enforcement agency shall immediately contact the agency to request activation and shall supply the necessary information on the forms prescribed by the director.

38-3-117.
(a) A state agency participating in the alert system shall:

(1) Cooperate with the department and assist in developing and implementing the alert system;
(2) Establish a plan for providing relevant information to its officers, investigators, or employees, as appropriate, once the alert system has been activated; and
(3) Utilize a rapid response telephone system that alerts residents in a targeted area.

(b) The Georgia Lottery Corporation is directed to develop a method of notifying its vendors within an alert area of an alert in a manner designed to disseminate alert information to customers at its retail locations.

38-3-118.

The director shall terminate any activation of the alert system with respect to a particular disabled adult if:
(1) The adult is located or the disappearance is otherwise resolved; or
(2) The director determines that the alert system is no longer an effective tool for locating and recovering the disabled adult.

38-3-119.

(a) Any entity or individual participating in the 'Mattie's call' alert system pursuant to this article shall not be liable for any civil damages arising from the dissemination of any alert generated pursuant to the 'Matti's call' alert system.

(b) Nothing in this article shall be construed to limit or restrict in any way any legal protection an individual or entity may have under any other law for disseminating any information.

38-3-120.

(a) In addition to the state-wide alert system known as 'Mattie's Call,' there is established a state-wide alert system known as 'Kimberly's Call.'

(b) The director shall develop and implement a state-wide alert system to be activated when a suspect for the crime of murder as defined in Code Section 16-5-1 or rape as defined in Code Section 16-6-1 has not been apprehended and law enforcement personnel have determined that the suspect may be a serious threat to the public.

(c) The provisions of Code Sections 38-3-113, 38-3-114, and 38-3-117 shall also apply to 'Kimberly's Call' as set forth in this Code section.

(d) On notification by a local law enforcement agency that a suspect in a case of murder or rape has not been apprehended and may be a serious threat to the public, the director shall activate the alert system and notify appropriate participants in the alert system, as established by rule, if:
(1) A local law enforcement agency believes that a suspect has not been apprehended;
(2) A local law enforcement agency believes that the suspect may be a serious threat to the public; and
(3) Sufficient information is available to disseminate to the public that could assist in locating the suspect.

(e) The area of the alert may be less than state wide if the director determines that the nature of the event makes it probable that the suspect did not leave a certain geographic location.

(f) Before requesting activation of the alert system, a local law enforcement agency must verify that the criteria described by subsection (d) have been satisfied. The local law enforcement agency shall assess the appropriate boundaries of the alert based on the nature of the suspect and the circumstances surrounding the crime.

(g) The director shall terminate any activation of the alert system with respect to a particular suspect if:

(1) The suspect is located or the incident is otherwise resolved; or

(2) The director determines that the alert system is no longer an effective tool for locating the suspect.

(h) Any entity or individual participating in the 'Kimberly's Call' alert system pursuant to this Code section shall not be liable for any civil damages arising from the dissemination of any alert generated pursuant to the 'Kimberly's Call' alert system."

SECTION 2.

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

The following amendment was read and adopted:

Representative Franklin of the 43rd moves to *amend the Senate substitute to HB 728 by striking* "shall" *and inserting in lieu thereof* "may" *on line 7 of page 4.*

By striking "On" *and inserting in lieu thereof* "Once the system is activated, on" *on line 13 of page 4.*

Representative Franklin of the 43rd moved that the House agree to the Senate substitute, as amended by the House, to HB 728.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	N Jamieson	Y Mosby	E Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R

Y Brooks
Y Brown
Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Burns
Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Coleman, T
Cooper
Y Cox
Y Fleming
E Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Hanner
Harbin
Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Hembree
E Henson
Y Hill, C
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
N Lindsey
Y Lord
Y Loudermilk
N Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
O'Neal
N Orrock
Y Parham
Y Parrish
Parsons
Y Porter
Y Powell
Y Ralston
Randall
Y Ray
Y Reece, B
Y Reece, S
Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 141, nays 4.

The motion prevailed.

Representative Jamieson of the 28th moved that the House reconsider its action in adopting the Franklin amendment.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Beasley-Teague
Benfield
N Benton
Y Black
Y Bordeaux
Y Borders
Bridges
Y Brooks
N Brown
Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Crawford
Y Cummings
N Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
N England
Y Epps
N Everson
N Fleming
E Floyd, H
Y Floyd, J
Y Fludd
Forster
N Franklin
Y Hill, C.A
N Holmes
Holt
N Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
N Jackson
N Jacobs
James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
N Jones, S
Y Jordan
N Keen
N Keown
N Martin
N Maxwell
N May
N McCall
McClinton
N Meadows
N Millar
N Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
N Mumford
N Murphy, J
Y Murphy, Q
N Neal
Y Oliver
N O'Neal
N Orrock
Sailor
N Scheid
N Scott, A
N Scott, M
N Setzler
Y Shaw
N Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
N Smith, B
E Smith, L
Y Smith, P
N Smith, R
N Smith, T
N Smith, V
E Smyre
Y Stanley-Turner
Stephens
Y Stephenson

Burkhalter
N Burmeister
Burns
N Butler
N Byrd
Y Carter
N Casas
N Chambers
Channell
Y Cheokas
N Coan
N Cole
N Coleman, B
Coleman, T
Cooper
N Cox
N Freeman
Y Gardner
N Geisinger
Y Golick
Graves, D
N Graves, T
Y Greene
Y Hanner
N Harbin
Hatfield
N Heard, J
Y Heard, K
Y Heckstall
N Hembree
E Henson
N Hill, C
Y Kidd
Knight
N Knox
N Lakly
Y Lane, B
N Lane, R
N Lewis
Y Lindsey
Y Lord
N Loudermilk
Y Lucas
N Lunsford
N Maddox
N Mangham
Y Manning
N Marin
Y Parham
Y Parrish
Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
N Ray
Y Reece, B
N Reece, S
N Reese
Rice
N Roberts
Y Rogers
Royal
N Rynders
N Talton
Y Teilhet
N Thomas, A.M
Y Thomas, B
N Tumlin
N Walker
Y Warren
Y Watson
N Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
N Yates
Richardson, Speaker

On the motion, the ayes were 77, nays 71.

The motion prevailed.

On the re-adoption of the Franklin amendment, the roll call was ordered and the vote was as follows:

N Abdul-Salaam
Y Amerson
N Anderson
N Ashe
Y Barnard
N Barnes
N Bearden
N Beasley-Teague
Benfield
Y Benton
N Black
N Bordeaux
N Borders
Y Bridges
N Brooks
Y Brown
Bruce
N Bryant
N Buckner, D
N Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
N Carter
Y Casas
Y Chambers
N Crawford
N Cummings
Y Davis
Y Day
N Dean
N Dickson
N Dodson
Y Dollar
N Drenner
N Dukes
Ehrhart
Y England
N Epps
Y Everson
Y Fleming
E Floyd, H
N Floyd, J
N Fludd
Y Forster
Y Franklin
Y Freeman
N Gardner
Y Geisinger
N Golick
Y Graves, D
Y Graves, T
N Greene
N Hanner
Hill, C.A
N Holmes
Holt
Y Horne
N Houston
N Howard, E
N Hudson
N Hugley
N Jackson
Y Jacobs
James
N Jamieson
N Jenkins
N Jennings
N Johnson
Y Jones, J
Y Jones, S
N Jordan
Y Keen
Y Keown
N Kidd
Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
N Lindsey
Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
N Mitchell
N Morgan
N Morris
N Mosby
N Mosley
Y Mumford
Y Murphy, J
N Murphy, Q
Y Neal
N Oliver
Y O'Neal
N Orrock
Y Parham
N Parrish
Parsons
N Porter
N Powell
N Ralston
N Randall
N Ray
Sailor
Y Scheid
Y Scott, A
Y Scott, M
N Setzler
N Shaw
Y Sheldon
N Sims, C
N Sims, F
N Sinkfield
Y Smith, B
E Smith, L
N Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
N Stanley-Turner
Y Stephens
N Stephenson
Y Talton
N Teilhet
Y Thomas, A.M
N Thomas, B
Y Tumlin
Y Walker
N Warren
N Watson

Channell	Y Harbin	N Lord	N Reece, B	Y Wilkinson
N Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	N Lucas	Y Reese	Y Williams, A
Y Cole	N Heard, K	Y Lunsford	Rice	N Williams, E
Y Coleman, B	N Heckstall	Y Maddox	Y Roberts	N Williams, R
N Coleman, T	Y Hembree	N Mangham	Y Rogers	N Wix
N Cooper	N Henson	N Manning	N Royal	Y Yates
Y Cox	Y Hill, C	N Marin	N Rynders	Y Richardson, Speaker

On the re-adoption of the Franklin amendment, the ayes were 78, nays 84.

The amendment was lost.

The Speaker assumed the Chair.

The following Bill of the Senate was taken up for the purpose of considering the Senate amendment to the House amendment thereto:

SB 531. By Senators Rogers of the 21st, Hudgens of the 47th and Chapman of the 3rd:

A BILL to be entitled an Act to amend Code Section 33-7-11 of the Official Code of Georgia Annotated, relating to uninsured motorist coverage under motor vehicle liability policies, so as to change certain provisions relating to damages recoverable by an insured under uninsured motorist coverage; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

The following Senate amendment was read:

The Senate moves to amend the House amendment to SB 531:

on page 1, line 17, between the words "bodily injury" and the words "or death of an insured," insert the following symbol and words:

", loss of consortium".

Representative Golick of the 34th moved that the House agree to the Senate amendment to the House amendment to SB 531.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	E Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Scheid
Y Anderson	Davis	Y Holt	Y May	Y Scott, A

Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Carter
Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Y Henson
Y Hill, C
Y Horne
N Houston
Y Howard, E
Y Hudson
Y Hugley
Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Oliver
O'Neal
Y Orrock
Y Parham
Y Parrish
Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
E Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Smith, V
E Smyre
Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Watson
Y Wilkinson
Y Willard
Y Williams, A
Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the motion the ayes were 153, nays 1.

The motion prevailed.

Representatives Carter of the 159th and Davis of the 109th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

The following Bill and Resolutions of the House were taken up for the purpose of considering the Senate substitutes thereto:

HR 1491. By Representative Sims of the 169th:

A RESOLUTION commemorating the achievements and sacrifice made by Private James Boggan and renaming the Bear Creek Bridge on Highway 32

West in Ambrose, Georgia, the Private James Boggan Memorial Bridge; and for other purposes.

The following Senate substitute was read:

A RESOLUTION

Dedicating certain portions of the state highway system; to provide for related matters; and for other purposes.

PART I

WHEREAS, former Representative Dorothy Barnes Pelote was a member of the General Assembly of Georgia for more than a decade, where she worked tirelessly in loyal and enduring service to her constituents and the citizens of Georgia; and

WHEREAS, former Representative Dorothy Barnes Pelote has been a resident of Savannah, Georgia, for over 50 years and, prior to serving as a Representative, acted in public service to her community first as an educator and, upon retirement, as a member of the Chatham County Board of Commissioners; and

WHEREAS, while serving in the General Assembly of Georgia as a member of the House of Representatives, Ms. Pelote worked steadfastly to pass many resolutions and bills that benefit not only the citizens of Savannah, but the entire State of Georgia; and

WHEREAS, Ms. Pelote has been instrumental in obtaining funds for a number of local initiatives and community improvements and has received numerous awards and recognitions for her services to the community and the citizens of this state; and

WHEREAS, former Representative Dorothy Barnes Pelote is a beloved member of many public and civic organizations, her church, and family.

PART II

WHEREAS, Derward Buchan is a veteran of the United States Army and served in the occupational forces in Japan and later served in Korea; and

WHEREAS, he served 14 years on the Douglas city commission and six years as the mayor; and

WHEREAS, during his tenure on the Douglas city commission, he oversaw transportation improvements, including the widening of Madison Street, the completion of Perimeter Road, and the continuing improvement of traffic congestion through the use of one-way streets; and

WHEREAS, he is a former member and secretary of the Southeast Georgia Regional Development Center; and

WHEREAS, he retired from the Georgia Department of Transportation after 34 years of service as an area engineer; and

WHEREAS, Derward is a charter member of the Douglas Exchange Club, past president of the local chapter of the American Association of Retired Persons, and a member of the Chamber of Commerce and American Legion; and

WHEREAS, Derward F. Buchan has devoted his life to service as a businessman, civic leader, and friend to the City of Douglas, and it is only fitting that the Derward F. Buchan Corridor be dedicated in his honor.

PART III

WHEREAS, Mr. Tommy G. Hudson was an employee of the Georgia Department of Transportation; and

WHEREAS, he was an outstanding employee and citizen of the State of Georgia; and

WHEREAS, he was struck and killed by a vehicle on March 2, 2005, while in the performance of his duties on SR 107 in Turner County near the bridge over Deep Creek; and

WHEREAS, he was a devoted family man, a highly respected employee, an able and upright citizen of his community and the State of Georgia, and a friend to all who were privileged to know and work with him.

PART IV

WHEREAS, the 848th Engineer Company was organized as the B-560 Engineering Battalion and later became the 848th Engineer Company attached to the 48th Infantry Brigade; and

WHEREAS, the 848th Engineer Company was mobilized for Operation Desert Storm in 1990 as part of the 48th Infantry Brigade; and

WHEREAS, in 1993, the 848th Engineer Company was reorganized as Company C in the 648th Engineer Battalion; and

WHEREAS, in 1994, the 648th Engineer Battalion was mobilized for duty in central and southern Georgia to help with the massive flooding following tropical storm Alberto; and

WHEREAS, in 1996-97, the 648th was mobilized to serve a peacekeeping mission in Bosnia; and

WHEREAS, currently the 648th is serving with the 48th Infantry Brigade Combat Team in Iraq and the Persian Gulf area; and

WHEREAS, it is only fitting that these courageous soldiers, who in the spirit of the American patriot, have volunteered to confront the dangers, privations, and discomforts of wartime and peacetime service and in the spirit of humanity have strived to establish and keep the peace in Iraq and Bosnia with fortitude and steadfast resolve, should have a bridge named in their honor; and

WHEREAS, all Americans owe a debt of gratitude to the men and women of the Georgia National Guard who risk their lives in the defense of freedom and to secure the blessings of liberty for this nation and other peoples of the world.

PART V

WHEREAS, the lighthouse of Tybee Island has a long and storied history along the Georgia coast; and

WHEREAS, the lighthouse has saved the lives of many desperate seafarers in search of a safe port; and

WHEREAS, it is only proper and fitting that the Tybee Island Lighthouse be memorialized by dedicating a causeway in honor of its glorious past.

PART VI

WHEREAS, news of the passing of Lucille M. Norton, late of Lakeland, Georgia, was received by the members of her community with much deep regret; and

WHEREAS, the life led by this distinguished woman of 86 years rendered her name dear to the hearts of her family and fellow citizens alike; and

WHEREAS, Lucille M. Norton was a native of Lanier County who, after receiving her teaching degree, made Lanier County and Lakeland, Georgia, her home and not only became a teacher for the Lanier County school system, but also served six decades as a mentor of five generations of children and families of Lanier County; and

WHEREAS, her commitment to public service and various volunteer organizations, such as the March of Dimes and her beloved Good Hope Baptist Church, made her community and this state a better place in which to live; and

WHEREAS, it is only fitting and proper that this woman of vision and significance be honored by naming a small and simple bridge in her honor; a bridge over a small and undemanding creek that, as a child, bordered on her mother's farm; that she played in as a child; that she fished and enjoyed all of her 86 years on this earth; that she later in life

inherited from her mother who had inherited it from her family; and that, in death, she passed on to her only son.

PART VII

WHEREAS, Private James Boggan was born on December 22, 1925, in Ambrose, Georgia; and

WHEREAS, the Purple Heart was first established by George Washington during the Revolutionary War and later revived by the War Department in February of 1932; and

WHEREAS, the Purple Heart is awarded to persons who while serving in any capacity with the United States Armed Services has been wounded or killed or who has died or may thereafter die after being wounded; and

WHEREAS, Private James Boggan of Ambrose, Georgia, received fatal wounds in Luxembourg during World War II while serving in the United States Army that resulted in his death on March 16, 1945, and was awarded the Purple Heart on June 11, 1945; and
WHEREAS, Private Boggan left behind him in Ambrose, Georgia, his parents, the late Cecil D. Boggan and Mary Grantham Boggan, as well as six brothers and sisters; and

WHEREAS, Private Boggan is an example of a generation of young soldiers who gave their lives during World War II in the fight for democracy and freedom.

PART VIII

WHEREAS, Thomas McGaughey Kilgore was a native and lifelong resident of Douglas County and was a descendant of Douglas County native citizens dating back prior to the incorporation of the county; and

WHEREAS, he graduated from Douglas County High School in 1952 and from Berry College in 1956; and

WHEREAS, he spent his entire professional career with CSX Transportation; and

WHEREAS, he was elected as a member of the Georgia General Assembly's House of Representatives to represent Douglas County, taking office in 1975 and serving through 1992; and

WHEREAS, during his tenure in the General Assembly, he served on the Appropriations Committee and the Industry Committee, and chaired the Education Committee; and

WHEREAS, as chairman of the Education Committee, he was instrumental in establishing the Douglas County campus of West Central Technical College on Timber

Ridge Road, which has become an integral part of the community and provides an opportunity for thousands of Douglas County citizens to receive higher education; and

WHEREAS, after retirement, he continued to work with the Douglasville Convention and Visitors Bureau to help bring tourists to Douglas County; and

WHEREAS, he was married for 43 years to Carol M. McLendon, and they had two beautiful daughters, Pamela K. Platt and Teresa A. Kilgore, and two wonderful grandchildren, Lindsay and Will; and

WHEREAS, he was a lifetime member of County Line Baptist Church and a charter member of the West Pines Golf Course and enjoyed carp fishing during his free time; and

WHEREAS, it is only fitting that this man who devoted his life to his family and service to his community should have a bridge in his beloved Douglas County dedicated in his memory.

PART IX

WHEREAS, when Georgia Loop 1 in Floyd County was first constructed, it extended from the intersection of SR 20 in West Rome to SR 53; and

WHEREAS, this section of Georgia Loop 1 has been previously named the "Veterans Memorial Highway"; and

WHEREAS, Georgia Loop 1 has now been extended from SR 53 to US 411/SR 20; and

WHEREAS, all Americans owe a debt of gratitude to the men and women of our armed forces who risk their lives in the defense of freedom and to secure the blessings of liberty for this nation and other peoples of the world.

PART X

WHEREAS, Lieutenant McKinnon was born on January 20, 1923, to William Bryan McKinnon and Laura Estelle McKinnon; and

WHEREAS, Lieutenant McKinnon served honorably in the United States Navy from 1955 to 1960 as a naval aviator with Fighter Squadron 174; on January 12, 1960, Lieutenant McKinnon and another aviator were on a flight training mission when a mistake caused the two fine, young pilots to collide killing Lt. McKinnon instantly; and

WHEREAS, Lt. McKinnon was born and raised within a half-mile of the Satilla River Bridge where as a child he dove off, swam around, and fished off the bridge; and

WHEREAS, he was a faithful member of Mora Baptist Church and a young student attending the local schools and later graduating from South Georgia College before entering the Naval Cadet program; and

WHEREAS, Lt. McKinnon was a young man who despite growing up during the Depression availed himself of the opportunities of the United States to achieve success before his life was tragically cut short; and

WHEREAS, Lt. McKinnon was a loving husband to Nancy Faye McKinnon and loyal brother to younger brother Clark McKinnon and sisters Paulette Wilson and Carol A. Morrison as well as being a young man who was generally loved and respected in the surrounding community.

PART XI

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the bridge on Bay Street between East Lathorpe Street and Farm Street in Chatham County is dedicated as the Dorothy Barnes Pelote Bridge.

BE IT FURTHER RESOLVED that the portion of SR 32 from the 206 Connector to the CSX Railroad overpass is dedicated as the Derward F. Buchan Corridor.

BE IT FURTHER RESOLVED that the bridge over Deep Creek on SR 107 at Mile Post 8.0 in Turner County, Bridge ID # 287-00107D-00.800E, is hereby dedicated as the Tommy G. Hudson Bridge in honor of the memory of this distinguished Georgian.

BE IT FURTHER RESOLVED that the bridge on the SR 206 Connector that spans the CSX railroad, in Coffee County, is dedicated as the Hero Bridge.

BE IT FURTHER RESOLVED that the portion of US 80 from the end of Lazaretto River to the end of US 80 on Tybee Island, in Chatham County, is dedicated as the Historic Tybee Lighthouse Causeway.

BE IT FURTHER RESOLVED that the bridge over Grand Bay Creek on U. S. Highway 221 in the County of Lanier be dedicated as the Lucille M. Norton Bridge.

BE IT FURTHER RESOLVED that the Bear Creek Bridge on Highway 32 West in Ambrose, Georgia, is dedicated as the Private James Boggan Memorial Bridge.

BE IT FURTHER RESOLVED that the Prestley Mill Road bridge over I-20, in Douglas County, is dedicated as the Tom Kilgore Memorial Bridge.

BE IT FURTHER RESOLVED that the portion of Georgia Loop 1 from SR 53 to US 411/SR 20 is dedicated as the Veterans Memorial Highway.

BE IT FURTHER RESOLVED that the Satilla River Bridge on Hwy. 135 in Douglas, GA, is dedicated as the Lieutenant Rudolph McKinnon, USN, Memorial Bridge.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain signs identifying the highway facilities dedicated in this resolution.

BE IT FURTHER RESOLVED that the Clerk of the House of Representatives is authorized and directed to transmit an appropriate copy of this resolution to the Department of Transportation, Dorothy Barnes Pelote, Derward F. Buchan, the family of Tommy G. Hudson, the commanding officer of the 648th Engineer Battalion of the Georgia Army National Guard, the local governing authority of Tybee Island, the surviving and only son, four grandchildren, and three great-grandchildren of Lucille M. Norton, the family of Private James Boggan, the family of Tom Kilgore, and the family of Lieutenant Rudolph McKinnon.

Representative Sims of the 169th moved that the House agree to the Senate substitute to HR 1491.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	E Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	E Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson

Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 161, nays 0.

The motion prevailed.

HB 101. By Representatives Brooks of the 63rd, Cummings of the 16th and Williams of the 89th:

A BILL to be entitled an Act to amend Article 5 of Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to service creditable in the Peace Officers´ Annuity and Benefit Fund, so as to provide for creditable service for certain prior service; to provide for an employee's contribution; to provide for application and conditions; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Article 5 of Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to service creditable toward retirement under the Peace Officers´ Annuity and Benefit Fund, so as to provide a statement of legislative findings and intent; to provide that the board of trustees of such fund shall accept provisional applications for creditable service for certain prior service; to provide for proof that certain conditions were met; to provide for funding by the General Assembly; to provide for the payment and possible refund of employee contributions; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 5 of Chapter 17 of Title 47 of the Official Code of Georgia Annotated, relating to service creditable toward retirement under the Peace Officers´ Annuity and Benefit Fund, is amended by inserting at the end thereof a new Code section to read as follows:

"47-17-71.

(a) It is the intent of the General Assembly to provide for the grant of creditable service to any active member of the fund for each month of prior service as a peace officer

rendered prior to January 1, 1976, if during such period the member was denied membership in the fund or was actively prevented from making such application because of his or her race or ethnicity.

(b) The board of trustees is authorized and directed to receive the applications of such members as would be eligible to receive creditable service under the terms and conditions as set forth in subsection (c) of this Code section. Entitlement to such creditable service shall attach upon the submission of application, subject to all provisions of this Code section relative to funding.

(c) A member wishing to establish creditable service for service performed prior to January 1, 1976, as provided in subsection (a) of this Code section, must make written application to the board of trustees during the six-month period from July 1, 2006 through December 31, 2006, and:

(1) Provide the board of trustees with such proof of prior service as the board of trustees deems necessary, which shall include, at a minimum, pay records, tax returns, W-2 statements, or a sworn statement of the employer stating that the employment records bear proof of such employment. Such statement shall be subject to a civil fine of $5,000.00 for false swearing; and

(2) Provide the board with a sworn statement of the applicant that he or she applied for membership in the fund and was denied membership, or that he or she was actively prevented from making such application because of his or her race or ethnicity. Such statement shall be subject to a civil fine of $5,000.00 for false swearing.

(d) As soon as practicable following the last day for application, the board of trustees shall cause the actuary for the fund to determine the amount of funding necessary to grant the creditable service to all members whose applications are accepted and approved in accordance without creating any actuarial accrued liability as to the fund, in accordance with the provisions of Chapter 20 of this title, the 'Public Retirement Systems Standards Law.' A pro rata portion of one-half of such amount, determined by the number of months of creditable service requested by each person, shall be assigned as such person's employee contribution required to receive such creditable service. The board of trustees shall notify each applicant of his or her pro rata share, and each such person shall pay such amount to the board of trustees not later than March 1, 2007, or thereafter be ineligible to receive such creditable service. During the regular 2007 session, the General Assembly may appropriate funds sufficient to cover one-half of the amount determined by the actuary as necessary to grant the creditable service, together with any portion of the total required employee contribution which was not received by the board of trustees from the applicants by March 1, 2007.

(e) The creditable service provided for in subsection (a) of this Code section shall be granted on July 1, 2007, only if the board of trustees receives the full amount determined by the actuary necessary to implement the provisions of this Code section. Otherwise, the board of trustees shall refund all amounts received from the members as employee contributions, together with regular interest thereon, and this Code section shall thereafter have no effect."

SECTION 2.

This Act shall become effective on July 1, 2006, only if it is determined to have been concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not become effective and shall be automatically repealed in its entirety on July 1, 2006, as required by subsection (a) of Code Section 47-20-50.

SECTION 3.

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

Representative Brooks of the 63rd moved that the House agree to the Senate substitute to HB 101.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Y Barnes
Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Y Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
E Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Ralston
Y Randall
Ray
Y Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
E Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 163, nays 0.

The motion prevailed.

HR 413. By Representative Hanner of the 148th:

A RESOLUTION dedicating the bridge on SR 45 that spans the Kinchafoonee Creek in Webster County as the Warren V. Johnson Bridge; and for other purposes.

The following Senate substitute was read:

A RESOLUTION

To dedicate certain portions of the state highway system; and for other purposes.

PART I

WHEREAS, Harry H. Eason was born on August 15, 1915, and he spent his career as a superintendent for H.G. Smith Construction Company building bridges throughout south Georgia; and

WHEREAS, in 1956, he moved his family to Tifton, where his company had been awarded the contract to construct bridges for Interstate Highway 75 from Tifton to Ashburn, and Mr. Eason was assigned the task of supervising the construction of those bridges; and

WHEREAS, he was known to work as hard as any of his crew in the construction project and each of the bridges was constructed on time and the work was approved without correction; and

WHEREAS, many of the bridges he built were of a complicated design which were even more difficult to construct in the days before computers; and

WHEREAS, it is only fitting that a bridge be named for such a renowned bridge builder as Mr. Harry H. Eason.

PART II

WHEREAS, on a day in the 1880s, at least 15 years before the Wright Brothers' famous flight at Kitty Hawk, North Carolina, Micajah Clark Dyer rode his "apparatus for navigating the air" — the term airplane would not be coined for decades — down a slip on Rattlesnake Mountain in Union County, Georgia, and flew low over a meadow on his farm in the Choestoe community near Blairsville; and

WHEREAS, Mr. Dyer, who was born in South Carolina on July 23, 1822, and who farmed in Union County, Georgia, to support his large family, received his only formal education in a one-room school, but despite this limitation developed a reputation as a true genius because of his many inventions; and

WHEREAS, most of Mr. Dyer's inventions have been lost in the veil of time, but it is known that he equipped his house with running water, built an efficient water-powered grist mill, and invented a "perpetual motion" machine that could power devices; but his most famous invention was his flying machine, for which he was awarded a patent in September, 1874, and which he continued to improve and refine until his death on January 26, 1891; and

WHEREAS, stories of his flying machine were kept alive through Dyer family oral tradition until 2004, when, thanks to the modern invention of the Internet, family members were able to identify the 1874 patent and obtain a copy, proof that the machine had, in fact, been built and that sophisticated plans had been filed with the United States Patent Office, although the flight from Rattlesnake Mountain over the meadow remains unverified local lore; and

WHEREAS, although the flying machine invented in the remote North Georgia mountains never made it into the history books, family history indicates that Mr. Dyer's widow, Morena Owenby Dyer, sold the machine and plans to the Redwine Brothers in Atlanta, who, in turn, sold them to the Wright Brothers of Ohio, so it is probable that Micajah Clark Dyer did, indirectly, contribute to the first human flight.

PART III

WHEREAS, Mr. J. Lucius Black was born on July 27, 1915, in Webster County, Georgia, a community to which he was dedicated throughout his distinguished career as a public servant; and

WHEREAS, during his service in the House of Representatives of the State of Georgia from 1945 to 1948 and from 1951 to 1972, Mr. Black was regarded as a man of outstanding character with an exceptional understanding of state and county government that was highly valued and respected by his fellow members in the General Assembly; and

WHEREAS, Mr. Black continued his public service as sole commissioner of Webster County from 1977 to 1990 and then as chairman of the reconstituted county commission from 1991 to 1996; and

WHEREAS, in the course of his career, he demonstrated great energy, intelligence, ability, and dedication to the betterment of the State of Georgia and the quality of life of its citizens; and

WHEREAS, with the passing of Mr. J. Lucius Black on October 18, 2004, the State of Georgia lost a most estimable citizen and statesman.

PART IV

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the bridge on Chula Brookfield Road over Interstate Highway 75 in Turner County, Georgia, is hereby dedicated as the Harry H. Eason Bridge in honor of this distinguished Georgian, and the Department of Transportation is authorized and directed to erect and maintain appropriate signs so dedicating the bridge.

BE IT FURTHER RESOLVED that the portion of Georgia Highway 180 in Union County from the intersection with US Highway 129 to the Towns County line be dedicated the Micajah Clark Dyer Parkway, and the Department of Transportation is authorized and directed to place and maintain appropriate markers designating the Micajah Clark Dyer Parkway.

BE IT FURTHER RESOLVED that the members of this body join together to express their deepest regret at the passing of Mr. J. Lucius Black and resolve that the bridge on SR 45 that spans the Kinchafoonee Creek in Webster County is dedicated as the J. Lucius Black Bridge, and the Department of Transportation is authorized and directed to erect and maintain appropriate signs to identifying the bridge.

BE IT FURTHER RESOLVED that the Clerk of the House of Representatives is authorized and directed to transmit appropriate copies of this resolution to the Department of Transportation, Harry H. Eason, the family of Micajah Clark Dyer, and the family of Mr. J. Lucius Black and the Webster County Commission.

Representative Hanner of the 148th moved that the House agree to the Senate substitute to HR 413.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	E Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	E Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Jennings	Y Mumford	Y Smith, R

Y Brooks	Y Fleming	Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 158, nays 0.

The motion prevailed.

The following Bill of the House was taken up for the purpose of considering the Senate's insistence on its position in amending the same:

HB 1216. By Representatives Freeman of the 140th, Rice of the 51st, Porter of the 143rd, Talton of the 145th, Byrd of the 20th and others:

A BILL to be entitled an Act to amend Part 5 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia Annotated, relating to equipment of law enforcement and emergency vehicles, so as to allow the use of properly equipped all-terrain vehicles by law enforcement agencies; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Representative Freeman of the 140th moved that the House insist on its position in disagreeing to the Senate amendment to HB 1216 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Freeman of the 140th, Dollar of the 45th, and Roberts of the 154th.

The following Bills of the House were taken up for the purpose of considering the Senate substitutes thereto:

HB 728. By Representatives Franklin of the 43rd, Brooks of the 63rd, Jones of the 44th, Cooper of the 41st, Walker of the 107th and others:

A BILL to be entitled an Act to amend Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, so as to provide a short title; to define certain terms; to provide for a state-wide alert system for missing disabled adults; to provide for rules and regulations; to provide for cooperation with broadcasters; to provide for calling an alert; to provide for conditions; to provide that the Georgia Lottery Corporation shall devise a method of notifying vendors in an alert area of the alert; to provide for termination of an alert; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, so as to provide a short title; to define certain terms; to provide for a state-wide alert system for missing disabled adults; to provide for rules and regulations; to provide for cooperation with broadcasters; to provide for calling an alert; to provide for conditions; to provide that the Georgia Lottery Corporation shall devise a method of notifying vendors in an alert area of the alert; to provide for utilization of a rapid response phone system; to provide for nonliability; to provide for construction; to provide for termination of an alert; to provide for a state-wide alert for certain criminal suspects; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 3 of Title 38 of the Official Code of Georgia Annotated, relating to emergency management, is amended by inserting at the end thereof a new article to read as follows:

"ARTICLE 7

38-3-110.

This article shall be known and may be cited as the 'Mattie's Call Act.'

38-3-111.
As used in this article, the term:
(1) 'Alert system' means the state-wide 'Mattie's Call' alert system for missing disabled adults.
(2) 'Disabled adult' means an adult who is developmentally impaired or who suffers from dementia or some other cognitive impairment.
(3) 'Local law enforcement agency' means a local law enforcement agency with jurisdiction over the investigation of a missing disabled adult.

38-3-112.
With the cooperation of the office of the Governor, the Georgia Lottery Corporation, and other appropriate law enforcement agencies in this state, the department shall develop and implement a state-wide alert system to be activated on behalf of missing disabled adults.

38-3-113.
(a) The director is the state-wide coordinator of the alert system.
(b) The director shall adopt rules and issue directives as necessary to ensure proper implementation of the alert system. The rules and directives must include instructions on the procedures for activating and deactivating the alert system.
(c) The director shall prescribe forms for use by local law enforcement agencies in requesting activation of the alert system.

38-3-113.1.
The staff of personal care homes shall call the local police department to report the elopement of any disabled person from the home within 30 minutes of the staff receiving actual knowledge that such person is missing from the home.

38-3-114.
(a) The agency shall recruit public and commercial television, radio, cable, print, and other media, private commercial entities, state or local governmental entities, the public, and other appropriate persons to assist in developing and implementing the alert system.
(b) The agency may enter into agreements with participants in the alert system to provide necessary support for the alert system.

38-3-115.
(a) On notification by a local law enforcement agency that a disabled adult is missing, the director shall activate the alert system and notify appropriate participants in the alert system, as established by rule, if:
(1) A local law enforcement agency believes that a disabled adult is missing;

(2) A local law enforcement agency believes that the disabled adult is in immediate danger of serious bodily injury or death;
(3) A local law enforcement agency confirms that an investigation has taken place that verifies the disappearance and eliminates alternative explanations for the disabled adult's disappearance; and
(4) Sufficient information is available to disseminate to the public that could assist in locating the disabled adult.

(b) The area of the alert may be less than state wide if the director determines that the nature of the event makes it probable that the disabled adult did not leave a certain geographic location.

(c) The agency may modify the criteria described by subsection (a) of this Code section as necessary for the proper implementation of the alert system.

38-3-116.

Before requesting activation of the alert system, a local law enforcement agency must verify that the criteria described by subsection (a) of Code Section 38-3-115 have been satisfied. The local law enforcement agency shall assess the appropriate boundaries of the alert, based on the nature of the disabled adult and the circumstances surrounding the disappearance. On verification of the criteria, the local law enforcement agency shall immediately contact the agency to request activation and shall supply the necessary information on the forms prescribed by the director.

38-3-117.

(a) A state agency participating in the alert system shall:
(1) Cooperate with the department and assist in developing and implementing the alert system;
(2) Establish a plan for providing relevant information to its officers, investigators, or employees, as appropriate, once the alert system has been activated; and
(3) Utilize a rapid response telephone system that alerts residents in a targeted area.

(b) The Georgia Lottery Corporation is directed to develop a method of notifying its vendors within an alert area of an alert in a manner designed to disseminate alert information to customers at its retail locations.

38-3-118.

The director shall terminate any activation of the alert system with respect to a particular disabled adult if:
(1) The adult is located or the disappearance is otherwise resolved; or
(2) The director determines that the alert system is no longer an effective tool for locating and recovering the disabled adult.

38-3-119.

(a) Any entity or individual participating in the 'Mattie's call' alert system pursuant to this article shall not be liable for any civil damages arising from the dissemination of any alert generated pursuant to the 'Matti's call' alert system.

(b) Nothing in this article shall be construed to limit or restrict in any way any legal protection an individual or entity may have under any other law for disseminating any information.

38-3-120.

(a) In addition to the state-wide alert system known as 'Mattie's Call,' there is established a state-wide alert system known as 'Kimberly's Call.'

(b) The director shall develop and implement a state-wide alert system to be activated when a suspect for the crime of murder as defined in Code Section 16-5-1 or rape as defined in Code Section 16-6-1 has not been apprehended and law enforcement personnel have determined that the suspect may be a serious threat to the public.

(c) The provisions of Code Sections 38-3-113, 38-3-114, and 38-3-117 shall also apply to 'Kimberly's Call' as set forth in this Code section.

(d) On notification by a local law enforcement agency that a suspect in a case of murder or rape has not been apprehended and may be a serious threat to the public, the director shall activate the alert system and notify appropriate participants in the alert system, as established by rule, if:

(1) A local law enforcement agency believes that a suspect has not been apprehended;

(2) A local law enforcement agency believes that the suspect may be a serious threat to the public; and

(3) Sufficient information is available to disseminate to the public that could assist in locating the suspect.

(e) The area of the alert may be less than state wide if the director determines that the nature of the event makes it probable that the suspect did not leave a certain geographic location.

(f) Before requesting activation of the alert system, a local law enforcement agency must verify that the criteria described by subsection (d) have been satisfied. The local law enforcement agency shall assess the appropriate boundaries of the alert based on the nature of the suspect and the circumstances surrounding the crime.

(g) The director shall terminate any activation of the alert system with respect to a particular suspect if:

(1) The suspect is located or the incident is otherwise resolved; or

(2) The director determines that the alert system is no longer an effective tool for locating the suspect.

(h) Any entity or individual participating in the 'Kimberly's Call' alert system pursuant to this Code section shall not be liable for any civil damages arising from the dissemination of any alert generated pursuant to the 'Kimberly's Call' alert system."

SECTION 2.

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

Representative Franklin of the 43rd moved that the House agree to the Senate substitute to HB 728.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
N Barnard
N Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
N Black
Y Bordeaux
N Borders
Y Bridges
Y Brooks
N Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
N Burmeister
Y Burns
N Butler
N Byrd
Y Carter
Casas
N Chambers
Channell
Y Cheokas
N Coan
N Cole
N Coleman, B
Y Coleman, T
N Cooper
N Cox
Y Crawford
Y Cummings
N Davis
N Day
N Dean
N Dickson
N Dodson
N Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
N Everson
N Fleming
Y Floyd, H
Y Floyd, J
N Fludd
N Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Graves, D
N Graves, T
Y Greene
Y Hanner
Harbin
N Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
N Hembree
Y Henson
N Hill, C
N Hill, C.A
Y Holmes
Y Holt
N Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Jenkins
N Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
N Keen
Y Keown
Y Kidd
Knight
Y Knox
Y Lakly
Y Lane, B
N Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
N Manning
Y Marin
Martin
Y Maxwell
N May
Y McCall
McClinton
N Meadows
N Millar
Y Mills
Mitchell
Y Morgan
Y Morris
Mosby
Y Mosley
N Mumford
Y Murphy, J
Y Murphy, Q
N Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
N Parrish
N Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
N Ray
Y Reece, B
N Reece, S
N Reese
N Rice
Y Roberts
Y Rogers
Y Royal
N Rynders
Sailor
Y Scheid
Y Scott, A
N Scott, M
Y Setzler
N Shaw
N Sheldon
Sims, C
Y Sims, F
Sinkfield
N Smith, B
E Smith, L
Y Smith, P
N Smith, R
N Smith, T
N Smith, V
E Smyre
Y Stanley-Turner
N Stephens
N Stephenson
N Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
N Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 104, nays 57.

The motion prevailed.

Representative Smith of the 168th stated that he inadvertently voted "nay" on the preceding roll call. He wished to be recorded as voting "aye" thereon.

HB 1501. By Representatives Lindsey of the 54th and Wilkinson of the 52nd:

A BILL to be entitled an Act to amend Title 36 of the Official Code of Georgia Annotated, relating to local government, so as to change provisions relating to the maximum fines which may be imposed for violations of county ordinances and which may be imposed by municipal courts; to change provisions relating to the maximum fines which may be specified by municipalities exercising home rule powers; to specifically authorize counties and municipalities to adopt ordinances relating to alcoholic beverages specifying fines up to a certain maximum amount; to provide for such provisions to control over conflicting provisions of local laws; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Article 1 of Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to regulation of alcoholic beverages in general, so as to provide certain limits for fines imposed for violations of local alcoholic beverage ordinances; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 1 of Chapter 3 of Title 3 of the Official Code of Georgia Annotated, relating to regulation of alcoholic beverages in general, is amended by adding new Code Section 3-3-2.2 to read as follows:

"3-3-2.2.

Notwithstanding the limitations imposed by subparagraph (a)(2)(C) of Code Section 36-35-6 or any other provision of general law, in the case of a county or municipality which issues more than 300 licenses for consumption of alcoholic beverages on the premises, the maximum fine for violations of local alcoholic beverages licensing ordinances referenced in Code Section 3-3-2 pertaining to licenses issued to sell alcoholic beverages by the drink for consumption on the premises shall be $2,500.00. Nothing in this Code section shall prohibit the governing authority of a county or municipality from imposing a penalty that is otherwise allowed by law, unless such law is a local law in conflict with this Code section."

SECTION 2.

This Act shall become effective on July 1, 2006.

SECTION 3.

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

Representative Lindsey of the 54th moved that the House agree to the Senate substitute to HB 1501.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Channell
Cheokas
Y Coan
Y Cole
Y Coleman, B
N Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Y Harbin
Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Y Jordan
Keen
Y Keown
Y Kidd
Y Knight
Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
N May
Y McCall
McClinton
Y Meadows
Y Millar
N Mills
Mitchell
Y Morgan
Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Shaw
Y Sheldon
Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
E Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
N Walker
N Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 156, nays 5.

The motion prevailed.

HB 941. By Representatives Benton of the 31st, England of the 108th, Bearden of the 68th, Mosley of the 178th, Maddox of the 172nd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to recognize the religious heritage of America; to direct the Secretary of State to prepare documents relative to that heritage; to authorize counties to post documents relative to that heritage for education; to direct the Attorney General to defend counties who display documents relative to the religious heritage of America; to set forth the text relative to the religious heritage of America; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to authorize the display of certain historical documents as part of the foundation of American law and government; to provide for a context for the historical documents; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, is amended by adding a new Code Section 45-13-51 to read as follows:

"45-13-51.

(a) The General Assembly finds and determines:

(1) The General Assembly has directed the Division of Archives and History of the State of Georgia to encourage the study of historical documents;

(2) There is a need to educate and inform the public about the history and background of American law;

(3) The public courthouses and judicial facilities of this state are an ideal forum in which to display educational and informational material about the history and background of American law; and

(4) A basic knowledge of American constitutional history is important to the formation of civic virtue in our society;

(b) Each municipality and political subdivision of this state shall be authorized to post the Foundations of American Law and Government display, as described in subsection (c) of this Code section, in a visible, public location in the judicial facilities of such municipality or political subdivision.

(c) The Foundations of American Law and Government display shall include:

(1) The Mayflower Compact, 1620;

(2) The Ten Commandments as extracted from Exodus Chapter 20;
(3) The Declaration of Independence;
(4) Magna Carta;
(5) 'The Star-Spangled Banner' by Francis Scott Key;
(6) The national motto;
(7) The Preamble to the Georgia Constitution;
(8) The Bill of Rights of the United States Constitution; and
(9) The description on the image of Lady Justice.

(d) Public displays of the Foundations of American Law and Government shall contain the documents set forth in paragraphs (1) through (9) of subsection (c) of this Code section together with a context for acknowledging formative, historically significant documents in America's heritage as follows:

FOUNDATIONS OF AMERICAN LAW AND GOVERNMENT DISPLAY

The Foundations of American Law and Government display contains documents that played a significant role in the foundation of our system of law and government. The display contains (1) the Mayflower Compact; (2) the Ten Commandments; (3) the Declaration of Independence; (4) Magna Carta; (5) 'The Star-Spangled Banner'; (6) the national motto of the United States of America; (7) the Preamble to the Georgia Constitution; (8) the Bill of Rights of the United States Constitution; and (9) a picture of Lady Justice.

The Mayflower Compact

The Mayflower Compact was penned by William Bradford on November 11, 1620, on the *Mayflower* before the Pilgrims made landfall at Plymouth, Massachusetts. The Compact was the first written constitution in the New World. William Bradford described the reasoning behind the Compact when he stated in the Compact, 'This day, before we came to harbour, observing some not well affected to unity and concord, but gave some appearance of faction, it was thought good there should be an association and agreement, that we should combine together in one body, and to submit to such government and governors as we should by common consent agree to make and choose, and set our hands to this that follows, word for word.'

The Ten Commandments

The Ten Commandments have profoundly influenced the formation of Western legal thought and the formation of our country. That influence is clearly seen in the Declaration of Independence, which declared that 'We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness.'

The Ten Commandments provide the moral background of the Declaration of Independence and the foundation of our legal tradition.

The Declaration of Independence

Perhaps the single most important document in American history, the Declaration of Independence was, as Abraham Lincoln stated, the 'frame' into which the Framers placed the Constitution. The Declaration's fundamental premise is that one's right to 'Life, Liberty and the pursuit of Happiness' is not a gift of government. Government is not a giver of rights, but a protector of God-given rights. Moreover, government is a creation of 'the governed' and derives all its power from the consent of its people. As the Preamble to the United States Constitution states, 'We the People' are the government.

Magna Carta

In 1215, King John of England consented to the demands of his barons and agreed for Magna Carta to be publicly read throughout the land. By this act he bound himself and 'our heirs, in all things and all places for ever' to grant to the people of his kingdom the rights pronounced in Magna Carta. By signing Magna Carta, King John brought himself and England's future rulers within the rule of law. The rule of law places a restraint on the exercise of arbitrary government power, and it places all people and civil government under law. The American patriots, therefore, waged war against England to preserve liberties originating in thirteenth century England. A distinction, however, is noted between Magna Carta and the American concept of liberty. While Magna Carta is a guarantee from a king that he will follow the law, the Constitution of the United States is the establishment of a government consisting of, and created for, 'We the People.'

'The Star-Spangled Banner'

Guarding the entrance to Baltimore harbor via the Patapsco River during the War of 1812, Fort McHenry faced almost certain attack by British forces. Major George Armistead, the stronghold's commander, was ready to defend the fort, but he wanted a flag that would identify his position, one whose size would be visible to the enemy from a distance. The flag that was made for the fort was 30 feet by 42 feet. Anxiously awaiting news of the battle's outcome was a Washington, D.C., lawyer named Francis Scott Key. Key had visited the enemy's fleet to secure the release of a Maryland doctor who had been abducted by the British after they left Washington. The lawyer had been successful in his mission, but he could not escort the doctor home until the attack ended. So he waited on a flag-of-truce sloop anchored eight miles downstream from Fort McHenry.

During the night, there had been only occasional sounds of the fort's guns returning fire. At dawn, the British bombardment tapered off. Had the fort been captured? Placing a

telescope to his eye, Key trained it on the fort's flagpole. There he saw the large garrison flag catch the morning breeze. It had been raised as a gesture of defiance, replacing the wet storm flag that had flown through the night. Thrilled by the sight of the flag and the knowledge that the fort had not fallen, Key took a letter from his pocket and began to write some verses on the back of it. Later, after the British fleet had withdrawn, Key checked into a Baltimore hotel and completed his poem on the defense of Fort McHenry. He then sent it to a printer for duplication on handbills, and within a few days the poem was put to the music of an old English song. Both the new song and the flag became known as 'The Star-Spangled Banner' and became a rallying cry for the American Patriots during the rest of the war.

The National Motto

The motto was derived from the line 'And this be our motto, "In God is our trust"' in the U.S. national anthem, 'The Star-Spangled Banner.' The phrase first appeared on U.S. coins in 1864 and became obligatory on all U.S. currency in 1955. In accordance with Public Law No. 851 passed at the Second Session of the 84th Congress of the United States, July 30, 1956, the national motto of the United States became "In God We Trust."

The Preamble to the Georgia Constitution

The Preamble to the Georgia Constitution celebrates the ideas of free government, justice, peace, happiness, and liberty. Government is a creation of 'the governed' and derives all its power from the consent of its people. The people, therefore, desiring a civilized society, created and ordained the Constitution of the State of Georgia.

The Bill of Rights of the United States Constitution

During the debates on the adoption of the U.S. Constitution, its opponents repeatedly charged that the Constitution as drafted would open the way to tyranny by the central government. Fresh in their minds was the memory of the British violation of civil rights before and during the Revolution. They demanded a 'bill of rights' that would spell out the immunities of individual citizens. Several state conventions in their formal ratification of the Constitution asked for such amendments; others ratified the Constitution with the understanding that the amendments would be offered. The Bill of Rights is still a vital and powerful force in American government, shaping our laws and serving as a check on the exercise of government power.

Lady Justice

Lady Justice has become a symbol of the fair and equal administration of the law, without corruption, avarice, prejudice, or favor. The blindfold represents a system of justice that is blinded to all prejudices or favor. The scales represent justice that is

administered fairly and the sword represents justice that is authoritative. Lady Justice is a symbol of the American system of justice and the ideals it embodies.

(e) All documents which are included in the Foundations of American Law and Government displays shall be posted on 11 x 14 inch paper and shall be framed in identically styled frames. No one document shall be displayed more prominently than another.

(f) In no event shall any state funding be used for a display of the Foundations of American Law and Government."

SECTION 3.

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

Representative Benton of the 31st moved that the House agree to the Senate substitute to HB 941.

The motion was lost.

The House has disagreed.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bills of the Senate and House:

SB 681. By Senators Staton of the 18th and Chance of the 16th:

A BILL to be entitled an Act to provide that future elections for the office of judge of the probate court of Monroe County shall be nonpartisan elections; to provide for submission of this Act under the federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1394. By Representative Channell of the 116th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Greensboro, approved March 16, 1978 (Ga. L. 1978, p. 3932), as amended, so as to change and extend the corporate limits of said city; to repeal conflicting laws; and for other purposes.

HB 1448. By Representative Bridges of the 10th:

A BILL to be entitled an Act to amend an Act reincorporating and providing a new charter for the City of Baldwin, approved March 28, 1986, (Ga. L. 1986, p. 5578), as amended, so as to change and extend the corporate limits of such city; to repeal conflicting laws; and for other purposes.

HB 1476. By Representative Freeman of the 140th:

A BILL to be entitled an Act to amend an Act restating and reenacting a certain homestead exemption from ad valorem taxes levied for county and school purposes and a certain homestead exemption from ad valorem taxes levied for county purposes in Twiggs County approved March 20, 1990 (Ga. L. 1990, p. 3935), so as to increase the amount of the county exemption and the amount of the income limitation; to lower the age requirement to 62 years of age or over; to specify the terms and conditions of such exemption and the procedures relating thereto; to provide for a referendum, effective dates, applicability, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1477. By Representative Lane of the 167th:

A BILL to be entitled an Act to provide a new charter for the City of Darien; to provide for incorporation, boundaries, and powers of the city; to provide for a governing authority of such city and the powers, duties, authority, election, terms, vacancies, compensation, expenses, qualifications, prohibitions, conflicts of interest, and suspension and removal from office relative to members of such governing authority; to provide for inquiries and investigations; to provide for oaths, organization, meetings, quorum, voting, rules, and procedures; to provide for ordinances and codes; to provide for a mayor and certain duties, powers, and other matters relative thereto; to provide for administrative affairs and responsibilities; to provide for boards, commissions, and authorities; to repeal a specific Act; to provide for submission of this Act for preclearance under the federal Voting Rights Act of 1965, as amended; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1560. By Representative Greene of the 149th:

A BILL to be entitled an Act to amend an Act creating the State Court of Miller County, approved March 2, 1935 (Ga. L. 1935, p. 538), as amended, particularly by an Act approved March 18, 1986 (Ga. L. 1986, p. 3921), so as to change the compensation of the judge and solicitor-general of said court; to

provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1561. By Representative Greene of the 149th:

A BILL to be entitled an Act to provide that the judge of the Probate Court of Randolph County shall have the authority to appoint a person other than the clerk of the superior court to serve as clerk of the Probate Court of Randolph County; to repeal conflicting laws; and for other purposes.

HB 1577. By Representative Loudermilk of the 14th:

A BILL to be entitled an Act to provide for a homestead exemption from City of Adairsville ad valorem taxes for municipal purposes in the amount of $10,000.00 of the assessed value of the homestead for residents of that city; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1578. By Representative Loudermilk of the 14th:

A BILL to be entitled an Act to provide for a homestead exemption from City of Adairsville ad valorem taxes for municipal purposes in the amount of $28,000.00 of the assessed value of the homestead for residents of that city who are disabled and whose household income does not exceed $20,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1579. By Representative Loudermilk of the 14th:

A BILL to be entitled an Act to provide for a homestead exemption from City of Adairsville ad valorem taxes for municipal purposes in the amount of $40,000.00 of the assessed value of the homestead for residents of that city who are 65 years of age or over; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1580. By Representative Loudermilk of the 14th:

A BILL to be entitled an Act to provide for a homestead exemption from City of Adairsville ad valorem taxes for municipal purposes in the amount of $10,000.00 of the assessed value of the homestead for residents of that city who are 62 years of age or over and whose income, excluding certain retirement income, does not exceed $10,000.00; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1581. By Representatives Smith of the 70th and Horne of the 71st:

A BILL to be entitled an Act to provide that the board of education of Coweta County shall be authorized to provide group medical insurance for a former member, including such member's spouse and dependents, under certain conditions; to provide for payment; to provide for related matters; to provide conditions for an effective date; to repeal conflicting laws; and for other purposes.

HB 1586. By Representatives Keen of the 179th, Lane of the 167th and Hill of the 180th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Brunswick, approved April 4, 1991 (Ga. L. 1991, p. 3911), as amended, so as to change certain provisions relating to nomination of candidates; to provide for submission for preclearance under the federal Voting Rights Act of 1965, as amended; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1594. By Representatives Greene of the 149th and Hanner of the 148th:

A BILL to be entitled an Act to create the Lower Chattahoochee Regional Airport Authority; to provide for a short title and legislative findings; to confer powers and impose duties on the authority; to provide for the membership and the appointment of members of the authority and their terms of office, qualifications, duties, powers, and compensation; to provide for vacancies, organization, meetings, and expenses; to prohibit authority employees and members from having certain interests; to provide for definitions; to provide for succession in interest to the Cuthbert-Randolph Airport Authority; to provide for revenue bonds and their form, signatures thereon, negotiability, sale, and use of proceeds from such sales; to provide for interim documents and for lost or mutilated documents; to provide for condition for issuance; to prohibit the pledge of credit for the payment of bonds; to provide for trust

indentures and sinking fund; to provide for an effective date; to repeal a certain Act; to repeal conflicting laws; and for other purposes.

HB 1603. By Representatives Jackson of the 161st, Stephens of the 164th, Bordeaux of the 162nd, Bryant of the 160th and Carter of the 159th:

A BILL to be entitled an Act to amend an Act governing the school system of the City of Savannah and Chatham County, approved March 21, 1968 (Ga. L. 1968, p. 2636), as amended, particularly by an Act approved April 14, 1997 (Ga. L. 1997, p. 4031), so as to modify the compensation of members of the Board of Public Education for the City of Savannah and the County of Chatham; to provide for applicability and an effective date; to repeal conflicting laws; and for other purposes.

HB 1611. By Representatives Forster of the 3rd, Dickson of the 6th and Neal of the 1st:

A BILL to be entitled an Act to amend an Act creating a board of elections and registration for Catoosa County, approved March 22, 1990 (Ga. L. 1990, p. 4371), as amended, particularly by an Act approved June 3, 2003 (Ga. L. 2003, p. 4251), so as to correct the terms of office of members of the board; to correct a typographical error; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1623. By Representative Mosley of the 178th:

A BILL to be entitled an Act to create a board of elections and registration for Brantley County and to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members; to provide for the qualification, terms, and removal of members; to provide for oaths and privileges; to provide for meetings, procedures, and vacancies; to relieve certain officers of powers and duties and to provide for the transfer of functions to the newly created board; to provide for certain expenditures of public funds; to provide for compensation of members of the board and personnel; to provide for related matters; to provide for submission for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended; to provide effective dates; to repeal conflicting laws; and for other purposes.

HB 1641. By Representative Hanner of the 148th:

A BILL to be entitled an Act to provide that the judge of the Probate Court of Webster County shall have the authority to appoint a person other than the

clerk of the superior court to serve as clerk of the Probate Court of Webster County; to repeal conflicting laws; and for other purposes.

HB 1642. By Representative Hanner of the 148th:

A BILL to be entitled an Act to provide that the chief magistrate of Webster County shall have the authority to appoint a person other than the clerk of the superior court to serve as clerk of the Magistrate Court of Webster County; to repeal conflicting laws; and for other purposes.

HB 1643. By Representative Hudson of the 124th:

A BILL to be entitled an Act to provide that the probate judge of Glascock County shall serve ex officio as chief magistrate of the Magistrate Court of Glascock County on and after January 1, 2009; to provide an effective date; to provide for a referendum; to repeal certain Acts; to repeal conflicting laws; and for other purposes.

HB 1644. By Representative Lane of the 167th:

A BILL to be entitled an Act to create a board of elections and registration for McIntosh County and to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members; to provide for the qualification, terms, and removal of members; to provide for oaths and privileges; to provide for meetings, procedures, and vacancies; to relieve certain officers of powers and duties and to provide for the transfer of functions to the newly created board; to provide for expenditures of public funds; to provide for compensation of members of the board; to provide for offices and equipment; to provide for personnel and compensation; to provide for the board's performance of certain functions and duties for certain municipalities; to provide for related matters; to provide effective dates; to provide for submission under the Voting Rights Act of 1965, as amended; to repeal a specific Act; to repeal conflicting laws; and for other purposes.

HB 1645. By Representatives Mills of the 25th, Reece of the 27th, Benton of the 31st, Amerson of the 9th and Rogers of the 26th:

A BILL to be entitled an Act to create the Northeastern Judicial Circuit Public Defender Study Commission; to provide for the appointment of members; to provide for meetings and operations; to provide for powers, duties, and authority of the commission; to provide for automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1646. By Representative Coleman of the 144th:

A BILL to be entitled an Act to provide for the manner of making appointments to fill vacancies in the membership of the board of the Dodge County Hospital Authority; to repeal a local law for purposes of conformity; to repeal conflicting laws; and for other purposes.

HB 1653. By Representatives Neal of the 1st, Forster of the 3rd and Dickson of the 6th:

A BILL to be entitled an Act to amend an Act to reconstitute the Board of Education of Catoosa County, approved March 30, 1993 (Ga. L. 1993, p. 4258), as amended, so as to provide an increase in compensation for members of the board of education; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1654. By Representatives Lane of the 158th and Stephens of the 164th:

A BILL to be entitled an Act to provide a homestead exemption from Bryan County school district ad valorem taxes for educational purposes in the amount of $50,000.00 of the assessed value of the homestead for residents of that school district who are 65 years of age or older; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1655. By Representatives Lane of the 158th and Stephens of the 164th:

A BILL to be entitled an Act to provide for a homestead exemption from City of Pembroke ad valorem taxes for municipal purposes in the amount of $50,000.00 of the assessed value of the homestead for residents of that city who are 65 years of age or over; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1656. By Representatives Stephens of the 164th and Lane of the 158th:

A BILL to be entitled an Act to provide for a homestead exemption from City of Richmond Hill ad valorem taxes for municipal purposes in the amount of $50,000.00 of the assessed value of the homestead for residents of that city who are 65 years of age or over; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to

provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

HB 1661. By Representative Smith of the 168th:

A BILL to be entitled an Act to amend an Act providing a new charter for the City of Baxley, approved August 21, 1911 (Ga. L. 1911, p. 700), as amended, particularly by an Act approved April 13, 1982 (Ga. L. 1982, p. 4725) and an Act approved March 20, 1990 (Ga. L. 1990, p. 4134), so as to provide for the deannexation of certain territory from the corporate limits of said city; to provide for the annexation of certain territory into the corporate limits of said city; to repeal conflicting laws; and for other purposes.

The Senate has passed by substitute, by the requisite constitutional majority, the following bills of the House:

HB 1658. By Representative Smith of the 168th:

A BILL to be entitled an Act to amend an Act creating a new charter for the City of Alma, approved April 4, 1967 (Ga. L. 1967, p. 2643), as amended, particularly by an Act approved May 30, 2003 (Ga. L. 2003, p. 3940), so as to change the number and the description of the council districts; to provide for definitions and inclusions; to provide for continuation in office of current members; to provide for election and terms of office of subsequent members; to provide for eligibility and qualifications; to provide for the election of the mayor; to provide for submission of this Act for preclearance under the federal Voting Rights Act of 1965, as amended; to repeal conflicting laws; and for other purposes.

HB 1660. By Representative Smith of the 168th:

A BILL to be entitled an Act to create a board of elections and registration for Bacon County and to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members; to provide for the qualification, terms, and removal of members; to provide for oaths and privileges; to provide for meetings, procedures, and vacancies; to relieve certain officers of powers and duties and to provide for the transfer of functions to the newly created board; to provide for certain expenditures of public funds; to provide for compensation of members of the board and personnel; to provide for offices and equipment; to provide for the board's performance of certain functions and duties for certain municipalities; to provide effective dates; to repeal conflicting laws; and for other purposes.

The Senate adheres to its substitutes and has appointed a Committee of Conference on the following bills of the House:

HB 1371. By Representatives Graves of the 137th, Carter of the 159th, Harbin of the 118th, Stephens of the 164th and Parrish of the 156th:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to enact "The Pharmacy Audit Bill of Rights"; to provide for a short title; to set out a list of rights of pharmacies undergoing audits; to provide for an appeal process; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Thomas of the 54th, Hudgens of the 47th, and Goggans of the 7th.

HB 1178. By Representatives Hill of the 180th, Channell of the 116th, Cooper of the 41st, Brown of the 69th, Jenkins of the 8th and others:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the establishment of a program through which unused prescription drugs may be distributed for use by medically indigent persons; to provide for a short title; to provide for definitions; to provide for a pilot program; to provide for the establishment of rules and regulations; to provide for timelines; to provide for limited liability; to provide for construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Thomas of the 54th, Schaefer of the 50th, and Goggans of the 7th.

HB 1412. By Representatives Smith of the 168th, Mosley of the 178th, Stephens of the 164th, Royal of the 171st and Bridges of the 10th:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, Title 36 of the Official Code of Georgia Annotated, relating to local government, and Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to require the use of clean and renewable fuels in certain vehicles operated by certain government entities under certain circumstances; to provide for legislative findings and declarations; to provide for related matters; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Kemp of the 46th, Harp of the 29th, and Bulloch of the 11th.

The Senate has disagreed to the House amendment to the following bill of the Senate:

SB 136. By Senators Smith of the 52nd, Hill of the 32nd, Wiles of the 37th and Weber of the 40th:

A BILL to be entitled an Act to amend Code Section 15-11-47 of the Official Code of Georgia Annotated, relating to procedure on taking child into custody, detention, and bail, so as to provide for bail for children alleged to be delinquent or unruly; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate insists on its amendment to the following bill of the House:

HB 1211. By Representatives Reese of the 98th, Lane of the 158th, Ralston of the 7th, Holt of the 112th, Crawford of the 127th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Southern Appalachian brook trout as the official state cold water game fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has adopted by the requisite constitutional majority the following resolution of the House:

HR 1564. By Representatives Dollar of the 45th and Rice of the 51st:

A RESOLUTION proposing an amendment to the Constitution so as to authorize the General Assembly to provide for special motor vehicle license plates and dedicate the revenue from such plates for stated purposes, including dedications for the ultimate use of agencies, funds, or nonprofit corporations where it is found that there will be a benefit to the state; to provide for related matters; to provide for submission of this amendment for ratification or rejection; and for other purposes.

The Senate has passed by the requisite constitutional majority the following bills of the House:

HB 1006. By Representatives Ashe of the 56th and Thomas of the 55th:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates for certain persons and vehicles, so as to emphasize that the renewal registration fees for prestige plates are to be distributed in the same manner as the initial fees; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1160. By Representatives Knight of the 126th, Tumlin of the 38th, Mosby of the 90th and O`Neal of the 146th:

A BILL to be entitled an Act to amend Code Section 48-7-27 of the Official Code of Georgia Annotated, relating to computation of taxable net income, so as to provide for additional adjustments with respect to certain Subchapter "S" corporations, partnerships, or limited liability companies; to provide for procedures, conditions, and limitations; to provide for a definition; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

HB 1209. By Representatives Chambers of the 81st, Wilkinson of the 52nd and Watson of the 91st:

A BILL to be entitled an Act to amend Code Section 15-21-2 of the Official Code of Georgia Annotated, relating to payment into county treasuries of fines and forfeitures, so as to provide for payment of certain moneys arising from traffic fines generated by motorcycle enforcement to the Department of Public Safety for the maintenance and enhancement of the motorcycle enforcement program; to amend Article 2 of Chapter 13 of Title 40 of the Official Code of Georgia Annotated, relating to arrests, trials, and appeals relative to prosecution of misdemeanor traffic offenses, so as to provide for payment of certain moneys arising from traffic fines generated by motorcycle enforcement to the Department of Public Safety for the maintenance and enhancement of the motorcycle enforcement program; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

The Speaker announced the House in recess until 1:30 o'clock, this afternoon.

AFTERNOON SESSION

The Speaker called the House to order.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by substitute, by the requisite constitutional majority, the following bills of the House:

HB 1053. By Representatives Mills of the 25th, Rice of the 51st, Ehrhart of the 36th, Keen of the 179th, Fleming of the 117th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate promoting the national motto, "In God We Trust"; to provide for a portion of the revenue to go to the Boy Scouts of America; to provide for issuance, renewal, fees, licensing agreements, applications, and transfers relative to such special license plates; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

HB 1227. By Representatives England of the 108th, Coleman of the 97th, McCall of the 30th, Roberts of the 154th, Black of the 174th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to create the Agricultural Education Oversight Commission; to provide for membership, filling of vacancies, terms, officers, duties, meetings, and reimbursement of members of the commission; to repeal conflicting laws; and for other purposes.

The Senate has passed as amended, by the requisite constitutional majority, the following bill of the House:

HB 1228. By Representatives England of the 108th, Coleman of the 97th, McCall of the 30th, Roberts of the 154th, Black of the 174th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to create the Career and Technical Education

Oversight Commission; to provide for membership, filling of vacancies, terms, officers, duties, meetings, and reimbursement of members of the commission; to repeal conflicting laws; and for other purposes.

The Senate has passed by the requisite constitutional majority the following bill of the House:

HB 695. By Representatives Holt of the 112th and Mills of the 25th:

A BILL to be entitled an Act to amend Chapter 5 of Title 27 of the Official Code of Georgia Annotated, relating to wild animals, so as to enact the "Disabled Assistants Act"; to revise provisions relating to wild animal permits and licenses; to authorize the issuance of permits for animals to assist persons with disabilities under certain conditions; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Resolutions of the House were read:

HR 1730. By Representatives Willard of the 49th, Orrock of the 58th, Oliver of the 83rd, Jenkins of the 8th, Sinkfield of the 60th and others:

A RESOLUTION recognizing Critical Conditions Health Decisions Month in Georgia; and for other purposes.

The following substitute, offered by Representatives Willard of the 49th and Orrock of the 58th was read and adopted:

A RESOLUTION

Recognizing Critical Conditions Health Decisions Month in Georgia; and for other purposes.

WHEREAS, it is vitally important for an individual to consider health care decisions that may arise in the future; and

WHEREAS, health care planning is a process, rather than a single decision, that helps people consider the kind of care they would want to receive in the event of a serious illness or incapacitation, encourages them to discuss these issues with their loved ones and physicians, and assists them in documenting their wishes in writing; and

WHEREAS, advance directives give individuals the ability to document their wishes relating to health care decisions and to delegate a representative to speak for them should they become unable to speak for themselves; and

WHEREAS, introducing these issues in community settings can help people begin conversations about their health care wishes with a family member, close friend, physician, or faith leader; and

WHEREAS, Georgia has a number of local coalitions throughout the state that are working to involve individuals and families in health care planning through educational forums, discussion groups, speakers´ bureaus, and training; and

WHEREAS, Georgia's "Critical Conditions" program, which has received national recognition as one of the most comprehensive advanced-care planning programs in the nation, is being utilized by over 100 facilities, Georgia's area agencies on aging, and public health offices throughout the state to help Georgians discuss and plan for their care at the end of life.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES that this body recognizes November of each year as Critical Conditions Health Decisions Month in Georgia.

BE IT FURTHER RESOLVED that this body encourages all citizens to think about and talk with loved ones about their wishes for medical care.

HR 2162. By Representative Anderson of the 123rd:

A RESOLUTION commending Trina Howard Hawkins; and for other purposes.

HR 2163. By Representatives Barnard of the 166th, Lane of the 158th, Hanner of the 148th, Parrish of the 156th, Channell of the 116th and others:

A RESOLUTION recognizing and expressing appreciation to House Speaker Emeritus Terry Coleman; and for other purposes.

HR 2164. By Representative Jones of the 46th:

A RESOLUTION commending Northwestern Middle School on receiving a Single Statewide Accountability System Platinum Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2165. By Representative Mosley of the 178th:

A RESOLUTION commending Dr. Paul Scott on the occasion of his retirement; and for other purposes.

HR 2166. By Representatives Burkhalter of the 50th and Martin of the 47th:

A RESOLUTION commending the Chattahoochee High School Cougars baseball team; and for other purposes.

HR 2167. By Representative Jackson of the 161st:

A RESOLUTION commending Dr. Stantley J. Pritchett, Sr.; on the occasion of his retirement; and for other purposes.

HR 2168. By Representatives Smith of the 70th and Brown of the 69th:

A RESOLUTION congratulating The News and Banner; and for other purposes.

HR 2169. By Representative Mangham of the 94th:

A RESOLUTION honoring and commending Pastor Micheal Benton; and for other purposes.

HR 2170. By Representative Reese of the 98th:

A RESOLUTION commending Level Creek Elementary School on receiving a Single Statewide Accountability System Bronze Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2171. By Representatives Reese of the 98th and Coan of the 101st:

A RESOLUTION commending Suwanee Elementary School on receiving a Single Statewide Accountability System Silver Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2172. By Representative Buckner of the 130th:

A RESOLUTION recognizing the Academic Success Center of Columbus, Georgia, on the centennial anniversary of its school building; and for other purposes.

HR 2173. By Representative Buckner of the 130th:

A RESOLUTION commending the Doctors Hospital Auxiliary on the occasion of its 30th anniversary; and for other purposes.

HR 2174. By Representative Reese of the 98th:

A RESOLUTION commending Harmony Elementary School on receiving a Single Statewide Accountability System Bronze Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2175. By Representatives Abdul-Salaam of the 74th and Jordan of the 77th:

A RESOLUTION commending Pastor Dallas C. Wilson and the Center of Hope Church of God in Christ Ministries for answering the call of God to extraordinary service during Hurricane Katrina; and for other purposes.

HR 2176. By Representatives Abdul-Salaam of the 74th and Jordan of the 77th:

A RESOLUTION commending Lewis Academy of Excellence Charter School; and for other purposes.

HR 2177. By Representatives Abdul-Salaam of the 74th and Jordan of the 77th:

A RESOLUTION commending the City of Riverdale for overwhelming support during Hurricane Katrina; and for other purposes.

HR 2178. By Representatives Hill of the 180th, Stephens of the 164th and Carter of the 159th:

A RESOLUTION expressing regret at the passing of Stephen R. Harris; and for other purposes.

HR 2179. By Representatives Hill of the 180th, Stephens of the 164th and Carter of the 159th:

A RESOLUTION commending Land Resource Companies; and for other purposes.

HR 2180. By Representative Greene of the 149th:

A RESOLUTION congratulating Mrs. Adella Jenkins Quick on the occasion of her 100th birthday; and for other purposes.

HR 2181. By Representative Martin of the 47th:

A RESOLUTION recognizing State Spelling Bee Champion Nandhini Sundaresan; and for other purposes.

HR 2182. By Representative Powell of the 29th:

A RESOLUTION commending Mr. Herbert Maret; and for other purposes.

HR 2183. By Representative Powell of the 29th:

A RESOLUTION commending Mr. George M. Rooks; and for other purposes.

HR 2184. By Representatives Sheldon of the 105th, Reese of the 98th, Coan of the 101st and Mills of the 25th:

A RESOLUTION commending Reverend Larry Wynn; and for other purposes.

HR 2185. By Representatives Smith of the 70th and Horne of the 71st:

A RESOLUTION recognizing and commending Colonel Willie Boyd; and for other purposes.

HR 2186. By Representative Powell of the 29th:

A RESOLUTION expressing regret at the passing of Charles R. Peek; and for other purposes.

HR 2187. By Representatives Golick of the 34th and Roberts of the 154th:

A RESOLUTION commending Danielle Bracewell; and for other purposes.

HR 2188. By Representative Porter of the 143rd:

A RESOLUTION commending the Dublin High School varsity basketball team on its historic 2006 state championship season; and for other purposes.

HR 2189. By Representative Porter of the 143rd:

A RESOLUTION recognizing Coach Clinton Thomas for his contributions to Dublin High School; and for other purposes.

HR 2190. By Representatives Reese of the 98th, Coan of the 101st and Mills of the 25th:

A RESOLUTION commending Ms. Karin Manis on being named the 2005-2006 Buford City Schools Teacher of the Year; and for other purposes.

HR 2191. By Representative Mangham of the 94th:

A RESOLUTION commending the American Association for the treatment of Opioid Dependence; and for other purposes.

HR 2192. By Representatives Mangham of the 94th and Stanley-Turner of the 53rd:

A RESOLUTION commending the Georgia R.O.C.S. event of the Reach Them 2 Teach Them Foundation; and for other purposes.

HR 2193. By Representatives Mangham of the 94th and Stanley-Turner of the 53rd:

A RESOLUTION commending the Reach Them 2 Teach Them Foundation; and for other purposes.

HR 2194. By Representatives Mangham of the 94th and Stanley-Turner of the 53rd:

A RESOLUTION recognizing Terrance and Tina Thornton; and for other purposes.

HR 2195. By Representative Mangham of the 94th:

A RESOLUTION commending Chris Nelson; and for other purposes.

HR 2196. By Representative Loudermilk of the 14th:

A RESOLUTION recognizing Mr. Shirley C. Loudermilk for his service to his country, state, and community; and for other purposes.

HR 2197. By Representative Burns of the 157th:

A RESOLUTION recognizing and commending Coach Mark D. Daniel for his contributions to Screven County and education; and for other purposes.

HR 2198. By Representatives Coan of the 101st and Coleman of the 97th:

A RESOLUTION commending the Peachtree Ridge High School RoboLions; and for other purposes.

HR 2199. By Representatives Hill of the 180th, Stephens of the 164th and Carter of the 159th:

A RESOLUTION commending the Navy League of the United States; and for other purposes.

HR 2200. By Representatives Hill of the 180th, Stephens of the 164th and Carter of the 159th:

A RESOLUTION commending Rebecca J. "Becci" Curry; and for other purposes.

HR 2201. By Representatives Geisinger of the 48th, Cox of the 102nd, Lindsey of the 54th, Mumford of the 95th, Talton of the 145th and others:

A RESOLUTION recognizing September 9-16, 2007, as Polycystic Kidney Disease Awareness Week in Georgia; and for other purposes.

HR 2202. By Representatives Mangham of the 94th, Beasley-Teague of the 65th, Stanley-Turner of the 53rd, Watson of the 91st, Everson of the 106th and others:

A RESOLUTION commending Prophetess Dr. Juanita Bynum; and for other purposes.

HR 2203. By Representative Mangham of the 94th:

A RESOLUTION commending the American Association for the Treatment of Opioid Dependence; and for other purposes.

HR 2204. By Representative Powell of the 29th:

A RESOLUTION commending Mr. Steve Williams; and for other purposes.

HR 2205. By Representatives Abdul-Salaam of the 74th, Jordan of the 77th and Williams of the 89th:

A RESOLUTION commending Sheriff Victor K. Hill and Chief Tee Cassells for heroic efforts above and beyond the call duty during Hurricane Katrina; and for other purposes.

HR 2206. By Representatives Keen of the 179th and Richardson of the 19th:

A RESOLUTION commending Evan Jai Porter; and for other purposes.

HR 2207. By Representatives Reese of the 98th, Coan of the 101st and Mills of the 25th:

A RESOLUTION commending Ms. Sue Morris on the occasion of her retirement; and for other purposes.

HR 2208. By Representative Jones of the 46th:

A RESOLUTION commending Crabapple Crossing Elementary School on receiving a Single Statewide Accountability System Platinum Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2209. By Representative Jones of the 46th:

A RESOLUTION commending Mountain Park Elementary School on receiving a Single Statewide Accountability System Platinum Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2210. By Representative Jones of the 46th:

A RESOLUTION commending Summit Hill Elementary School on receiving a Single Statewide Accountability System Platinum Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2211. By Representative Jones of the 46th:

A RESOLUTION Roswell North Elementary School on receiving a Single Statewide Accountability System Platinum Award from the Governor's Office of Student Achievement; and for other purposes.

HR 2212. By Representative Keown of the 173rd:

A RESOLUTION commending Margaret Cox Grady; and for other purposes.

HR 2213. By Representatives Mangham of the 94th, Brooks of the 63rd, Stephenson of the 92nd and Martin of the 47th:

A RESOLUTION remembering and honoring the life of Mr. Edd Bates III; and for other purposes.

HR 2214. By Representative Houston of the 170th:

A RESOLUTION celebrating the birth of Charles Bush May III; and for other purposes.

On the adoption of the Resolutions, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Beasley-Teague
Benfield
Y Benton
Y Black
Bordeaux
Y Borders
Bridges
Y Brooks
Y Brown
Y Bruce
Bryant
Y Buckner, D
Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Channell
Cheokas
Coan
Y Cole
Y Coleman, B
Coleman, T
Cooper
Cox
Crawford
Cummings
Y Davis
Y Day
Dean
Y Dickson
Dodson
Dollar
Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Floyd, J
Y Fludd
Y Forster
Franklin
Y Freeman
Y Gardner
Y Geisinger
Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Hudson
Hugley
Jackson
Y Jacobs
James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Jordan
Keen
Y Keown
Y Kidd
Knight
Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Lunsford
Maddox
Mangham
Y Manning
Y Marin
Martin
Y Maxwell
Y May
McCall
McClinton
Y Meadows
Y Millar
Mills
Y Mitchell
Y Morgan
Morris
Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
O'Neal
Orrock
Parham
Y Parrish
Y Parsons
Porter
Powell
Y Ralston
Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Scott, M
Setzler
Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Sinkfield
Smith, B
E Smith, L
Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Stanley-Turner
Y Stephens
Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Watson
Y Wilkinson
Y Willard
Y Williams, A
Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the adoption of the Resolutions, the ayes were 111, nays 0.

The Resolutions were adopted.

Representatives Beasley-Teague of the 65th, Cox of the 102nd, and Royal of the 171st stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

The following Bill of the House was taken up for the purpose of considering the Senate amendment thereto:

HB 343. By Representatives Borders of the 175th, Black of the 174th, Shaw of the 176th and Houston of the 170th:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to other state symbols, so as to designate the Valdosta State University's Peach State Summer Theatre as Georgia's Official Musical Theatre; to repeal conflicting laws; and for other purposes.

The following Senate amendment was read:

The Senate moves to *amend HB 343 by inserting after* "Theatre;" *on line 3 of page 1 the following:*

to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to provide for home study students in public universities; to provide for applicability;

By inserting between lines 20 and 21 of page 2 the following:

SECTION 2A.

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by inserting a new Code section to read as follows:

"20-3-66.1.

(a) A member institution of the University System of Georgia shall consider for admission an applicant to the institution as an undergraduate student on the same basis as any other student if the applicant has completed a home study program and meets the residency requirements of the board of regents and if:

(1) The applicant's scores on one or more nationally recognized admissions tests are commensurate with those of entering freshmen in the institution; and

(2) The applicant's scores on the institution's entrance or placement examinations would allow the student to be placed in freshman-level, nonremedial classes.

(b) The board of regents is authorized to adopt rules and regulations relating to the operation of admissions programs under this Code section.

(c) This Code section shall apply to all applicants on and after the effective date of this Code section."

Representative Borders of the 175th moved that the House agree to the Senate amendment, to HB 343.

By unanimous consent, further consideration of HB 343 was suspended until later in the legislative day.

The following Bill of the Senate was taken up for the purpose of considering the Senate amendment to the House amendment thereto:

SB 306. By Senators Hamrick of the 30th and Harp of the 29th:

A BILL to be entitled an Act to amend Part 8 of Article 8 of Chapter 14 of Title 44 of the Official Code of Georgia Annotated, relating to hospital and nursing home liens, so as to change notice and filing provisions with respect to certain liens; to change a provision relating to the effect of release or covenant not to sue on hospitals and other medical provider liens; to change a provision relating to the effect of this part on a settlement or release entered into before entry into a hospital, nursing home, or traumatic burn care medical facility; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate amendment was read:

The Senate moves to *amend the House Amendment to SB 306 (AM 18 1326) by striking lines 2 through 8 of page 1.*

Representative Willard of the 49th moved that the House agree to the Senate amendment to the House amendment to SB 306.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	Y Millar	Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Sims, C
Y Benfield	Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Sinkfield
Black	Y Ehrhart	James	Morris	Y Smith, B
Y Bordeaux	Y England	Jamieson	Y Mosby	E Smith, L
Borders	Y Epps	Y Jenkins	Y Mosley	E Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	O'Neal	Y Stephens
Buckner, G	Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren

Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Y Mangham	Y Rogers	Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion the ayes were 144, nays 0.

The motion prevailed.

Representative Dean of the 59th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 848. By Representatives Butler of the 18th, Maxwell of the 17th, England of the 108th, Roberts of the 154th and Stephens of the 164th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, so as to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for a referendum; to provide for effective dates; to provide for applicability; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, so as to provide for an ad valorem tax exemption for certain charitable institutions; to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for referenda, applicability, and

effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I

SECTION 1.

Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, is amended in Code Section 48-5-41, relating to property exempt from ad valorem taxation, by striking subsection (d) and inserting in its place a new subsection (d) to read as follows:

"(d)(1) Except as otherwise provided in paragraph (2) of this subsection, this ~~This~~ Code section, excluding paragraph (1) of subsection (a) of this Code section, shall not apply to real estate or buildings which are rented, leased, or otherwise used for the primary purpose of securing an income thereon and shall not apply to real estate or buildings which are not used for the operation of religious, educational, and charitable institutions. Donations of property to be exempted shall not be predicated upon an agreement, contract, or other instrument that the donor or donors shall receive or retain any part of the net or gross income of the property.

(2) With respect to paragraph (4) of subsection (a) of this Code section, real estate or buildings which are owned by a charitable institution and used by such charitable institution exclusively for the charitable purposes of such charitable institution may be used for the purpose of securing income so long as such income is used exclusively for the operation of that charitable institution."

SECTION 2.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the Secretary of State shall call and conduct an election as provided in this section for the purpose of submitting Section 1 of this part to the electors of the State of Georgia for approval or rejection. The Secretary of State shall conduct that election on the date of the November, 2006, state-wide general election. The Secretary of State shall issue the call and conduct that special election as provided by general law. The Secretary of State shall cause the date and purpose of the special election to be published in the official organ of each county in the state once a week for two weeks immediately preceding the date of the referendum. The ballot shall have written or printed thereon the following:

"( ) YES Shall the Act be approved which grants an exemption from ad valorem
( ) NO taxation on property owned by a charitable institution which generates income when that income is used exclusively for the operation of such charitable institution?"

All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, then Section 1 of this part shall

become effective on January 1, 2007, and shall apply to all taxable years beginning on or after that date. If Section 1 of this part is not so approved or if the election is not conducted as provided in this section, Section 1 of this part shall not become effective and this part shall be automatically repealed on the first day of January immediately following that election date.

PART II

SECTION 3.

Said part is further amended by adding between Code Sections 48-5-48.2 and 48-5-49 a new Code Section 48-5-48.3 to read as follows:

"48-5-48.3.

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

(1) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended, with the additional qualification that it shall include only the primary residence and not more than ten contiguous acres of land immediately surrounding such residence.

(2) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under this Code section is made.

(b) Any person who is a senior citizen and resident of Georgia is granted upon application an exemption on his or her homestead which such person owns and actually occupies as a residence and homestead in an amount equal to the actual levy for state ad valorem taxation made pursuant to Code Section 48-5-8 with respect to that homestead, such exemption being from all ad valorem taxation for state purposes. The value of all property in excess of the exempted amount cited above shall remain subject to taxation.

(c) The exemption shall be claimed and returned in the same manner as otherwise required under Code Section 48-5-50.1. Each person shall file for the exemption only once in the county of his or her residence. Once filed, the exemption shall automatically be renewed from year to year.

(d) The exemption granted by this Code section shall not apply to or affect county taxes, municipal taxes, or school district taxes.

(e) The exemption granted by this Code section shall be in addition to and not in lieu of any other homestead exemption from state taxes."

SECTION 4.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the Secretary of State shall call and conduct a referendum as provided in this section for the purpose of submitting Section 3 of this part to the electors of the State of Georgia for approval or rejection. The Secretary of State shall conduct that election on the date of and in conjunction with the November, 2006, state-wide general election. The Secretary of State shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of each county in the state. The ballot shall have written or printed thereon the words:

"( ) YES Shall the Act be approved which provides a homestead exemption for senior citizens in an amount equal to the actual levy for state ad valorem
( ) NO tax purposes on the homestead?"

All persons desiring to vote for approval of the Act shall vote "Yes," and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, then Section 3 of this part shall become effective on January 1, 2007, and shall be applicable to all taxable years beginning on or after that date. If Section 3 of this part is not so approved or if the election is not conducted as provided in this section, Section 3 of this part shall not become effective and this part shall be automatically repealed on the first day of January immediately following that election date.

PART III

SECTION 5.

Except as otherwise provided in Section 2 of Part I of this Act and Section 4 of Part II of this Act, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 6.

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

Representative Butler of the 18th moved that the House disagree to the Senate substitute to HB 848.

The motion prevailed.

The following Bills of the House were taken up for the purpose of considering the Senate's insistence on its position in substituting or amending the same:

HB 1090. By Representatives Harbin of the 118th, Fleming of the 117th, Burmeister of the 119th and Rogers of the 26th:

A BILL to be entitled an Act to amend Chapter 10 of Title 13 of the O.C.G.A., relating to contracts for public works, and Article 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, so as to provide that a contractor that is more than 30 days behind in the performance of a state public works construction contract or a construction or maintenance contract with the Department of Transportation due to the fault of such contractor shall not be eligible to bid on any additional state public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contract is

brought current or is completed; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Representative Harbin of the 118th moved that the House insist on its position in disagreeing to the Senate amendment to HB 1090 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Smith of the 129th, Graves of the 12th, and Harbin of the 118th.

HB 1373. By Representatives Harbin of the 118th, Burkhalter of the 50th and Keen of the 179th:

A BILL to be entitled an Act to amend Article 1 of Chapter 5 of Title 28 of the Official Code of Georgia Annotated, relating to general provisions relative to financial affairs, and Chapter 12 of Title 45 of the Official Code of Georgia Annotated, relating to the Governor, so as to change provisions relating to the state budget process and budgetary information; to repeal the creation of the Budgetary Responsibility Oversight Committee and matters relative thereto; to provide for certain reports with respect to federal funds and other agency funds; to repeal certain duties and responsibilities of the Budgetary Responsibility Oversight Committee; to repeal conflicting laws; and for other purposes.

Representative Harbin of the 118th moved that the House insist on its position in disagreeing to the Senate substitute to HB 1373 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Harbin of the 118th, Keen of the 179th, and Burkhalter of the 50th.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 910. By Representatives Rogers of the 26th and Graves of the 137th:

A BILL to be entitled an Act to amend Title 10 of the Official Code of Georgia Annotated, relating to commerce and trade, so as to change certain definitions; to delete certain duties of the Secretary of State with regard to cemeteries and funeral services; to amend provisions relating to the sale of preneed burial services; to delete certain fees; to make numerous other changes to the laws relating to cemeteries and funeral services; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 14 of Title 10 of the Official Code of Georgia Annotated, relating to cemetery and funeral services, Code Section 36-72-2 of the Official Code of Georgia Annotated, relating to definitions relating to abandoned cemeteries and burial grounds, and Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, so as to provide for definitions; to provide for certain requirements for preneed dealers relating to escrow accounts; to provide for powers under Chapter 14 of Title 10; to provide for certain license requirements prior to selling burial rights or merchandise; to provide for certain fees; to regulate the profession of cemeterians; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 14 of Title 10 of the Official Code of Georgia Annotated, relating to cemetery and funeral services, is amended by striking paragraphs (2), (3), and (27) of Code Section 10-14-3, relating to definitions, and inserting in their place new paragraphs (2), (3) and (27) to read as follows:

"(2) 'Board' means the State Board of ~~Funeral Service~~ Cemeterians as described and authorized in Chapter ~~18~~ 8B of Title 43.

(3) 'Burial merchandise,' 'funeral merchandise,' or 'merchandise' means any personal property offered or sold by any person for use in connection with the final disposition, memorialization, interment, entombment, or inurnment of human remains, including without limitation a mausoleum, cremation urn, cremation bench, cremation marker, or cremorial."

"(27) 'Outer burial container' or 'vault' means an enclosure into which a casket is placed and includes, but is not limited to, containers made of concrete, steel, fiberglass, copper or other metals, polypropolene, sectional concrete enclosures, and crypts~~, and wooden enclosures~~."

SECTION 2.

Said chapter is further amended in said Code Section 10-14-3, relating to definitions, by inserting a new paragraph to be designated paragraph (32.1) to read as follows:

"(32.1) 'Principal' means a sum set aside or escrowed exclusive of income or interest or other return thereon."

SECTION 2A.

Said chapter is further amended by inserting following Code Section 10-14-3 a new Code section to read as follows:

"10-14-3.1.

The board shall have all administrative powers and other powers necessary to carry out the provisions of this chapter, including the authority to promulgate rules and regulations, and the Secretary of State shall delegate to the board all such duties otherwise entrusted to the Secretary of State; provided, however, that the Secretary of State shall have sole authority over matters relating to the regulation of funds, trust funds, and escrow accounts and accounting and investigations concerning such matters."

SECTION 3.

Said chapter is further amended by striking paragraph (1) of subsection (d) of Code Section 10-14-7, relating to preneed escrow accounts, and inserting a new paragraph (1) and a new subsection to be designated subsection (e.1) to read as follows:

"(d)(1) Funds ~~may~~ shall be released from the escrow account when the burial or funeral merchandise is delivered at the time of need or to the purchaser at the purchaser's request or, in the case of a monument, attached to realty, or at such times as described in the rules and regulations promulgated by the Secretary of State, not exceeding the lesser of 30 days from receipt of application for release or the time within which a preneed dealer is required by law to provide a refund to a purchaser. A preneed dealer is prohibited from requiring preneed delivery to the consumer as a condition of the sale. Outer burial containers may not be delivered prior to need. Deposits made from funds received in payment of preneed services shall remain in the escrow account until such services are performed, at which time said funds may be released to the preneed dealer. The trustee may require certification by the preneed dealer of delivery of merchandise or performance of services before release of funds."

"(e.1) In the case of release of escrowed funds to a purchaser at the purchaser's request pursuant to paragraph (1) of subsection (d) of this Code section, a sum not less than the lesser of 10 percent of the escrowed amount or one-half of the interest earned upon such funds as of the date of release, as provided by the Secretary of State by rule or regulation, may be retained by the preneed dealer as administrative costs."

SECTION 4.

Said chapter is further amended by striking Code Section 10-14-10, relating to minimum acreage for cemeteries and exceptions, and inserting in lieu thereof the following:

"10-14-10.

(a) Except as otherwise provided in subsections (b) and (c) of this Code section, every cemetery initially registered according to the provisions of this chapter on or after July 1, ~~2000~~ 1998, shall consist of not less than ten acres of land.

(b) The following cemeteries shall not be subject to the requirement of subsection (a) of this Code section:

(1) All cemeteries registered according to this chapter prior to August 1, 1986; or

(2) Cemeteries initially registered on or after August 1, 1986, but before July 1, ~~2000~~ 1998, which shall consist of not less than 25 acres of land, except for cemeteries subject to a provision of previous law, which allowed cemeteries consisting of not less than ten acres of land dedicated solely for burial purposes and located in counties having a population of less than 10,000 according to the United States decennial census of 1990 or any future such census.

(c) The Secretary of State may provide by rule or regulation for a smaller minimum size for a cemetery which consists solely of one or more columbaria."

SECTION 5.

Said chapter is further amended by striking subsection (a) of Code Section 10-14-14, relating to administration of chapter and rules and regulations, and inserting in its place a new subsection (a) to read as follows:

"(a) The administration of the provisions of this chapter shall be vested in the Secretary of State~~, who may delegate such of his or her powers and duties under this chapter to a subordinate of the office as he or she shall deem appropriate~~."

SECTION 6.

Said chapter is further amended by adding a new subsection (j) and by striking paragraph (7) of subsection (a), paragraph (2) of subsection (c), paragraph (2) of subsection (d), and subsection (h) of Code Section 10-14-17, relating to enumeration of prohibited acts, and inserting in their respective places the following:

"(7) To sell, offer to sell, solicit offers to buy, or otherwise engage in the sale of funeral services if such person is not a licensed funeral director; ~~or~~

(7.1) To sell, offer to sell, solicit offers to buy, or otherwise engage in the sale of burial rights or burial merchandise if such person is not registered pursuant to the provisions of this chapter; or"

"(2) Charge a fee for the installation of merchandise purchased or obtained from and to be installed by a person or firm other than the cemetery company or its agents, provided that the cemetery owner may charge a fee not to exceed ~~$50.00~~ $125.00 to reimburse the cemetery owner for its ~~actual~~ reasonable costs incurred in assisting in the siting of a monument on the lot on which it is to be installed, supervision and inspection of the installation to ensure compliance with the rules and regulations of the cemetery, and any administrative functions associated with the installation; provided, further, any such fee is properly disclosed and published as required by this

chapter and charged regardless of whether the installer is or is not the cemetery owner or affiliated therewith;"

"(2) Charges paid for transferring burial rights from one purchaser to another; however, no such fee may exceed ~~$50.00~~ $75.00 and such fee must have been disclosed in writing to the owner at the time of the initial purchase of the burial right from the cemetery;"

"(h) The contract rights of any purchaser of preneed merchandise shall be freely transferable without fee except as provided in this chapter."

"(j) The fees set forth in this Code section shall be annually adjusted to the rate of change in the Consumer Price Index as reported by the Bureau of Labor Statistics of the United States Department of Labor. The Secretary of State shall adopt such adjustments to the amount of said fees by rule."

SECTION 7.

Code Section 36-72-2 of the Official Code of Georgia Annotated, relating to definitions relative to abandoned cemeteries and burial grounds, is amended by striking in its entirety paragraph (5) and inserting in lieu thereof the following:

"(5) 'Cemetery' or 'cemeteries' means any land or structure in this state dedicated to and used~~, or intended to be used,~~ for interment of human remains. It may be either a burial park for earth interments or a mausoleum for vault or crypt interments or a combination of one or more thereof."

SECTION 8.

Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended by adding a new chapter to be designated Chapter 8B to read as follows:

"CHAPTER 8B

43-8B-1.

This chapter shall be known and may be cited as the 'Georgia Cemeterians Board Act.'

43-8B-2.

As used in this chapter, the term:

(1) 'Board' means the State Board of Cemeterians established by this chapter.

(2) 'Cemeterian' means a person registered as a cemetery owner pursuant to Chapter 14 of Title 10 or a cemetery manager.

(3) 'Cemetery' means a cemetery as defined in Chapter 14 of Title 10.

43-8B-3.

The practice of the profession of a cemeterian, as defined in this chapter, is declared to be a business or profession affecting the public interest and involving the health and safety of the public.

43-8B-4.
There shall be established in the Office of the Secretary of State the State Board of Cemeterians to be constituted as provided in this chapter with the powers, duties, and authority vested in such board by this chapter.

43-8B-5.
(a) The board shall consist of six members who shall be practicing cemeterians with a minimum of five years of registration as such in this state immediately preceding their appointment and one member who shall have no connection whatsoever with the cemetery profession but who shall have a recognized interest in consumer affairs and in consumer protection concerns.
(b) The members of the board shall be appointed by the Governor for terms of office of six years and all vacancies occurring on the board shall be filled by the Governor. When an appointment is made to fill a vacancy caused by death or resignation of a member, such appointment shall be for the remainder of the unexpired term of the member whose death or resignation caused the vacancy so filled.
(c) A majority of the members of the board may remove any member who misses three or more consecutive regular meetings of the board without a medical reason and may declare that position on the board to be vacant. A member so removed shall not be eligible for reappointment until the expiration of the term of office for which such person was serving. The Governor shall have the power to remove from office any member of the board for willful neglect of duty or for conviction of a crime involving moral turpitude.

43-8B-6.
(a) The board shall each year elect from its members a president whose term shall be one year and who shall serve during the period for which elected and until a successor shall be elected.
(b) The board shall meet at least yearly and more often as the proper and efficient discharge of its duties may require.
(c) Each member of the board shall be reimbursed as provided for in subsection (f) of Code Section 43-1-2.
(d) No inspector shall own, operate, or be employed by any cemetery or perform any services on behalf thereof.

43-8B-7.
For the purpose of better protection of life and health the board is authorized:
(1) To fix and prescribe minimum standards of general appearance of cemeteries;
(2) To undertake such other duties and to exercise such other powers as may from time to time be prescribed by law;
(3) To adopt a common seal; and
(4) To make and promulgate rules and regulations not inconsistent with the laws of this state for the regulation of such board and pursuant to the provisions of Chapter 14

of Title 10. All rules and regulations of the Secretary of State promulgated pursuant to the authority of Chapter 14 of Title 10 and existing immediately prior to July 1, 2006, which are not inconsistent with this chapter shall continue in effect until repealed, amended, or otherwise changed by the board."

SECTION 9.

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

Representative Rogers of the 26th moved that the House agree to the Senate substitute to HB 910.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
N Byrd
Y Carter
Y Casas
Chambers
Y Channell
Y Cheokas
Y Coan
N Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Dean
Y Dickson
Dodson
Y Dollar
Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Floyd, J
Y Fludd
Y Forster
N Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Heard, J
Y Heard, K
Y Heckstall
Hembree
Henson
Y Hill, C
Y Hill, C.A
Holmes
Y Holt
Y Horne
N Houston
Y Howard, E
Y Hudson
N Hugley
Y Jackson
Y Jacobs
James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
N Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Manning
Y Marin
Y Martin
Y Maxwell
Y May
McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
N Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Scheid
Y Scott, A
Y Scott, M
Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Sinkfield
Y Smith, B
E Smith, L
E Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Watson
Y Wilkinson
Y Willard
Y Williams, A
Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 144, nays 7.

The motion prevailed.

Representative Dean of the 59th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 1187. By Representatives Willard of the 49th, Geisinger of the 48th, Lindsey of the 54th, Holmes of the 61st, Burkhalter of the 50th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to uniform property tax administration and equalization, so as to provide for an additional county classification for appraisal staff purposes; to change certain provisions regarding composition and duties of county appraisal staffs; to change certain provisions regarding designation and duties of chief appraisers; to change certain provisions regarding selection of the chairperson of the board of tax assessors; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has disagreed to the House substitute to the following bill of the Senate:

SB 64. By Senator Douglas of the 17th:

A BILL to be entitled an Act to amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to repeal the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Bills and Resolution of the House were taken up for the purpose of considering the Senate substitutes thereto:

HB 1177. By Representatives Smith of the 129th, Graves of the 12th, Smith of the 13th, Channell of the 116th, Wix of the 33rd and others:

A BILL to be entitled an Act to amend Code Section 32-2-60 of the Official Code of Georgia Annotated, relating to Department of Transportation construction contracts, so as to provide for bonding amounts for certain projects; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Code Section 32-2-60 of the Official Code of Georgia Annotated, relating to Department of Transportation construction contracts, so as to provide for bonding amounts for certain projects; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 32-2-60 of the Official Code of Georgia Annotated, relating to Department of Transportation construction contracts, is amended by inserting after subsection (d) thereof a new subsection (e) to read as follows:

"(e) When the estimated amount of any department construction contract exceeds $300 million, performance and payment bonds shall be required in the amount of at least the total amount payable by the terms of the contract unless the department, after public notice, makes a written determination supported by specific findings that single bonds in such amount are not reasonably available, and the board approves such determination in a public meeting. In such event, the estimated value of the construction portion of the contract, excluding right of way acquisition and engineering, shall be guaranteed by a combination of security including, but not limited to the following:

(1) Payment, performance, surety, cosurety, or excess layer surety bonds;
(2) Letters of credit;
(3) Guaranties of the contractor or its parent companies;
(4) Obligations of the United States and of its agencies and instrumentalities; or
(5) Cash collateral.
(6) Provided however that the aggregate total guarantee of the project may not use a corporate guarantee of more than 35%.

The combination of such guarantees shall be determined at the discretion of the department, subject to the approval of the board; provided, however, that such aggregate guarantees shall include not less than $300 million of performance and payment bonds and shall equal not less than 100 percent of the contractor's obligation

under the construction portion of the contract. Payment guarantees approved pursuant to this subsection shall be deemed to satisfy the requirements of Code Section 13-10-61. Contractors requesting payment under construction contracts guaranteed pursuant to this subsection shall provide the following certification under oath with each such request: 'All payments due to subcontractors and suppliers from previous payment received under the contract have been made, and timely payments will be made from the proceeds of the payment covered by this certification.'"

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

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

Representative Smith of the 129th moved that the House agree to the Senate substitute to HB 1177.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Sinkfield
Y Black	Ehrhart	James	Y Morris	Y Smith, B
N Bordeaux	Y England	Y Jamieson	Y Mosby	E Smith, L
Borders	Y Epps	Y Jenkins	Y Mosley	E Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard

Y Coan	Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Y Mangham	Y Rogers	Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 154, nays 1.

The motion prevailed.

HB 1302. By Representatives Casas of the 103rd, Fleming of the 117th, Everson of the 106th, Coan of the 101st, Reese of the 98th and others:

A BILL to be entitled an Act to provide for public safety measures for and from young people; to amend Chapter 15 of Title 16 of the O.C.G.A., the "Georgia Street Gang Terrorism and Prevention Act," so as to change certain definitions; to change certain provisions relating to the prohibition against participation in criminal street gang activity; to provide for enhanced penalties for participation in criminal street gang activity; to provide for the admissibility of certain evidence at trial; to amend Title 20 of the O.C.G.A., relating to education, so as to change certain provisions relating to failure to leave school premises after being requested to leave; to change certain provisions relating to check-in requirements and exceptions; to provide for related matters; to provide for applicability; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To provide for public safety measures for and from young people; to amend Chapter 15 of Title 16 of the Official Code of Georgia Annotated, the "Georgia Street Gang Terrorism and Prevention Act," so as to change certain definitions; to change certain provisions relating to the prohibition against participation in criminal street gang activity; to provide for enhanced penalties for participation in criminal street gang activity; to provide for the admissibility of certain evidence at trial; to provide for the Criminal Street Gang Reward Fund administered by the Prosecuting Attorney's Council; to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to change certain provisions relating to failure to leave school premises after being requested to leave; to change certain provisions relating to check-in requirements and exceptions; to provide for disclosure of campus policemen's records; to provide for related matters; to amend Code Section 45-12-35 of the Official Code of Georgia Annotated, relating to

rewards for the detection or apprehension of perpetrators of felonies, so as to remove certain limitations with respect to the offering of such rewards by the governing authority of a county or municipality; to provide for applicability; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 15 of Title 16 of the Official Code of Georgia Annotated, the "Georgia Street Gang Terrorism and Prevention Act," is amended by striking in its entirety Code Section 16-15-3, relating to definitions, and inserting in lieu thereof the following:

"16-15-3.

As used in this chapter, the term:

(1) 'Criminal gang activity' means the commission, attempted commission, conspiracy to commit, or solicitation, coercion, or intimidation of another person to commit any of the following offenses on or after July 1, 2006:

(A) Any offense defined as racketeering activity by Code Section 16-14-3;

(B) Any offense defined in Article 7 of Chapter 5 of this title, relating to stalking;

(C) Any offense defined in Code Section 16-6-1 as rape, 16-6-2 as aggravated sodomy, 16-6-3 as statutory rape, or 16-6-22.2 as aggravated sexual battery;

(D) Any offense defined in Article 3 of Chapter 10 of this title, relating to escape and other offenses related to confinement;

(E) Any offense defined in Article 4 of Chapter 11 of this title, relating to dangerous instrumentalities and practices;

(F) Any offense defined in Code Section 42-5-15, 42-5-16, 42-5-17, 42-5-18, or 42-5-19, relating to the security of state or county correctional facilities;

(G) Any offense defined in Code Section 49-4A-11, relating to aiding or encouraging a child to escape from custody;

(H) Any offense of criminal trespass or criminal damage to property resulting from any act of gang related painting on, tagging, marking on, writing on, or creating any form of graffiti on the property of another;

(I) Any criminal offense committed in violation of the laws of the United States or its territories, dominions, or possessions, any of the several states, or any foreign nation which, if committed in this state, would be considered criminal gang activity under this Code section; and

(J) Any criminal offense in the State of Georgia, any other state, or the United States that involves violence, possession of a weapon, or use of a weapon, whether designated as a felony or not, and regardless of the maximum sentence that could be imposed or actually was imposed.

~~(1)~~(2) 'Criminal street gang' means any organization, association, or group of three or more persons associated in fact, whether formal or informal, which engages in ~~a pattern of~~ criminal gang activity as defined in paragraph ~~(2)~~(1) of this Code section. The existence of such organization, association, or group of individuals associated in

fact may be established by evidence of a common name or common identifying signs, symbols, tattoos, graffiti, or attire or other distinguishing characteristics. Such term shall not include three or more persons, associated in fact, whether formal or informal, who are not engaged in criminal gang activity.

~~(2) 'Pattern of criminal gang activity' means the commission, attempted commission, conspiracy to commit, or solicitation, coercion, or intimidation of another person to commit at least two of the following offenses, provided that at least one of these offenses occurred after July 1, 1998, and the last of such offenses occurred within three years, excluding any periods of imprisonment, of prior criminal gang activity:~~

~~(A) Any offense defined as racketeering activity by Code Section 16-14-3;~~

~~(B) Any offense defined in Article 7 of Chapter 5 of this title, relating to stalking;~~

~~(C) Any offense defined in Code Section 16-6-1 as rape, 16-6-2 as aggravated sodomy, 16-6-3 as statutory rape, or 16-6-22.2 as aggravated sexual battery;~~

~~(D) Any offense defined in Article 3 of Chapter 10 of this title, relating to escape and other offenses related to confinement;~~

~~(E) Any offense defined in Article 4 of Chapter 11 of this title, relating to dangerous instrumentalities and practices;~~

~~(F) Any offense defined in Code Section 42-5-15, 42-5-16, 42-5-17, 42-5-18, or 42-5-19, relating to the security of state or county correctional facilities; and~~

~~(G) Any offense defined in Code Section 49-4A-11, relating to aiding or encouraging a child to escape from custody.~~"

SECTION 2.

Said chapter is further amended by striking in its entirety Code Section 16-15-4, relating to the prohibition against participation in criminal street gang activity, and inserting in lieu thereof the following:

"16-15-4.

(a) It shall be unlawful for any person employed by or associated with a criminal street gang to conduct or participate in ~~such~~ criminal street gang activity through ~~a pattern of criminal gang activity~~ the commission of any offense enumerated in paragraph (1) of Code Section 16-15-3.

(b) It shall be unlawful for any person employed by or associated with a criminal street gang to commit any offense enumerated in paragraph (1) of Code Section 16-15-3 with knowledge that members of such criminal street gang have committed one or more of such offenses.

(c) It shall be unlawful for any person to commit any offense enumerated in paragraph (1) of Code Section 16-15-3 with the intent to maintain or increase his or her status or position in a criminal street gang.

(d) It shall be unlawful for any person to acquire or maintain, directly or indirectly, through ~~a pattern of~~ criminal gang activity or proceeds derived therefrom any interest in or control of any real or personal property of any nature, including money.

~~(c)~~(e) It shall be unlawful for any person who occupies a position of organizer, supervisory position, or any other position of management with regard to a criminal

street gang to engage in, directly or indirectly, or conspire to engage in ~~a pattern of~~ criminal gang activity.

~~(d)~~(f) It shall be unlawful for any person to cause, encourage, solicit, or coerce another to participate in a criminal street gang.

~~(e)~~(g) It shall be unlawful for any person to communicate, directly or indirectly, with another any threat of injury or damage to the person or property of the other person or to any associate or relative of the other person with the intent to deter such person from assisting a member or associate of a criminal street gang to withdraw from such criminal street gang.

~~(f)~~(h) It shall be unlawful for any person to communicate, directly or indirectly, with another any threat of injury or damage to the person or property of the other person or to any associate or relative of the other person with the intent to punish or retaliate against such person for having withdrawn from a criminal street gang.

~~(g)~~(i)(1) Any person who violates subsection (a), (b), (c), or ~~(b)~~ (d) of this Code section shall, in addition to any other penalty imposed by law, be punished by imprisonment for not less than ~~three~~ five nor more than 15 years or by a fine of not less than ~~$5,000.00~~ $10,000.00 nor more than ~~$10,000.00~~ $15,000.00, or both.

(2) Any person who violates subsection ~~(c)~~(e) of this Code section may, in addition to any other penalty provided by law, be punished by imprisonment for an additional ten years which shall be served consecutively to any other sentence imposed on such person by law.

(3) Any person who violates subsection ~~(d), (e), or~~ (f), (g), or (h) of this Code section shall, in addition to any other penalty provided by law, be punished by imprisonment for not less than ~~one~~ three nor more than ten years.

~~(h)~~(j) Any crime committed in violation of this Code section shall be considered a separate offense."

SECTION 3.

Said chapter is further amended by inserting at the end thereof the following:

"16-15-9.

The commission of any offense enumerated in paragraph (1) of Code Section 16-15-3 by any member of a criminal street gang shall be admissible in any trial or proceeding for the purpose of proving the existence of the criminal street gang and criminal gang activity.

16-15-10.

There shall be established as part of the Prosecuting Attorney's Council the Criminal Street Gang Reward Fund. The chief of police, sheriff, or chairperson of any county governing authority may request the posting of up to $5,000.00 reward for information leading to the arrest and conviction of any person involved in criminal street gang activity that leads to the death or maiming of another person or property damage in the amount of $2,500.00 or more."

SECTION 4.

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by striking subsections (b) and (c) of Code Section 20-2-1180 and inserting in lieu thereof new subsections (b), (c), and (c.1) to read as follows:

"(b) Any person who ~~shall not have any~~:

(1) Is ~~legitimate cause or need to be~~ present upon the premises or within the school safety zone of any public or private school in this state ~~who shall willfully fail~~ and willfully fails to remove himself or herself from such premises after the principal or designee of such school ~~shall request~~ requests him or her to do so; or

(2) Fails to check in at the designated location as required by subsection (c) of this Code section

shall be guilty of a misdemeanor of a high and aggravated nature.

(c) Upon entering any ~~elementary or secondary~~ school building between the official starting time and the official dismissal time, any person who is not a student at such school, an employee of the school or school system, a school board member, an approved volunteer following the established guidelines of the school, or a person who has been invited to or otherwise authorized to be at the school by a principal, teacher, counselor, or other authorized employee of the school shall check in at the designated location as stated on posted signs and provide a reason for his or her presence at the school. ~~Failure to check in at the designated location as provided in this subsection shall be prima facie evidence that such person is in violation of subsection (b) of this Code section.~~

(c.1) Subsections (b) and (c) of this Code section ~~This subsection~~ shall not apply to ~~law~~:

(1) Law enforcement officers, firefighters, emergency medical technicians or paramedics, or any public safety or emergency management officials in the performance of an emergency call or to other persons making authorized deliveries to the school~~. This subsection shall not apply to any~~;

(2) Any person entering a school ~~which~~ on election day, for purposes of voting, when the school serves as an official polling place ~~for the purpose of voting on election day~~; or

(3) Any person attending or participating in an academic or athletic event while remaining in the authorized area or a parent, grandparent, or guardian listed on a child's pick-up list who fails to sign-in while delivering school supplies, food, clothing, other legitimate business and who has not previously been sanctioned by school officials for disrupting a school."

SECTION 5.

Said title is further amended by adding a new Code Section 20-8-7 to read as follows:

"20-8-7.

Law enforcement records created, received, or maintained by campus policemen that relate to the investigation of criminal conduct and crimes as defined under Georgia law and which are not subject to protection from disclosure by any other Georgia law shall

be made available within a reasonable time after request for public inspection and copying."

SECTION 6.

Code Section 45-12-35 of the Official Code of Georgia Annotated, relating to rewards for the detection or apprehension of perpetrators of felonies, is amended by striking subsection (b) and inserting in its place a new subsection (b) to read as follows:

"(b) The Governor and any county or municipal governing authority shall, in their discretion, offer and cause to be paid rewards for the detection or apprehension of the perpetrator of any felony committed within this state, such reward not to exceed the sum of $1,000.00 in felonies not capital, including arson, and not to exceed the sum of $10,000.00 in capital felonies and arson; provided, however, that ~~the governing authority of a county or municipality may offer and pay such a reward only in cases in which the Governor has first offered a reward and, in such cases,~~ the amount offered by any local governing authority shall not exceed the aggregate amount of $25,000.00."

SECTION 7.

This section and Sections 6 and 8 of this Act shall become effective upon their approval by the Governor or upon their becoming law without such approval. The remaining sections of this Act shall become effective on July 1, 2006, and shall apply to all crimes committed on or after such date. Any offense committed before July 1, 2006, shall be punishable as provided by the statute in effect at the time the offense was committed.

SECTION 8.

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

Representative Casas of the 103rd moved that the House agree to the Senate substitute to HB 1302.

On the motion, the roll call was ordered and the vote was as follows:

N Abdul-Salaam	Y Crawford	Y Hill, C.A	E Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	N Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	N Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	N Jackson	Y Mitchell	Sims, F
Y Benton	Y Dukes	Y Jacobs	N Morgan	Sinkfield
Black	Ehrhart	James	Y Morris	Y Smith, B
N Bordeaux	England	Y Jamieson	N Mosby	E Smith, L
Borders	N Epps	Y Jenkins	Y Mosley	E Smith, P
Y Bridges	Y Everson	Y Jennings	Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V

Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Fludd	Y Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Y Forster	Keen	Y O'Neal	Y Stephens
Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Y Freeman	N Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Y Thomas, A.M
Butler	Y Golick	Y Lakly	Porter	Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	N Randall	Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Heard, J	N Lucas	Y Reese	Y Williams, A
Y Cole	N Heard, K	Y Lunsford	Rice	Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 135, nays 12.

The motion prevailed.

Representative Knox of the 24th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

HR 1548. By Representatives Rynders of the 152nd and Hanner of the 148th:

A RESOLUTION commemorating the accomplishments of Mrs. Ida Chambers and dedicating Chambers Crossing; and for other purposes.

The following Senate substitute was read:

A RESOLUTION

Dedicating certain portions of the state highway system; to provide for related matters; and for other purposes.

PART I

WHEREAS, Ida Chambers was born in Miller County, Georgia, on February 25, 1922; and

WHEREAS, she was one of the charter supporters of the Lee County Chamber of Commerce; and

WHEREAS, she was instrumental in obtaining the first satellite office for voter registration in Lee County; and

WHEREAS, she was a charter organizer of the Lee Medical Arts and Albany Primary Healthcare medical facilities and has made many trips to Atlanta and Washington, D.C., lobbying for health care in the rural areas of south Georgia; and

WHEREAS, Ida was the third woman in Georgia to serve on an electric membership cooperative board, and she has served as secretary/treasurer on the board of Sumter EMC for 25 years; and

WHEREAS, she is now serving on the Lee County Utility Authority over Water and Sewage and has served for nine years; and

WHEREAS, she represents Lee County on the Housing Authority Board; and

WHEREAS, she has served as the choir director and treasurer of Kinchafoonee Baptist Church, and she is a former Lee County Chamber of Commerce Woman of the Year and Ambassador of the Year; and

WHEREAS, with the help of her husband, Bill Chambers, Sr., Ida was a driving force in the creation of the Lee County Volunteer Fire Department; and

WHEREAS, Mrs. Ida Chambers has been a major contributor to the quality of life in Lee County for many years and has devoted countless hours in public service, and, therefore, it is only fitting that an intersection in Lee County should be named in her honor.

PART II

WHEREAS, Mr. James G. Crayton, Sr., started his career as a surveyor with the Georgia Department of Transportation on January 1, 1947, after serving three years in the United States Navy; and

WHEREAS, a dedicated and trusted employee, he served in this capacity in Barnesville, Griffin, and Thomaston, where he was promoted to the position of Professional Bridge Engineer; and

WHEREAS, Mr. Crayton retired from the department in Atlanta in 1975 as Professional Bridge Engineer and Bridge Inspector after 35 years of exemplary service; and

WHEREAS, bridges were Mr. Crayton's passion, and his work has been the subject of many civil engineering classes at various universities throughout the State of Georgia; and

WHEREAS, at one time, Mr. Crayton had designed and built more bridges throughout Georgia than any other engineer; and

WHEREAS, Mr. Crayton was a loving husband, father, grandfather, and member of the Zebulon community; and

WHEREAS, as James G. Crayton, Sr., was a dedicated engineer and public servant for the Department of Transportation, it is only fitting that a bridge should be named in his honor.

PART III

WHEREAS, on March 10, 2006, the State of Georgia lost one of its finest and most promising citizens with the untimely passing of Thomas McRae Hamilton Robinson; and

WHEREAS, this exceptional individual was a member of Vineville United Methodist Church and attended Stratford Academy where he was in the eighth grade and a member of the marching band; and

WHEREAS, Tommy lived every day with a warm smile on his face and with a desire to make everyone else's day a little bit better; and

WHEREAS, his many talents, his remarkable patience and diplomacy, his keen sense of vision, his warmth and kindness, and his acute sensitivity to the needs of people earned him the respect and admiration of his classmates and everyone with whom he came in contact; and

WHEREAS, the passing of this fun loving, bright, and talented young man leaves an unfillable void in the hearts and lives of his family and friends; and

WHEREAS, the achievements, accomplishments, and life of this outstanding young man should be recognized and remembered.

PART IV

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the intersection of U.S. Route 19 with Century Road in Lee County is dedicated as Chambers Crossing.

BE IT FURTHER RESOLVED that the bridge on State Route 18 across Elkins Creek in Zebulon, Georgia, is dedicated as the James G. Crayton, Sr. Memorial Bridge.

BE IT FURTHER RESOLVED that the portion of Zebulon Road (SR 1104 TA) from the I-475 Bridge to Forsyth Road in Bibb County be dedicated as the Tommy Robinson Memorial Parkway.

BE IT FURTHER RESOLVED that the Department of Transportation is authorized and directed to erect and maintain signs identifying the highway facilities dedicated in this resolution.

BE IT FURTHER RESOLVED that the Clerk of the House of Representatives is authorized and directed to transmit an appropriate copy of this resolution to the Department of Transportation, Mrs. Ida Chambers, the family of Tommy Robinson, and the family of Mr. James G. Crayton, Sr.

Representative Rynders of the 152nd moved that the House agree to the Senate substitute to HR 1548.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Coan
Y Cole
Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Horne
Y Houston
Y Howard, E
Hudson
Y Hugley
Y Jackson
Y Jacobs
James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
E Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Sims, F
Sinkfield
Y Smith, B
E Smith, L
E Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Stanley-Turner
Y Stephens
Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson,
Speaker

On the motion, the ayes were 148, nays 0.

The motion prevailed.

HB 184. By Representatives Scott of the 153rd, Heard of the 104th, Geisinger of the 48th and Powell of the 29th:

A BILL to be entitled an Act to amend Code Section 43-41-3 of the Official Code of Georgia Annotated, relating to creation of State Licensing Board for Residential and General Contractors, so as to change the manner of appointment of members of the board; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Title 43 of the Official Code of Georgia Annotated, relating to professions, so as to provide certain requirements relating to eye care and treatment; to provide for certain requirements relating to contact lenses; to provide for additional pharmaceutical agents which may be used by a doctor of optometry for treatment purposes; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 43 of the Official Code of Georgia Annotated, relating to professions, is amended by adding a new chapter to read as follows:

"CHAPTER 29A

43-29A-1.

As used in this chapter, the term:

(1) 'Alternative channels of distribution' means any mail-order company, Internet retailer, pharmacy, buying club, department store, or mass merchandise outlet without regard to whether it is associated with a prescriber unless the account meets the definition of a competitor as provided for in paragraph (2) of this Code section.

(2) 'Competitor' means an entity that manufacturers contact lenses and sells those lenses within this state in direct competition with any other manufacturer.

(3) 'Manufacturer' means the manufacturer, its parents, subsidiaries, affiliates, successors, and assigns.

(4) 'Prescriber' means an individual licensed or authorized to prescribe contact lenses under the laws of this state.

43-29A-2.

(a) Beginning July 1, 2006, a manufacturer of contact lenses doing business in the state shall certify by affidavit to the Attorney General those brands of contact lenses produced, marketed, distributed, or sold by the manufacturer in the state that are made available in a commercially reasonable and nondiscriminatory manner to:

(1) Prescribers;

(2) Entities associated with prescribers; and

(3) Alternative channels of distribution.

(b) Notwithstanding any other provision of law, a manufacturer shall only sell, market, or distribute lenses in Georgia that have been certified under subsection (a) of this Code section.

(c) Subsections (a) and (b) of this Code section do not apply to:

(1) Rigid gas permeable lenses;

(2) Bitoric gas permeable lenses;

(3) Bifocal gas permeable lenses;

(4) Keratoconus lenses;

(5) Custom soft toric lenses that are manufactured for an individual patient and are not mass marketed or mass produced; or

(6) Custom designed lenses that are manufactured for an individual patient and are not mass marketed or mass produced.

(d) Any time a brand ceases to be made available after July 1, 2006, the manufacturer shall immediately certify that fact by affidavit to the Attorney General.

(e) Nothing in this Code section shall be construed to require a prescriber to stock, sell, or prescribe any specific type brand or specific manufacturer's line of contact lenses.

43-29A-3.

Nothing in Code Section 43-29A-2 is intended to require a manufacturer to:

(1) Sell to a competitor;

(2) Sell contact lenses to different contact lens distributors or customers at the same price;

(3) Open or maintain an account for a contact lens seller who is not in substantial compliance with Georgia and federal law regarding the sale of contact lenses;

(4) Decide whether a low volume account with a contact lens seller is a direct account or handled through a distributor; or

(5) Sell to customers in all geographic areas lenses that are being test marketed on a limited basis in one geographic area.

43-29A-4.

(a) A knowing and intentional violation of Code Section 43-29A-2 shall constitute a misdemeanor.

(b) The Attorney General may bring a civil action or seek an injunction or both against any person, entity, or manufacturer who violates the provisions of Code Section 43-29A-2."

SECTION 2.

A new section Chapter 14 of Title 43 to read: No partnership or limited liability corporation may engage in the business of heat and air until regularly connected to a partnership or corporation actually engaged in the performance of the business and who has valid license. They shall be authorized to continue upon the death of the person holding that license for (180) following such death.

SECTION 3.

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

The following amendment was read and adopted:

Representative Burkhalter of the 50th moves to *amend the Senate substitute to HB 184 as amended by the Senate by striking in their entirety line 1 of page 1 through line 12 of page 3 and inserting in lieu thereof the following:*

To amend Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, so as to authorize partners, officers, and employees of an individual licensee to engage in the business of conditioned air contracting upon the licensee's death for 180 days; to change certain provisions relating to creation of the State Licensing Board for Residential and General Contractors, membership, divisions, vacancies, qualifications, terms, and meetings; to change certain provisions relating to appointment of members, chairperson, meetings and quorums, and assistance from professional licensing boards division; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended by striking subsection (h) of Code Section 43-14-8, relating to licensing required for electrical, plumbing, or conditioned air contracting, and inserting a new subsection (h) to read as follows:

"(h) No partnership, limited liability company, or corporation shall have the right to engage in the business of conditioned air contracting unless there is regularly connected with such partnership, limited liability company, or corporation a person or persons actually engaged in the performance of such business on a full-time basis who have valid licenses issued to them as provided for in this chapter; provided, however, that partners, officers, and employees of the individual who fulfilled the licensing requirements shall continue to be authorized to engage in the business of conditioned air contracting under a license which was valid at the time of the licensee's death for a period of ~~90~~ 180 days following the date of such death."

SECTION 2.

Said title is further amended by striking Code Section 43-41-3, relating to creation of the State Licensing Board for Residential and General Contractors, membership, divisions, vacancies, qualifications, terms, and meetings, and inserting in lieu thereof the following:

"43-41-3.

(a) There is created the State Licensing Board for Residential and General Contractors consisting of ~~14~~ 15 members, 14 of whom shall be appointed by the Governor for five-year terms and one of whom shall be appointed by the Speaker of the House of Representatives for a five-year term. The board shall be assigned to the Secretary of State's office for administrative purposes and shall be under the jurisdiction of the division director and shall operate in accordance with and pursuant to the provisions of Chapter 1 of this title, as applicable. The board shall be comprised of two divisions: the residential contractor division, having jurisdiction of and authority over the two subcategories of residential contracting, residential-basic contractors and residential-light commercial contractors, and the general contractor division. ~~Seven~~ Eight members shall be appointed and serve as members of the residential contractor division of the board and seven members shall be appointed and serve as members of the general contractor division of the board. Members shall serve until the expiration of their respective terms and until their successors are appointed and qualified. Vacancies occurring during a term shall be filled by appointment of the Governor for the remainder of the unexpired term and such replacement shall meet the requirements and criteria of selection of the person previously holding the vacant position. To be eligible to serve on the respective divisions of the board, each contractor member shall be and remain actively involved in the construction contracting business and shall have been so engaged for a period of not less than five consecutive years before the date of appointment in the particular contracting business, as a residential contractor or general contractor, corresponding to the division for which such person is appointed. Any contractor members whose term continues after or who are appointed to terms commencing two years from the date that this chapter becomes effective must also have been licensed and certified by the respective division of the board to operate as a contractor in the category to which the member is appointed. The position of any appointive member of the board who, during his or her term of appointment, shall cease to meet the qualifications for original appointment shall be immediately vacated. No member of the board shall be appointed to serve more than two full terms.

(b) The residential contractor division shall consist of ~~seven~~ eight members and, except as otherwise expressly stated in this chapter, shall have jurisdiction of and authority over the practice of the two subcategories of residential contracting, residential-basic contractors and residential-light commercial contractors. ~~Five~~ Six members shall be residential contractors eligible for licensure under this chapter. Effective July 1, 2007, all residential contractor members shall be required to be licensed under this chapter. At least ~~two~~ one of the residential contractor members shall be qualified to perform residential-light commercial type projects; three shall be qualified and shall predominantly perform residential-basic type projects; one shall be a residential

contractor whose business predominately involves remodeling projects; one shall be a residential contractor who constructs at least an average of 20 residences per year; and all must be geographically diverse. One member shall be a public building official and one member shall be a public member. The public member shall have no ties with the residential construction industry and shall represent the interests of the public at large. The initial member terms on the residential contractor division shall be staggered so that all terms do not expire simultaneously. Three members shall serve initial terms of five years, three members shall serve initial terms of four years, ~~and~~ one member shall serve an initial term of three years, and one member shall serve an initial term of one year. The residential contractor division shall meet at least six times each year for the purpose of transacting such business as may properly come before it.

(c) The general contractor division shall consist of seven members and, except as otherwise expressly stated in this chapter, shall have jurisdiction of and authority over the practice of general contracting. Five members shall be general contractors eligible for licensure under this chapter. Effective July 1, 2007, all general contractor members shall be required to be licensed under this chapter. At least two of the general contractor members shall be small-volume builders with an annual contracting volume of less than $5 million and all of whom must be geographically diverse. One member shall be a currently licensed or registered architect or engineer and one member shall be a public building official. The initial member terms on the general contractor division shall be staggered so that all terms do not expire simultaneously. Three members, including at least two contractor members, shall serve initial terms of five years; three members, including at least two contractor members, shall serve initial terms of four years; and one member shall serve an initial term of three years. The general contractor division shall meet at least six times each year for the purpose of transacting such business as may properly come before it."

SECTION 3.

Said title is further amended by striking subsection (a) of Code Section 43-41-4, relating to appointment of members, chairperson, meetings and quorums, and assistance from professional licensing boards division, and inserting in lieu thereof the following:

"(a) The initial members of the board shall be appointed no later than July 1, ~~2005~~ 2006. The board shall meet within 30 days after its appointment at a time and place to be designated by the Governor and organize by electing a chairperson and a vice chairperson, each to serve for a one-year term."

SECTION 4..

Representative Scott of the 153rd moved that the House agree to the Senate substitute, as amended by the House, to HB 184.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Floyd, J
Fludd
Forster
Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Y Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Sailor
Y Scheid
Y Scott, A
Scott, M
Setzler
Y Shaw
Y Sheldon
Y Sims, C
Sims, F
Y Sinkfield
Y Smith, B
E Smith, L
E Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 153, nays 0.

The motion prevailed.

HB 1157. By Representatives Burkhalter of the 50th, Richardson of the 19th, Keen of the 179th and Fleming of the 117th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to change certain provisions regarding income tax credits for employers providing approved retraining programs; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue

commissioner; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to change certain provisions regarding income tax credits for employers providing approved retraining programs; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue commissioner; to change certain provisions regarding the limited duration sales and use tax exemption for jet fuel sold to or used by certain qualifying airlines; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended by striking Code Section 48-7-40.5, relating to tax credits for employers providing approved retraining programs, and inserting in its place a new Code Section 48-7-40.5 to read as follows:

"48-7-40.5.

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

(1) 'Approved retraining' means employer provided or employer sponsored retraining that meets the following conditions:

(A) It enhances the functional skills of employees otherwise unable to function effectively on the job due to skill deficiencies or who would otherwise be displaced because such skill deficiencies would inhibit their utilization of new technology;

(B) It is approved and certified by the Department of Technical and Adult Education; and

(C) The employer does not require the employee to make any payment for the retraining, either directly or indirectly through use of forfeiture of leave time, vacation time, or other compensable time.

(2) 'Cost of retraining' means direct instructional costs as defined by the Department of Technical and Adult Education including instructor salaries, materials, supplies, and textbooks but specifically excluding costs associated with renting or otherwise securing space.

(3) 'Employee' means any employee resident in this state who is employed for at least 25 hours a week, who has been continuously employed by the employer for at least 16 consecutive weeks.

(4) 'Employer' means any employer upon whom an income tax is imposed by this chapter.

(5) 'Employer provided' refers to approved retraining offered on the premises of the employer or on premises approved by the Department of Technical and Adult Education by instructors hired by or employed by an employer.

(6) 'Employer sponsored' refers to a contractual arrangement with a school, university, college, or other instructional facility which offers approved retraining that is paid for by the employer.

(7) 'Qualifying airline' means any employer which is authorized by the Federal Aviation Administration or appropriate agency of the United States to operate as an air carrier under an air carrier operating certificate and which provides regularly scheduled flights for the transportation of passengers or cargo for hire.

(b) A tax credit shall be granted to an employer who provides or sponsors an approved retraining program. The amount of the tax credit shall be equal to one-half of the costs of retraining per full-time employee, or $500.00 per full-time employee, whichever is less, for each employee who has successfully completed an approved retraining program. No employer may receive a credit if the employer requires that the employee reimburse or pay the employer for the cost of retraining.

(c)(1) Except as provided in paragraph (2) of this subsection, any ~~Any~~ tax credit claimed under this Code section for any taxable year beginning on or after January 1, 1998, but not used for any such taxable year may be carried forward for ten years from the close of the taxable year in which the tax credit was granted. The tax credit granted to any employer pursuant to this Code section shall not exceed 50 percent of the amount of the taxpayer's income tax liability for the taxable year as computed without regard to this Code section.

(2) With respect to a qualifying airline any tax credit claimed under this Code section for any taxable year beginning on or after January 1, 1998, but not used for any such taxable year may be carried forward for 15 years from the close of the taxable year in which the tax credit was granted. The tax credit granted to any qualifying airline pursuant to this Code section shall not exceed 50 percent of the amount of the taxpayer's income tax liability for the taxable year as computed without regard to this Code section.

(d) To be eligible to claim the credit granted under this Code section, the employer must certify to the department the name of the employee, the course work successfully completed by such employee, the name of the provider of the approved retraining, and such other information as may be required by the department to ensure that credits are only granted to employers who provide or sponsor approved retraining pursuant to this Code section and that such credits are only granted to employers with respect to employees who successfully complete such approved retraining. The department shall adopt rules and regulations and forms to implement this credit program. The department is expressly authorized and directed to work with the Department of Technical and Adult Education to ensure the proper granting of credits pursuant to this Code section.

(e) The Department of Technical and Adult Education is expressly authorized and directed to establish such standards as it deems necessary and convenient in approving

employer provided and employer sponsored retraining programs. In establishing such standards, the Department of Technical and Adult Education shall establish required hours of classroom instruction, required courses, certification of teachers or instructors, progressive levels of instruction, and standardized measures of employee evaluation to determine successful completion of a course of study.

(f) The commissioner shall promulgate such rules and regulations as are necessary to implement and administer this Code section."

SECTION 2.

Said title is further amended in Code Section 48-8-3, relating to exemptions from sales and use taxation, by striking paragraph (33.1) and inserting in its place a new paragraph (33.1) to read as follows:

"(33.1)(A) The sale or use of jet fuel to or by a qualifying airline, to the extent provided in subparagraphs (B) and (C) of this paragraph.

(B)(i)(I) For each fiscal year beginning after June 30, 2005, and ending prior to July 1, 2006, each qualifying airline shall pay the first $15 million of state sales and use tax, plus applicable local sales and use tax, levied or imposed by this chapter on the purchase or use of jet fuel. Thereafter, the purchase of jet fuel by a qualifying airline during the fiscal year shall be exempt from state and local sales and use tax except as provided in division (ii) of this subparagraph.

(i)(II) For each fiscal year beginning after June 30, 2006, each qualifying airline shall pay the first $10 million of state sales and use tax, plus applicable local sales and use tax, levied or imposed by this chapter on the purchase or use of jet fuel. Thereafter, the purchase of jet fuel by a qualifying airline during the fiscal year shall be exempt from state and local sales and use tax except as provided in division (ii) of this subparagraph.

(ii) The exemptions provided in division (i) of this subparagraph shall not apply to any local option sales tax for educational purposes authorized pursuant to the authority of Article VIII, Section VI, Paragraph IV of the Constitution of Georgia and which is effective before July 1, 2005.

(C) The sale or use of jet fuel to or by a qualifying airline shall not be subject to any local sales and use tax which becomes effective on or after July 1, 2005.

(D) Each qualifying airline purchasing jet fuel on which state sales and use tax is reasonably expected to exceed ~~$15~~ $10 million shall report and pay directly to the Department of Revenue the tax applicable to the purchase of jet fuel under procedures required by the commissioner.

(E) For the purposes of this subparagraph, the term 'local sales and use tax' shall mean any sales tax, use tax, or local sales and use tax which is levied and imposed in an area consisting of less than the entire state, however authorized, including, but not limited to, such taxes authorized by or pursuant to constitutional amendment; by or pursuant to Section 25 of an Act approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965'; or by or pursuant to Article 2, 2A, 3, or 4 of this chapter.

(F) The exemption provided for in this paragraph shall apply only as to transactions occurring on or after July 1, 2005, and prior to July 1, 2007.

(G) For purposes of this paragraph, a 'qualifying airline' shall mean any person which is authorized by the Federal Aviation Administration or appropriate agency of the United States to operate as an air carrier under an air carrier operating certificate and which provides regularly scheduled flights for the transportation of passengers or cargo for hire.

(H) The commissioner shall adopt rules and regulations to carry out the provisions of this paragraph.

(I) This paragraph shall stand repealed in its entirety on July 1, 2007;"

SECTION 3.

This Act shall become effective July 1, 2006.

SECTION 4.

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

The following amendment was read and adopted:

Representative Burkhalter of the 50th moves to *amend the Senate substitute to HB 1157 by striking lines 20 and 21 of page 3 and inserting in their place the following:*

(f) In the case of a qualifying airline:

(1) Any tax credits with respect to retraining approved by the Department of Technical and Adult Education on or before December 31, 2001, which have been claimed for a taxable year ending on or before December 31, 2001, and which are available to be carried forward to a taxable year ending after December 31, 2001, may be taken as a credit against a qualifying airline's quarterly or monthly payment required to be made under Code Section 48-7-103 on or after January 1, 2006. The taxpayer may file an election with the commissioner to take such credit against quarterly or monthly payments under Code Section 48-7-103 that become due before the due date of the income tax return on which such credit may be claimed. In the event of such an election, the commissioner shall confirm with the taxpayer a date, which shall not be later than 30 days after receipt of the taxpayer's election, when the taxpayer may begin to take the credit against such quarterly or monthly payments. Nothing in this subsection shall be construed to allow a credit to be utilized beyond the 15-year period during which a credit may be carried forward under paragraph (2) of subsection (c) of this Code section; and

(2) Each employee whose employer receives credit against such qualifying airline's quarterly or monthly payment under Code Section 48-7-103 shall receive credit against his or her income tax liability under Code Section 48-7-20 for the corresponding taxable year for the full amount which would be credited against such liability prior to the application of the credit provided for in this subsection. Credits

against quarterly or monthly payments under Code Section 48-7-103 and credits against liability under Code Section 48-7-20 established by this subsection shall not constitute income to the taxpayer.

(g) The commissioner shall promulgate such rules and regulations as are necessary to implement and administer this Code section."

Representative Burkhalter of the 50th moved that the House agree to the Senate substitute, as amended by the House, to HB 1157.

On the motion, the roll call was ordered and the vote was as follows:

Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	Y Millar	Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	E Smith, L
Borders	Y Epps	Y Jenkins	Y Mosley	E Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Fludd	Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 161, nays 0.

The motion prevailed.

The following Bill, having been previously considered, was again taken up for the purpose of considering the Senate amendment thereto:

HB 343. By Representatives Borders of the 175th, Black of the 174th, Shaw of the 176th and Houston of the 170th:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to other state symbols, so as to designate the Valdosta State University's Peach State Summer Theatre as Georgia's Official Musical Theatre; to repeal conflicting laws; and for other purposes.

The following Senate amendment was read:

The Senate moves to *amend HB 343 by inserting after* "Theatre;" *on line 3 of page 1 the following:*

to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to provide for home study students in public universities; to provide for applicability;

By inserting between lines 20 and 21 of page 2 the following:

SECTION 2A.

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by inserting a new Code section to read as follows:

"20-3-66.1.

(a) A member institution of the University System of Georgia shall consider for admission an applicant to the institution as an undergraduate student on the same basis as any other student if the applicant has completed a home study program and meets the residency requirements of the board of regents and if:

(1) The applicant's scores on one or more nationally recognized admissions tests are commensurate with those of entering freshmen in the institution; and

(2) The applicant's scores on the institution's entrance or placement examinations would allow the student to be placed in freshman-level, nonremedial classes.

(b) The board of regents is authorized to adopt rules and regulations relating to the operation of admissions programs under this Code section.

(c) This Code section shall apply to all applicants on and after the effective date of this Code section."

Representative Borders of the 175th moved that the House disagree to the Senate amendment to HB 343.

The motion prevailed.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 1290. By Representatives Hill of the 180th, Lewis of the 15th, Lane of the 167th and Lane of the 158th:

A BILL to be entitled an Act to amend Chapter 5 of Title 46 of the Official Code of Georgia Annotated, relating to telephone and telegraph service, so as to prohibit the intentional sale or fraudulent transfer or use of the records of a customer of a telephone service provider; to provide a short title; to provide for a fine, imprisonment of not more than ten years, or both; to exempt law enforcement agencies; to provide definitions; to provide a legislative purpose; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate recedes from its disagreement to the House substitute to the following resolution of the Senate:

SR 823. By Senators Grant of the 25th, Stephens of the 27th, Thomas of the 54th, Golden of the 8th, Williams of the 19th and others:

A RESOLUTION authorizing the conveyance of certain state owned real property located in Appling County, Georgia; Baldwin and Wilkinson County, Georgia; Bibb County, Georgia; Bulloch County, Georgia; Emanuel County, Georgia; Fannin County, Georgia; Forsyth County, Georgia; Gilmer County, Georgia; Gwinnett County, Georgia; Lowndes County, Georgia; Screven County, Georgia; Terrell County, Georgia; Whitfield County, Georgia; to repeal conflicting laws; and for other purposes.

Representative Smith of the 168th District, Chairman of the Committee on State Planning and Community Affairs, submitted the following report:

Mr. Speaker:

Your Committee on State Planning and Community Affairs - Local Legislation has had under consideration the following Bill of the Senate and has instructed me to report the same back to the House with the following recommendation:

SB 334 Do Pass, as Amended

Respectfully submitted,
/s/ Smith of the 168th
Chairman

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has agreed to the House substitute to the following bill of the Senate:

SB 664. By Senator Pearson of the 51st:

A BILL to be entitled an Act to create the Pickens County Airport Authority; to provide for a short title and legislative findings; to confer powers and impose duties on the authority; to provide for the membership and the appointment of members of the authority and their terms of office, qualifications, duties, powers, and compensation; to provide for vacancies, organization, meetings, and expenses; to prohibit authority employees and members from having certain interests; to provide for definitions; to provide for revenue bonds and their form, signatures thereon, negotiability, sale, and use of proceeds from such sales; to provide for interim documents and for lost or mutilated documents; to provide for conditions for issuance; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate has disagreed to the House substitute to the following bill of the Senate:

SB 572. By Senators Goggans of the 7th, Stephens of the 27th, Williams of the 19th, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to establish and define a crime of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate adheres to its amendment and has appointed a Committee of Conference on the following bill of the House:

HB 1216. By Representatives Freeman of the 140th, Rice of the 51st, Porter of the 143rd, Talton of the 145th, Byrd of the 20th and others:

A BILL to be entitled an Act to amend Part 5 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia Annotated, relating to equipment of law enforcement and emergency vehicles, so as to allow the use of properly equipped all-terrain vehicles by law enforcement agencies; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Carter of the 13th, Chance of the 16th, and Seabaugh of the 28th.

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 1392. By Representatives Hembree of the 67th, Rice of the 51st, Murphy of the 23rd and Yates of the 73rd:

A BILL to be entitled an Act to amend Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to uniform rules of the road, so as to provide for certain penalties for a driver who commits a right of way violation resulting in a collision with a motorcyclist, pedestrian, or bicyclist; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has passed as amended, by the requisite constitutional majority, the following bill of the House:

HB 1008. By Representative Carter of the 159th:

A BILL to be entitled an Act to amend Article 9 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, the "Georgia Hospice Law," so as to provide that palliative care may be provided under hospice to patients with advanced and progressive diseases with a life expectancy of more than six months; to revise certain definitions relating to hospice care; to provide for construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has passed by the requisite constitutional majority the following bills of the House:

HB 1162. By Representatives Fleming of the 117th, Ralston of the 7th, Everson of the 106th, Knox of the 24th and Setzler of the 35th:

A BILL to be entitled an Act to amend Article 1 of Chapter 8 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions concerning the Department of Community Affairs, so as to require the Department of Community Affairs to investigate and refer for prosecution cases of Section 8 housing fraud and abuse; to provide for administrative and civil remedies; to provide for pretrial diversion under certain circumstances for persons accused of Section 8 fraud or abuse; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 1399. By Representative Ralston of the 7th:

A BILL to be entitled an Act to amend Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to magistrate courts, so as to provide that a magistrate's salary may be waived under certain circumstances; to provide that monthly contingent expenses maybe waived under certain circumstances; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate insists on its substitute to the following bill of the House:

HB 941. By Representatives Benton of the 31st, England of the 108th, Bearden of the 68th, Mosley of the 178th, Maddox of the 172nd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to recognize the religious heritage of America; to direct the Secretary of State to prepare documents relative to that heritage; to authorize counties to post documents relative to that heritage for education; to direct the Attorney General to defend counties who display documents relative to the religious heritage of America; to set forth the text relative to the religious heritage of America; to repeal conflicting laws; and for other purposes.

The following Bill of the House was taken up for the purpose of considering the Senate's insistence on its position in substituting the same:

HB 941. By Representatives Benton of the 31st, England of the 108th, Bearden of the 68th, Mosley of the 178th, Maddox of the 172nd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to recognize the religious heritage of America; to direct the Secretary of State to prepare documents

relative to that heritage; to authorize counties to post documents relative to that heritage for education; to direct the Attorney General to defend counties who display documents relative to the religious heritage of America; to set forth the text relative to the religious heritage of America; to repeal conflicting laws; and for other purposes.

Representative Benton of the 31st moved that the House insist on its position in disagreeing to the Senate substitute to HB 941 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Benton of the 31st, England of the 108th, and Mills of the 25th.

Under the general order of business, established by the Committee on Rules, the following Bill of the Senate was taken up for consideration and read the third time:

SB 382. By Senators Harp of the 29th and Hill of the 32nd:

A BILL to be entitled an Act to amend Titles 5, 7, and 19 of the O.C.G.A., relating respectively to appeal and error, banking and finance, and domestic relations, so as to change provisions relating to the calculation of child support; to clarify the direct appeal process in certain domestic relations cases; to clarify the calculation of the amount of interest on arrearage of child support; to clarify definitions; to provide guidelines for determining the amount of child support to be paid; to change provisions relating to guidelines for calculating child support; to reorganize Code Section 19-6-15, relating to guidelines for calculating child support, to provide more clarity on the application of such child support; to allow a jury to determine deviations; to provide for related matters; to provide for applicability and an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and withdrawn:

A BILL

To amend Titles 5, 7, and 19 of the Official Code of Georgia Annotated, relating respectively to appeal and error, banking and finance, and domestic relations, so as to change provisions relating to the calculation of child support; to clarify the appeal

process in certain domestic relations cases; to clarify the calculation of the amount of interest on arrearage of child support; to clarify definitions; to provide guidelines for determining the amount of child support to be paid; to change provisions relating to guidelines for calculating child support; to reorganize Code Section 19-6-15, relating to guidelines for calculating child support, to provide more clarity on the application of such child support; to allow a jury to determine deviations; to provide calculation of parenting time; to provide for definitions; to provide for headings to better structure the Code section; to provide for the Child Support Obligation Table; to change certain provisions relating to the duties of the Georgia Child Support Commission; to correct cross-references; to provide for related matters; to provide for applicability and an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 5 of the Official Code of Georgia Annotated, relating to appeal and error, is amended by striking subsection (a) of Code Section 5-6-34, relating to judgments and rulings deemed directly appealable, and inserting in lieu thereof the following:

"5-6-34.

(a) Appeals may be taken to the Supreme Court and the Court of Appeals from the following judgments and rulings of the superior courts, the constitutional city courts, and such other courts or tribunals from which appeals are authorized by the Constitution and laws of this state:

(1) All final judgments, that is to say, where the case is no longer pending in the court below, except as provided in Code Section 5-6-35;

(2) All judgments involving applications for discharge in bail trover and contempt cases;

(3) All judgments or orders directing that an accounting be had;

(4) All judgments or orders granting or refusing applications for receivers or for interlocutory or final injunctions;

(5) All judgments or orders granting or refusing applications for attachment against fraudulent debtors;

(5.1) Any ruling on a motion which would be dispositive if granted with respect to a defense that the action is barred by Code Section 16-11-184;

(6) All judgments or orders granting or refusing to grant mandamus or any other extraordinary remedy, except with respect to temporary restraining orders;

(7) All judgments or orders refusing applications for dissolution of corporations created by the superior courts; and

(8) All judgments or orders sustaining motions to dismiss a caveat to the probate of a will~~; and~~

~~(9) All final judgments of child support~~."

SECTION 2.

Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, is amended by striking in its entirety Code Section 7-4-12.1, relating to interest on arrearage of child support, and inserting in lieu thereof the following:

"7-4-12.1.

(a) All awards of child support expressed in monetary amounts shall accrue interest at the rate of 7 percent per annum commencing 30 days from the day such award or payment is due. This Code section shall apply to all awards, court orders, decrees, and judgments rendered pursuant to Title 19. It shall not be necessary for the party to whom the child support is due to reduce any such award to judgment in order to recover such interest. The court shall have discretion in applying or waiving past due interest. In determining whether to apply, waive, or reduce the amount of interest owed, the Court shall consider whether:

(1) Good cause existed for the nonpayment of the child support;

(2) Payment of the interest would result in substantial and unreasonable hardship for the parent owing the interest;

(3) Applying, waiving, or reducing the interest would enhance or detract from the parent's current ability to pay child support, including the consideration of the regularity of payments made for current child support of those dependents for whom support is owed; and

(4) The waiver or reduction of interest would result in substantial and unreasonable hardship to the parent to whom interest is owed.

(b) This Code section shall not be construed to abrogate the authority of a IV-D agency to waive, reduce, or negotiate a settlement of unreimbursed public assistance in accordance with subsection (b) of Code Section 19-11-5."

SECTION 3.

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by striking subsection (c) of Code Section 19-5-12, relating to form of judgment and decree in divorce actions, and inserting in lieu thereof a new subsection (c) to read as follows:

"(c) In any case which involves the determination of child support, the form of the judgment shall also include provisions indicating both ~~parties' incomes~~ parents' income, the number of children for which support is being provided, the presumptive amount of child support award calculation, and, if the presumptive ~~award~~ amount of child support is rebutted, the award amount and the basis for the rebuttal award. The final judgment shall have attached to it the child support worksheet containing the calculation of the final award of child support and Schedule E pertaining to deviations. The final judgment shall specify a sum certain amount of child support to be paid."

SECTION 4.

Said title is further amended by striking in its entirety Code Section 19-6-15, relating to guidelines for calculating child support, and inserting in lieu thereof a new Code Section 19-6-15 to read as follows:

"19-6-15.

(a) *Definitions.* As used in this Code section, the term:

(1) 'Adjusted Child Support Obligation' means the Basic Child Support Obligation adjusted by the Parenting Time Adjustment, if applicable, Health Insurance, and Work Related Child Care Costs.

(2) 'Adjusted Income' means the determination of a Parent's income, calculated by deducting from that Parent's Gross Income one-half of the amount of any applicable self-employment taxes being paid by the Parent, any Preexisting Order for current child support which is being paid by the Parent, and any Theoretical Child Support Order for other Qualified Children, if allowed by the Court. For further reference see paragraph (5) of subsection (f) of this Code section.

(3) 'Basic Child Support Obligation' means the amount of support displayed on the Child Support Obligation Table which corresponds to the Combined Adjusted Income of the Custodial Parent and the Noncustodial Parent and the number of children for whom child support is being determined. This amount is rebuttably presumed to be the appropriate amount of child support to be provided by the Custodial Parent and the Noncustodial Parent prior to consideration of percentage of income, Parenting Time Adjustments, Health Insurance, Work Related Child Care Costs, and Deviations.

(4) 'Child' means child or children.

(5) 'Child Support Enforcement Agency' means the Child Support Enforcement Agency within the Department of Human Resources.

(6) 'Child Support Obligation Table' means the chart which displays the dollar amount of the Basic Child Support Obligation corresponding to various levels of Combined Adjusted Income of the children's Parents and the number of children for whom a child support order is being established or modified. The Child Support Obligation Table shall be used to calculate the Basic Child Support Obligation according to the provisions of this Code section. For further reference see subsections (n) and (o) of this Code section.

(7) 'Combined Adjusted Income' means the amount of Adjusted Income of the Custodial Parent added to the amount of Adjusted Income of the Noncustodial Parent.

(8) 'Court' means a judge of any Court of record or an administrative law judge of the Office of State Administrative Hearings.

(9) 'Custodial Parent' means the Parent with whom the Child resides more than 50 percent of the time. Where a Custodial Parent has not been designated or where a Child resides with both Parents an equal amount of time, the Court shall designate the Custodial Parent as the Parent with the lesser support obligation and the other Parent as the Noncustodial Parent. Where the Child resides equally with both Parents and neither Parent can be determined as owing a greater amount than the other, the Court shall determine which Parent to designate as the Custodial Parent for the purpose of this Code section.

(10) 'Deviation' means an increase or decrease from the Presumptive Amount of Child Support if the presumed order is rebutted by evidence and the required findings of fact are made by the Court pursuant to subsection (i) of this Code section.
(11) 'Final Child Support Order' means the Presumptive Amount of Child Support adjusted by any Deviations.
(12) 'Gross Income' means all income to be included in the calculation of child support as set forth in subsection (f) of this Code section.
(13) 'Health Insurance' means any general health or medical policy. For further reference see paragraph (2) of subsection (h) of this Code section.
(14) 'Noncustodial Parent' means the Parent with whom the Child resides less than 50 percent of the time or the Parent who has the greater payment obligation for child support. Where the Child resides equally with both Parents and neither Parent can be determined as owing a lesser amount than the other, the Court shall determine which Parent to designate as the Noncustodial Parent for the purpose of this Code section.
(15) 'Nonparent Custodian' means an individual who has been granted legal custody of a Child, or an individual who has a legal right to seek, modify, or enforce a child support order.
(16) 'Parent' means a person who owes a Child a duty of support pursuant to Code Section 19-7-2.
(17) 'Parenting Time Adjustment' means an adjustment to the Noncustodial Parent's portion of the Basic Child Support Obligation based upon the Noncustodial Parent's court ordered visitation with the Child. For further reference see subsection (g) of this Code section.
(18) 'Preexisting Order' means:

(A) An order in another case that requires a Parent to make child support payments for another Child, which child support the Parent is actually paying, as evidenced by documentation as provided in division (f)(5)(B)(iii) of this Code section; and

(B) That the date of filing of the initial order for each such other case is earlier than the date of filing of the initial order in the case immediately before the Court, regardless of the age of any Child in any of the cases.

(19) 'Presumptive Amount of Child Support' means the Basic Child Support Obligation and the Parenting Time Adjustment, if applicable, Health Insurance, and Work Related Child Care Costs.
(20) A 'Qualified Child' or 'Qualified Children' means any Child:

(A) For whom the Parent is legally responsible and in whose home the Child resides;

(B) That the Parent is actually supporting;

(C) Who is not subject to a Preexisting Child Support Order; and

(D) Who is not before the Court to set, modify, or enforce support in the case immediately under consideration.

Qualified Children shall not include stepchildren or other minors in the home that the Parent has no legal obligation to support.

(21) 'Split Parenting' can occur in a child support case only if there are two or more children of the same Parents, where one Parent is the Custodial Parent for at least one Child of the Parents, and the other Parent is the Custodial Parent for at least one other Child of the Parents. In a Split Parenting case, each Parent is the Custodial Parent of any Child spending more than 50 percent of the time with that Parent and is the Noncustodial Parent of any Child spending more than 50 percent of the time with the other Parent. A Split Parenting situation shall have two Custodial Parents and two Noncustodial Parents, but no Child shall have more than one Custodial Parent or Noncustodial Parent.

(22) 'Theoretical Child Support Order' means a hypothetical child support order for Qualified Children calculated as set forth in subparagraph (f)(5)(C) of this Code section which allows the Court to determine the amount of child support as if a child support order existed.

(23) 'Uninsured Health Care Expenses' means a Child's uninsured medical expenses including, but not limited to, Health Insurance copayments, deductibles, and such other costs as are reasonably necessary for orthodontia, dental treatment, asthma treatments, physical therapy, vision care, and any acute or chronic medical or health problem or mental health illness, including counseling and other medical or mental health expenses, that are not covered by insurance. For further reference see paragraph (3) of subsection (h) of this Code section.

(24) 'Work Related Child Care Costs' means expenses for the care of the Child for whom support is being determined which are due to employment of either Parent. In an appropriate case, the Court may consider the child care costs associated with a Parent's job search or the training or education of a Parent necessary to obtain a job or enhance earning potential, not to exceed a reasonable time as determined by the Court, if the Parent proves by a preponderance of the evidence that the job search, job training, or education will benefit the Child being supported. The term shall be projected for the next consecutive 12 months and averaged to obtain a monthly amount. For further reference see paragraph (1) of subsection (h) of this Code section.

(25) 'Worksheet' or 'Child Support Worksheet' means the Worksheet used to record information necessary to determine and calculate child support. In Child Support Enforcement Agency cases in which neither Parent prepared a Worksheet, the Court may rely solely on the Worksheet prepared by the Child Support Enforcement Agency as a basis for its order. For further reference see subsection (m) of this Code section.

(b) *Process of calculating child support.* Pursuant to this Code section, the determination of child support shall be calculated as follows:

(1) Determine the Gross Income of both the Custodial Parent and the Noncustodial Parent. This may include imputed income, if applicable. The determination of Gross Income shall be entered on the Child Support Schedule A – Gross Income;

(2) Adjust each Parent's Gross Income by deducting the following from the Parents´ Gross Income, and entering it on the Child Support Schedule B – Adjusted Income if any of the following apply:

(A) One-half of the amount of self-employment taxes;
(B) Preexisting Orders; and
(C) Theoretical Child Support Order for Qualified Children, if allowed by the Court;

(3) Add each Parent's Adjusted Income together to compute the Combined Adjusted Income;

(4) Locate the Basic Child Support Obligation by referring to the Child Support Obligation Table. Using the figure closest to the amount of the Combined Adjusted Income, locate the monthly amount of the Basic Child Support Obligation in the column underneath the number of children for whom support is being determined. If the monthly Combined Adjusted Income falls between the amounts shown in the table, then the Basic Child Support Obligation shall be based on the income bracket most closely matched to the monthly Combined Adjusted Income;

(5) Calculate the pro rata share of the Basic Child Support Obligation for the Custodial Parent and the Noncustodial Parent by dividing the Combined Adjusted Income into each Parent's Adjusted Income to arrive at each Parent's pro rata percentage of the Basic Child Support Obligation;

(6) Make the Parenting Time Adjustment, if applicable, to the Basic Child Support Obligation based upon the calculation of the Noncustodial Parent's court ordered visitation with the Child. The Parenting Time Adjustment shall be entered on the Child Support Schedule C – Parenting Time Adjustment;

(7) Find the Adjusted Child Support Obligation amount by adding the additional expenses of the costs of Health Insurance and Work Related Child Care Costs, prorating such expenses in accordance with each Parent's pro rata share of the obligation and adding such expenses to the pro rata share of the obligation. The monthly cost of health insurance premiums and Work Related Child Care Costs shall be entered on the Child Support Schedule D – Additional Expenses. The pro rata share of the Basic Child Support Obligation and the pro rata share of the combined additional expenses shall be added together to create the Adjusted Child Support Obligation;

(8) Determine the Presumptive Amount of Child Support for the Custodial Parent and the Noncustodial Parent resulting in a sum certain single payment due to the Custodial Parent by assigning or deducting credit for actual payments for Health Insurance and Work Related Child Care Costs;

(9) In accordance with subsection (i) of this Code section, deviations subtracted from or increased to the Presumptive Amount of Child Support are applied, if applicable, and if supported by the required findings of fact and application of the best interest of the child standard. The proposed Deviations shall be entered on the Child Support Schedule E – Deviations. In the Court's or the jury's discretion, Deviations may include, but are not limited to, the following:

(A) High income;
(B) Low income;
(C) Other health related insurance;

(D) Child and dependent care tax credit;
(E) Travel expenses;
(F) Alimony;
(G) Mortgage;
(H) Permanency plan or foster care plan;
(I) Extraordinary expenses; and
(J) Nonspecific deviations;

(10) The Final Child Support Order shall be the Presumptive Amount of Child Support as increased or decreased by Deviations. The final child support amount for each Parent shall be entered on the Child Support Worksheet, together with the information from each of the utilized schedules;

(11) In addition, the Parents shall allocate the Uninsured Health Care Expenses which shall be based on the pro rata responsibility of the Parents or as otherwise ordered by the Court. Each Parent's pro rata responsibility for Uninsured Health Care Expenses shall be entered on the Child Support Worksheet; and

(12) In a Split Parenting case, there shall be a separate calculation and Final Child Support Order for each Parent.

(c) *Applicability and required findings.*

(1) The child support guidelines contained in this Code section are a minimum basis for determining the amount of child support and shall apply as a rebuttable presumption in all legal proceedings involving the child support responsibility of a Parent. This Code section shall be used when the Court enters a temporary or permanent child support order in a contested or noncontested hearing. The rebuttable Presumptive Amount of Child Support provided by this Code section may be increased according to the best interest of the Child for whom support is being considered, the circumstances of the parties, the grounds for Deviation set forth in subsection (i) of this Code section, and to achieve the state policy of affording to children of unmarried Parents, to the extent possible, the same economic standard of living enjoyed by children living in intact families consisting of Parents with similar financial means.

(2) The provisions of this Code section shall not apply with respect to any divorce case in which there are no minor children, except to the limited extent authorized by subsection (e) of this Code section. In the final judgment or decree in a divorce case in which there are minor children, or in other cases which are governed by the provisions of this Code section, the Court shall:

(A) Specify in what sum certain amount and from which Parent the Child is entitled to permanent support as determined by use of the Worksheet;

(B) Specify as required by Code Section 19-5-12 in what manner, how often, to whom, and until when the support shall be paid;

(C) Include a written finding of the Parent's Gross Income as determined by the Court or the jury;

(D) Determine whether Health Insurance for the Child involved is reasonably available at a reasonable cost to either Parent. If the Health Insurance is reasonably

available at a reasonable cost to the Parent, then the Court may order that the Child be covered under such Health Insurance;

(E) Include written findings of fact as to whether one or more of the Deviations allowed under this Code section are applicable, and if one or more such Deviations are applicable as determined by the Court or the jury, the written findings of fact shall further set forth:

(i) The reasons the Court or the jury deviated from the Presumptive Amount of Child Support;

(ii) The amount of child support that would have been required under this Code section if the Presumptive Amount of Child Support had not been rebutted; and

(iii) A finding that states how the Court's or the jury's application of the child support guidelines would be unjust or inappropriate considering the relative ability of each Parent to provide support and how the best interest of the Child who is subject to the child support determination is served by Deviation from the Presumptive Amount of Child Support;

(F) Specify the amount of the Noncustodial Parent's Parenting Time Units as set forth in the order of visitation; and

(G) Specify the percentage of Uninsured Health Care Expenses for which each Parent shall be responsible.

(3) When child support is ordered, the party who is required to pay the child support shall not be liable to third persons for necessaries furnished to the Child embraced in the judgment or decree. In all cases, the parties shall submit to the Court their Worksheets and schedules and the presence or absence of other factors to be considered by the Court pursuant to the provisions of this Code section.

(4) In any case in which the Gross Income of the Custodial Parent and the Noncustodial Parent is determined by a jury, the Court shall charge the provisions of this Code section applicable to the determination of Gross Income. The jury shall be required to return a special interrogatory determining Gross Income. Based upon the jury's verdict as to Gross Income, the Court shall determine the Presumptive Amount of Child Support in accordance with the provisions of this Code section. The Court shall inform the jury of the Presumptive Amount of Child Support and the identity of the Custodial and Noncustodial Parents. In the final instructions to the jury, the Court shall charge the provisions of this Code section applicable to the determination of Deviations and the jury shall be required to return a special interrogatory as to Deviations and the final award of child support. The Court shall include its findings and the jury's verdict on the Child Support Worksheet in accordance with this Code section and Code Section 19-5-12.

(5) Nothing contained within this Code section shall prevent the parties from entering into an enforceable agreement contrary to the Presumptive Amount of Child Support which may be made the order of the Court pursuant to review by the Court of the adequacy of the child support amounts negotiated by the parties, including the provision for medical expenses and Health Insurance; provided, however, that if the agreement negotiated by the parties does not comply with the provisions contained in

this Code section and does not contain findings of fact as required to support a Deviation, the Court shall reject such agreement.

(6) In any case filed pursuant to Chapter 11 of this title, relating to the 'Child Support Recovery Act,' the 'Uniform Reciprocal Enforcement of Support Act,' or the 'Uniform Interstate Family Support Act,' the Court shall make all determinations of fact, including Gross Income and Deviations, and a jury shall not hear any issue related to such cases.

(d) *Nature of guidelines; Court's discretion.* In the event of a hearing or trial on the issue of child support, the guidelines enumerated in this Code section are intended by the General Assembly to be guidelines only and any Court so applying these guidelines shall not abrogate its responsibility in making the final determination of child support based on the evidence presented to it at the time of the hearing or trial.

(e) *Duration of child support responsibility.* The duty to provide support for a minor Child shall continue until the Child reaches the age of majority, dies, marries, or becomes emancipated, whichever first occurs; provided, however, that, in any temporary, final, or modified order for child support with respect to any proceeding for divorce, separate maintenance, legitimacy, or paternity entered on or after July 1, 1992, the Court, in the exercise of sound discretion, may direct either or both Parents to provide financial assistance to a Child who has not previously married or become emancipated, who is enrolled in and attending a secondary school, and who has attained the age of majority before completing his or her secondary school education, provided that such financial assistance shall not be required after a Child attains 20 years of age. The provisions for child support provided in this subsection may be enforced by either Parent, by any Nonparent Custodian, by a guardian appointed to receive child support for the Child for whose benefit the child support is ordered, or by the Child for whose benefit the child support is ordered.

(f) *Gross Income.*

(1) Inclusion to Gross Income.

(A) *Attributable income.* Gross Income of each Parent shall be determined in the process of setting the Presumptive Amount of Child Support and shall include all income from any source, before deductions for taxes and other deductions such as Preexisting Orders for child support and credits for other Qualified Children, whether earned or unearned, and includes, but is not limited to, the following:

(i) Salaries;

(ii) Commissions, fees, and tips;

(iii) Income from self-employment;

(iv) Bonuses;

(v) Overtime payments;

(vi) Severance pay;

(vii) Recurring income from pensions or retirement plans including, but not limited to, Veterans´ Administration, Railroad Retirement Board, Keoghs, and individual retirement accounts;

(viii) Interest income;

(ix) Dividend income;
(x) Trust income;
(xi) Income from annuities;
(xii) Capital gains;
(xiii) Disability or retirement benefits that are received from the Social Security Administration pursuant to Title II of the federal Social Security Act;
(xiv) Workers´ compensation benefits, whether temporary or permanent;
(xv) Unemployment insurance benefits;
(xvi) Judgments recovered for personal injuries and awards from other civil actions;
(xvii) Gifts that consist of cash or other liquid instruments, or which can be converted to cash;
(xviii) Prizes;
(xix) Lottery winnings;
(xx) Alimony or maintenance received from persons other than parties to the proceeding before the Court; and
(xxi) Assets which are used for the support of the family.

(B) *Self-employment income*. Income from self-employment includes income from, but not limited to, business operations, work as an independent contractor or consultant, sales of goods or services, and rental properties, less ordinary and reasonable expenses necessary to produce such income. Income from self-employment, rent, royalties, proprietorship of a business, or joint ownership of a partnership, limited liability company, or closely held corporation is defined as gross receipts minus ordinary and necessary expenses required for self-employment or business operations. Ordinary and reasonable expenses of self-employment or business operations necessary to produce income do not include:

(i) Excessive promotional, travel, vehicle, or personal living expenses, depreciation on equipment, or costs of operation of home offices; or
(ii) Amounts allowable by the Internal Revenue Service for the accelerated component of depreciation expenses, investment tax credits, or any other business expenses determined by the Court or the jury to be inappropriate for determining Gross Income.

In general, income and expenses from self-employment or operation of a business should be carefully reviewed by the Court or the jury to determine an appropriate level of Gross Income available to the Parent to satisfy a child support obligation. Generally, this amount will differ from a determination of business income for tax purposes.

(C) *Fringe benefits*. Fringe benefits for inclusion as income or 'in kind' remuneration received by a Parent in the course of employment, or operation of a trade or business, shall be counted as income if the benefits significantly reduce personal living expenses. Such fringe benefits might include, but are not limited to, use of a company car, housing, or room and board. Basic allowance for housing and subsistence and variable housing allowances for members of the armed services

shall be considered income for the purposes of determining child support. Fringe benefits do not include employee benefits that are typically added to the salary, wage, or other compensation that a Parent may receive as a standard added benefit, including, but not limited to, employer paid portions of Health Insurance premiums or employer contributions to a retirement or pension plan.

(D) *Variable income*. Variable income such as commissions, bonuses, overtime pay, and dividends shall be averaged by the Court or the jury over a reasonable period of time consistent with the circumstances of the case and added to a Parent's fixed salary or wages to determine Gross Income. When income is received on an irregular, nonrecurring, or one-time basis, the Court or the jury may, but is not required to, average or prorate the income over a reasonable specified period of time or require the Parent to pay as a one-time support amount a percentage of his or her nonrecurring income, taking into consideration the percentage of recurring income of that Parent.

(2) Exclusions from Gross Income. Excluded from Gross Income are the following:

(A) Child support payments received by either Parent for the benefit of a Child of another relationship;

(B) Benefits received from means-tested public assistance programs such as, but not limited to:

(i) PeachCare for Kids Program, temporary assistance for needy families, or similar programs in other states or territories under Title IV-A of the federal Social Security Act;

(ii) Food stamps or the value of food assistance provided by way of electronic benefits transfer procedures by the Department of Human Resources;

(iii) Supplemental security income received under Title XVI of the federal Social Security Act;

(iv) Benefits received under Section 402(d) of the federal Social Security Act for disabled adult children of deceased disabled workers; and

(v) Low income heating and energy assistance program payments; and

(C) A Nonparent Custodian's Gross Income.

(3) Social Security benefits.

(A) Benefits received under Title II of the federal Social Security Act by a Child on the obligor's account shall be counted as child support payments and shall be applied against the Final Child Support Order to be paid by the obligor for the Child.

(B) After calculating the obligor's Gross Income, including the countable Social Security benefits as specified in division (1)(A)(xiii) of this subsection, and after calculating the amount of child support, if the Presumptive Amount of Child Support is greater than the Social Security benefits paid on behalf of the Child on the obligor's account, the obligor shall be required to pay the amount exceeding the Social Security benefit as part of the Final Child Support Order in the case.

(C) After calculating the obligor's Gross Income, including the countable Social Security benefits as specified in division (1)(A)(xiii) of this subsection, and after

calculating the amount of child support, if the Presumptive Amount of Child Support is equal to or less than the Social Security benefits paid to the Nonparent Custodian or Custodial Parent on behalf of the Child on the obligor's account, the child support responsibility of that Parent is met and no further child support shall be paid.

(D) Any benefit amounts under Title II of the federal Social Security Act as determined by the Social Security Administration sent to the Nonparent Custodian or Custodial Parent by the Social Security Administration for the Child's benefit which are greater than the Final Child Support Order shall be retained by the Nonparent Custodian or Custodial Parent for the Child's benefit and shall not be used as a reason for decreasing the Final Child Support Order or reducing arrearages.

(E) The Court shall make a written finding of fact in the Final Child Support Order regarding the use of Social Security benefits in the calculation of the child support.

(4) Reliable evidence of income.

(A) *Imputed income.* When establishing the amount of child support, if a Parent fails to produce reliable evidence of income, such as tax returns for prior years, check stubs, or other information for determining current ability to pay child support or ability to pay child support in prior years, and the Court or the jury has no other reliable evidence of the Parent's income or income potential, Gross Income for the current year shall be determined by imputing Gross Income based on a 40 hour workweek at minimum wage.

(B) *Modification.* When cases with established orders are reviewed for modification and a Parent fails to produce reliable evidence of income, such as tax returns for prior years, check stubs, or other information for determining current ability to pay child support or ability to pay child support in prior years, and the Court has no other reliable evidence of that Parent's income or income potential, the Court may enter an order to increase the child support of the Parent failing or refusing to produce evidence of income by an increment of at least 10 percent per year of that Parent's pro rata share of the Basic Child Support Obligation for each year since the Final Child Support Order was entered or last modified.

(C) *Rehearing.* If income is imputed pursuant to subparagraph (A) of this paragraph, the party believing the income of the other party is higher than the amount imputed may provide within 90 days, upon motion to the Court, evidence necessary to determine the appropriate amount of child support based upon reliable evidence. A hearing shall be scheduled after the motion is filed. The Court may increase, decrease, or the amount of current child support may remain the same from the date of filing of either Parent's initial filing or motion for reconsideration. While the motion for reconsideration is pending, the obligor shall be responsible for the amount of child support originally ordered. Arrearages entered in the original child support order based upon imputed income shall not be forgiven. When there is reliable evidence to support a motion for reconsideration of the amount of income imputed, the party shall not be required to demonstrate the existence of a significant

variance or other such factors required for modification of an order pursuant to subsection (k) of this Code section.

(D) *Willful or voluntary unemployment or underemployment.* In determining whether a Parent is willfully or voluntarily unemployed or underemployed, the Court or the jury shall ascertain the reasons for the Parent's occupational choices and assess the reasonableness of these choices in light of the Parent's responsibility to support his or her Child and whether such choices benefit the Child. A determination of willful or voluntary unemployment or underemployment shall not be limited to occupational choices motivated only by an intent to avoid or reduce the payment of child support but can be based on any intentional choice or act that affects a Parent's income. In determining willful or voluntary unemployment or underemployment, the Court may examine whether there is a substantial likelihood that the Parent could, with reasonable effort, apply his or her education, skills, or training to produce income. Specific factors for the Court to consider when determining willful or voluntary unemployment or underemployment include, but are not limited to:

(i) The Parent's past and present employment;

(ii) The Parent's education and training;

(iii) Whether unemployment or underemployment for the purpose of pursuing additional training or education is reasonable in light of the Parent's responsibility to support his or her Child and, to this end, whether the training or education may ultimately benefit the Child in the case immediately under consideration by increasing the Parent's level of support for that Child in the future;

(iv) A Parent's ownership of valuable assets and resources, such as an expensive home or automobile, that appear inappropriate or unreasonable for the income claimed by the Parent;

(v) The Parent's own health and ability to work outside the home; and

(vi) The Parent's role as caretaker of a Child of that Parent, a disabled or seriously ill Child of that Parent, or a disabled or seriously ill adult Child of that Parent, or any other disabled or seriously ill relative for whom that Parent has assumed the role of caretaker, which eliminates or substantially reduces the Parent's ability to work outside the home, and the need of that Parent to continue in the role of caretaker in the future. When considering the income potential of a Parent whose work experience is limited due to the caretaker role of that Parent, the Court shall consider the following factors:

(I) Whether the Parent acted in the role of full-time caretaker immediately prior to separation by the married parties or prior to the divorce or annulment of the marriage or dissolution of another relationship in which the Parent was a full-time caretaker;

(II) The length of time the Parent staying at home has remained out of the workforce for this purpose;

(III) The Parent's education, training, and ability to work; and

(IV) Whether the Parent is caring for a Child who is four years of age or younger. If the Court or the jury determines that a Parent is willfully or voluntarily unemployed or underemployed, child support shall be calculated based on a determination of earning capacity, as evidenced by educational level or previous work experience. In the absence of any other reliable evidence, income may be imputed to the Parent pursuant to a determination that Gross Income for the current year is based on a 40 hour workweek at minimum wage. A determination of willful and voluntary unemployment or underemployment shall not be made when an individual is activated from the National Guard or other armed forces unit or enlists or is drafted for full-time service in the armed forces of the United States.

(5) Adjustments to Gross Income.

(A) *Self-Employment.* One-half of the self-employment and Medicare taxes shall be calculated as follows:

(i) Six and one-quarter percent of self-employment income up to the maximum amount to which federal old age, survivors, and disability insurance (OASDI) applies; plus

(ii) One and forty-five one-hundredths of a percent of self-employment income for Medicare

and this amount shall be deducted from a self-employed Parent's Gross Income.

(B) *Preexisting Orders.* An adjustment to the Parent's Gross Income shall be made on the Child Support Schedule B – Adjusted Income for current Preexisting Orders actually being paid under an order of support for a period of not less than 12 consecutive months immediately prior to the date of the hearing or such period that an order has been in effect if less than 12 months prior to the date of the hearing before the Court to set, modify, or enforce child support.

(i) In calculating the adjustment for Preexisting Orders, the Court shall include only those Preexisting Orders where the date of entry of the initial support order precedes the date of entry of the initial order in the case immediately under consideration;

(ii) The priority for Preexisting Orders shall be determined by the date of the initial order in each case. Subsequent modifications of the initial support order shall not affect the priority position established by the date of the initial order. In any modification proceeding, the Court rendering the decision shall make a specific finding of the date of the initial order of the case;

(iii) Adjustments shall be allowed for current preexisting support only to the extent that the payments are actually being paid as evidenced by documentation including, but not limited to, payment history from a court clerk, a IV-D agency, as defined in Code Section 19-6-31, the Child Support Enforcement Agency's computer data base, the child support payment history, or canceled checks or other written proof of payments paid directly to the other Parent. The maximum credit allowed for a Preexisting Order is an average of the amount of current support

actually paid under the Preexisting Order over the past 12 months prior to the hearing date;

(iv) All Preexisting Orders shall be entered on the Child Support Schedule B – Adjusted Income for the purpose of calculating the total amount of the credit to be included on the Child Support Worksheet; and

(v) Payments being made by a Parent on any arrearages shall not be considered payments on Preexisting Orders or subsequent orders and shall not be used as a basis for reducing Gross Income.

(C) *Theoretical Child Support Orders.* In addition to the adjustments to Gross Income for self-employment taxes provided in subparagraph (A) of this paragraph and for Preexisting Orders provided in subparagraph (B) of this paragraph, credits for either Parent's other Qualified Child living in the Parent's home for whom the Parent owes a legal duty of support may be considered by the Court for the purpose of reducing the Parent's Gross Income. To consider a Parent's other Qualified Children for determining the Theoretical Child Support Order, a Parent shall present documentary evidence of the Parent-Child relationship to the Court. Adjustments to income pursuant to this paragraph may be considered in such circumstances in which the failure to consider a Qualified Child would cause substantial hardship to the Parent. If the Court, in its discretion, decides to apply the Qualified Child adjustment, the Basic Child Support Obligation of the Parent for the number of other Qualified Children living with such Parent shall be determined based upon that Parent's Gross Income. Except for self-employment taxes paid, no other amounts shall be subtracted from the Parent's Gross Income when calculating a Theoretical Child Support Order under this subparagraph. The Basic Child Support Obligation for such Parent shall be multiplied by 75 percent and the resulting amount shall be subtracted from such Parent's Gross Income and entered on the Child Support Schedule B – Adjusted Income.

(D) *Priority of adjustments*. In multiple family situations, the adjustments to a Parent's Gross Income shall be calculated in the following order:

(i) Preexisting Orders according to the date of the initial order; and

(ii) After applying the deductions on the Child Support Schedule B – Adjusted Income for Preexisting Orders, if any, in subparagraph (A) of paragraph (4) of this subsection, any credit for a Parent's other Qualified Children may be considered using the procedure set forth in subparagraph (B) of this paragraph.

(g) *Parenting Time Adjustment.*

(1) For purposes of this subsection, the term:

(A) 'Calendar Day' means from 12:00 Midnight to 11:59 P.M.

(B) 'Day' means more than 12 hours of a Calendar Day.

(C) 'Overnight' means the time period, which does not otherwise qualify as a Day, when the Child spends at a minimum from 11:00 P.M. until 5:00 A.M. the following morning with the Noncustodial Parent.

(D) 'Parenting Time Units' means Days or Overnights in which the Child is under the control of a Parent and that Parent expends a reasonable amount of resources on

the Child during such time period directly related to the care and supervision of the Child. A Child is under the control of a Parent when the Child is in the Parent's home or at school, work related day care, or such activity as the Parent expressly permits. In calculating Parenting Time Units, time in the order for visitation shall count as either a Day, if applicable, or an Overnight, if applicable, but not as both a Day and an Overnight.

(2) The Child Support Obligation Table is based upon expenditures for the Child in intact households and therefore there is no consideration for cost associated with court ordered visitation exceeding the standard visitation period with the Noncustodial Parent, which typically includes a minimum of every other weekend from Friday through Sunday, two weeks in the summer, and two weeks during holidays throughout the year, for a total of approximately 80 days per calendar year.

(3)(A) If the Noncustodial Parent is ordered more than 90 Parenting Time Units of court ordered visitation per calendar year with a Child, the Noncustodial Parent shall be entitled to a Parenting Time Adjustment as provided in subparagraph (B) of this paragraph.

(B) Determine the Adjustment Percentage based upon the following schedule:

Number of Parenting Time Units	Adjustment Percentage
91 Parenting Time Units	.030 percent
92 Parenting Time Units	.362 percent
93 Parenting Time Units	.694 percent
94 Parenting Time Units	1.026 percent
95 Parenting Time Units	1.359 percent
96 Parenting Time Units	1.691 percent
97 Parenting Time Units	2.023 percent
98 Parenting Time Units	2.356 percent
99 Parenting Time Units	2.688 percent
100 Parenting Time Units	3.020 percent
101 Parenting Time Units	3.353 percent
102 Parenting Time Units	3.685 percent
103 Parenting Time Units	4.017 percent
104 Parenting Time Units	4.350 percent
105 Parenting Time Units	4.682 percent

106 Parenting Time Units	5.014 percent
107 Parenting Time Units	5.347 percent
108 Parenting Time Units	5.679 percent
109 Parenting Time Units	6.011 percent
110 Parenting Time Units	6.344 percent
111 Parenting Time Units	6.676 percent
112 Parenting Time Units	7.008 percent
113 Parenting Time Units	7.341 percent
114 Parenting Time Units	7.673 percent
115 Parenting Time Units	8.005 percent
116 Parenting Time Units	8.338 percent
117 Parenting Time Units	8.670 percent
118 Parenting Time Units	9.002 percent
119 Parenting Time Units	9.335 percent
120 Parenting Time Units	9.667 percent
121 Parenting Time Units	10.000 percent
122 Parenting Time Units	10.625 percent
123 Parenting Time Units	11.250 percent
124 Parenting Time Units	11.875 percent
125 Parenting Time Units	12.500 percent
126 Parenting Time Units	13.125 percent
127 Parenting Time Units	13.750 percent
128 Parenting Time Units	14.375 percent
129 Parenting Time Units	15.000 percent
130 Parenting Time Units	15.625 percent
131 Parenting Time Units	16.250 percent
132 Parenting Time Units	16.875 percent

133 Parenting Time Units	17.500 percent
134 Parenting Time Units	18.125 percent
135 Parenting Time Units	18.750 percent
136 Parenting Time Units	19.375 percent
137 Parenting Time Units	20.00 percent
138 Parenting Time Units	20.66 percent
139 Parenting Time Units	21.33 percent
140 Parenting Time Units	21.99 percent
141 Parenting Time Units	22.66 percent
142 Parenting Time Units	23.33 percent
143 Parenting Time Units	23.99 percent
144 Parenting Time Units	24.66 percent
145 Parenting Time Units	25.33 percent
146 Parenting Time Units	25.99 percent
147 Parenting Time Units	26.66 percent
148 Parenting Time Units	27.33 percent
149 Parenting Time Units	27.99 percent
150 Parenting Time Units	28.66 percent
151 Parenting Time Units	29.33 percent
152 Parenting Time Units	30.00 percent
153 Parenting Time Units	30.66 percent
154 Parenting Time Units	31.33 percent
155 Parenting Time Units	31.99 percent
156 Parenting Time Units	32.66 percent
157 Parenting Time Units	33.33 percent
158 Parenting Time Units	33.99 percent
159 Parenting Time Units	34.66 percent

160 Parenting Time Units	35.33 percent
161 Parenting Time Units	35.99 percent
162 Parenting Time Units	36.66 percent
163 Parenting Time Units	37.33 percent
164 Parenting Time Units	37.99 percent
165 Parenting Time Units	38.66 percent
166 Parenting Time Units	39.33 percent
167 Parenting Time Units	40.00 percent
168 Parenting Time Units	40.66 percent
169 Parenting Time Units	41.33 percent
170 Parenting Time Units	41.99 percent
171 Parenting Time Units	42.66 percent
172 Parenting Time Units	43.33 percent
173 Parenting Time Units	43.99 percent
174 Parenting Time Units	44.66 percent
175 Parenting Time Units	45.33 percent
176 Parenting Time Units	45.99 percent
177 Parenting Time Units	46.66 percent
178 Parenting Time Units	47.33 percent
179 Parenting Time Units	47.99 percent
180 Parenting Time Units	48.66 percent
181 Parenting Time Units	49.33 percent
182 Parenting Time Units or more	50.00 percent

(C) Multiply the adjustment percentage by the Basic Child Support Obligation, and the resulting number from this multiplication shall be subtracted from the Noncustodial Parent's Basic Child Support Obligation to arrive at the Parenting Time Adjustment.

(D) If there is more than one Child in the case with whom the Noncustodial Parent is ordered more than 90 Parenting Time Units of visitation per calendar year, and the Noncustodial Parent is ordered different amounts of visitation time with each

Child, then the time the Noncustodial Parent is ordered with each Child shall be averaged to determine the Parenting Time Adjustment.

(E) If the Adjusted Incomes of the Parents are equal and the court ordered visitation with each Parent is equal, neither Parent shall pay any Basic Child Support Obligation; provided, however, that the Noncustodial Parent may be responsible for additional support obligations, including the Noncustodial Parent's pro rata share for Health Insurance, Work Related Child Care Costs, Uninsured Health Care Expenses, and Deviations for Extraordinary Expenses as set forth in subparagraph (i)(2)(J) of this Code section.

(4) The presumption of Parenting Time Adjustment may be rebutted by evidence showing that the court ordered visitation should not reduce the Noncustodial Parent's Basic Child Support Obligation.

(5) In accordance with subsection (d) of Code Section 19-11-8, if any action or claim for Parenting Time Adjustment is brought under this subsection, it shall be an action or claim solely between the Custodial Parent and the Noncustodial Parent, and not any third parties, including the Child Support Enforcement Agency.

(h) *Adjusted support obligation.* The Child Support Obligation Table does not include the cost of the Parent's Work Related Child Care Costs, Health Insurance premiums, or Uninsured Health Care Expenses. The additional expenses for the Child's Health Insurance premium and Work Related Child Care Costs shall be included in the calculations to determine child support. A Nonparent Custodian's expenses for Work Related Child Care Costs and Health Insurance premiums shall be taken into account when establishing a Final Child Support Order.

(1) Work Related Child Care Costs.

(A) Work Related Child Care Costs necessary for the Parent's employment, education, or vocational training that are determined by the Court to be appropriate, and that are appropriate to the Parents´ financial abilities and to the lifestyle of the Child if the Parents and Child were living together, shall be averaged for a monthly amount and entered on the Child Support Worksheet in the column of the Parent initially paying the expense. Work Related Child Care Costs of a Nonparent Custodian shall be considered when determining the amount of this expense.

(B) If a child care subsidy is being provided pursuant to a means-tested public assistance program, only the amount of the child care expense actually paid by either Parent or a Nonparent Custodian shall be included in the calculation.

(C) If either Parent is the provider of child care services to the Child for whom support is being determined, the value of those services shall not be an adjustment to the Basic Child Support Obligation when calculating the support award.

(D) If child care is provided without charge to the Parent, the value of these services shall not be an adjustment to the Basic Child Support Obligation. If child care is or will be provided by a person who is paid for his or her services, proof of actual cost or payment shall be shown to the Court before the Court includes such payment in its consideration.

(E) The amount of Work Related Child Care Costs shall be determined and added as an adjustment to the Basic Child Support Obligation as 'additional expenses' whether paid directly by the Parent or through a payroll deduction.

(F) The total amount of Work Related Child Care Costs shall be divided between the Parents pro rata to determine the Presumptive Amount of Child Support and shall be included in the Worksheet and written order of the Court.

(2) Cost of Health Insurance premiums.

(A)(i) The amount that is, or will be, paid by a Parent for Health Insurance for the Child for whom support is being determined shall be an adjustment to the Basic Child Support Obligation and prorated between the Parents based upon their respective incomes. Payments made by a Parent's employer for Health Insurance and not deducted from the Parent's wages shall not be included. When a Child for whom support is being determined is covered by a family policy, only the Health Insurance premium actually attributable to that Child shall be added.

(ii) The amount of the cost for the Child's Health Insurance premium shall be determined and added as an adjustment to the Basic Child Support Obligation as 'additional expenses' whether paid directly by the Parent or through a payroll deduction.

(iii) The total amount of the cost for the Child's Health Insurance premium shall be divided between the Parents pro rata to determine the total Presumptive Amount of Child Support and shall be included in the Child Support Schedule D – Additional Expenses and written order of the Court together with the amount of the Basic Child Support Obligation.

(B)(i) If Health Insurance that provides for the health care needs of the Child can be obtained by a Parent at reasonable cost, then an amount to cover the cost of the premium shall be added as an adjustment to the Basic Child Support Obligation. A Health Insurance premium paid by a Nonparent Custodian shall be included when determining the amount of Health Insurance expense. In determining the amount to be added to the order for the Health Insurance cost, only the amount of the Health Insurance cost attributable to the Child who is the subject of the order shall be included.

(ii) If coverage is applicable to other persons and the amount of the Health Insurance premium attributable to the Child who is the subject of the current action for support is not verifiable, the total cost to the Parent paying the premium shall be prorated by the number of persons covered so that only the cost attributable to the Child who is the subject of the order under consideration is included. The amount of Health Insurance premium shall be determined by dividing the total amount of the insurance premium by the number of persons covered by the insurance policy and multiplying the resulting amount by the number of children covered by the insurance policy. The monthly cost of Health Insurance premium shall be entered on the Child Support Schedule D – Additional Expenses in the column of the Parent paying the premium.

(iii) Eligibility for or enrollment of the Child in Medicaid or PeachCare for Kids Program shall not satisfy the requirement that the Final Child Support Order provide for the Child's health care needs. Health coverage through PeachCare for Kids Program and Medicaid shall not prevent a Court from ordering either or both Parents to obtain other Health Insurance.

(3) Uninsured Health Care Expenses.

(A) The Child's Uninsured Health Care Expenses shall be the financial responsibility of both Parents. The Final Child Support Order shall include provisions for payment of the Uninsured Heath Care Expenses; provided, however, that the Uninsured Health Care Expenses shall not be used for the purpose of calculating the amount of child support. The Parents shall divide the Uninsured Health Care Expenses pro rata, unless otherwise specifically ordered by the Court.

(B) If a Parent fails to pay his or her pro rata share of the Child's Uninsured Health Care Expenses, as specified in the Final Child Support Order, within a reasonable time after receipt of evidence documenting the uninsured portion of the expense:

(i) The other Parent or the Nonparent Custodian may enforce payment of the expense by any means permitted by law; or

(ii) The Child Support Enforcement Agency shall pursue enforcement of payment of such unpaid expenses only if the unpaid expenses have been reduced to a judgment in a sum certain amount.

(i) *Grounds for Deviation.*

(1) General principles.

(A) The amount of child support established by this Code section and the Presumptive Amount of Child Support are rebuttable and the Court or the jury may deviate from the Presumptive Amount of Child Support in compliance with this subsection. In deviating from the Presumptive Amount of Child Support, primary consideration shall be given to the best interest of the Child for whom support under this Code section is being determined. A Nonparent Custodian's expenses may be the basis for a Deviation.

(B) When ordering a Deviation from the Presumptive Amount of Child Support, the Court or the jury shall consider all available income of the Parents and shall make written findings or special interrogatory findings that an amount of child support other than the amount calculated is reasonably necessary to provide for the needs of the Child for whom child support is being determined and the order or special interrogatory shall state:

(i) The reasons for the Deviation from the Presumptive Amount of Child Support;

(ii) The amount of child support that would have been required under this Code section if the Presumptive Amount of Child Support had not been rebutted; and

(iii) How, in its determination:

(I) Application of the Presumptive Amount of Child Support would be unjust or inappropriate; and

(II) The best interest of the Child for whom support is being determined will be served by Deviation from the Presumptive Amount of Child Support.

(C) No Deviation in the Presumptive Amount of Child Support shall be made which seriously impairs the ability of the Custodial Parent to maintain minimally adequate housing, food, and clothing for the Child being supported by the order and to provide other basic necessities, as determined by the Court or the jury.

(2) Specific Deviations.

(A) *High income*. For purposes of this subparagraph, Parents are considered to be high-income Parents if their Combined Adjusted Income exceeds $30,000.00 per month. For high-income Parents, the Court shall set the Basic Child Support Obligation at the highest amount allowed by the Child Support Obligation Table but the Court or the jury may consider upward Deviation to attain an appropriate award of child support for high-income Parents which is consistent with the best interest of the Child.

(B) *Low income.* For purposes of this subparagraph, 'low income person' means a Parent whose annual Gross Income is at or below $1,850.00 per month.

(i) If the Noncustodial Parent is a low income person and requests a Deviation on such basis, the Court or the jury shall determine if the Noncustodial Parent will be financially able to pay the child support order and maintain at least a minimum standard of living by calculating a self-support reserve as set forth in division (ii) of this subparagraph. The Court or the jury shall take into account all nonexcluded sources of income available to each Parent and all reasonable expenses of each Parent, ensuring that such expenses are actually paid by the Parent and are clearly justified expenses. The Court or the jury shall also consider the financial impact that a reduction in the amount of child support paid to the Custodial Parent would have on the Custodial Parent's household. Under no circumstances shall the amount of child support awarded to the Custodial Parent impair the ability of the Custodial Parent to maintain minimally adequate housing, food, and clothing and provide for other basic necessities for the child being supported by the court order.

(ii) To calculate the self-support reserve for the Noncustodial Parent, the Court or the jury shall deduct $900.00 from the Noncustodial Parent's Adjusted Income. If the resulting amount is less than the Noncustodial Parent's pro rata responsibility of the Presumptive Amount of Child Support, the Court or the jury may deviate from the amount of support provided for in the Child Support Obligation Table to the resulting amount. If the child support award amount would be less than $75.00, then the minimum child support order amount shall be $75.00.

(iii) If the Custodial Parent is a low income person, the Court or the jury shall subtract $900.00 from the Custodial Parent's Adjusted Income. If the resulting amount is less than the Custodial Parent's pro rata responsibility of the Presumptive Amount of Child Support, the Court or the jury shall not deviate from the amount of support required to be paid by the Noncustodial Parent as provided for in the Child Support Obligation Table.

(iv) The self-support reserve calculation described in this subparagraph shall apply only to the current child support amount and shall not prohibit an additional amount being ordered to reduce an obligor's arrears.

(v) The Court shall make a written finding in its order or the jury shall find by special interrogatory that the low income Deviation from the Presumptive Amount of Child Support is clearly justified based upon the considerations and calculations described in this subparagraph.

(C) *Other health-related insurance.* If the Court or the jury finds that either Parent has vision or dental insurance available at a reasonable cost for the Child, the Court may deviate from the Presumptive Amount of Child Support for the cost of such insurance.

(D) *Life insurance.* In accordance with Code Section 19-6-34, if the Court or the jury finds that either Parent has purchased life insurance on the life of either Parent or the lives of both Parents for the benefit of the Child, the Court may deviate from the Presumptive Amount of Child Support for the cost of such insurance by either adding or subtracting the amount of the premium.

(E) *Child and dependent care tax credit.* If the Court or the jury finds that one of the Parents is entitled to the Child and Dependent Care Tax Credit, the Court or the jury may deviate from the Presumptive Amount of Child Support in consideration of such credit.

(F) *Travel expenses.* If court ordered visitation related travel expenses are substantial due to the distance between the Parents, the Court may order the allocation of such costs or the jury may by a finding in its special interrogatory allocate such costs by Deviation from the Presumptive Amount of Child Support, taking into consideration the circumstances of the respective Parents as well as which Parent moved and the reason for such move.

(G) *Alimony.* Actual payments of alimony shall not be considered as a deduction from Gross Income but may be considered as a Deviation from the Presumptive Amount of Child Support. If the Court or the jury considers the actual payment of alimony, the Court shall make a written finding of such consideration or the jury in its special interrogatory of such consideration as a basis for Deviation from the Presumptive Amount of Child Support.

(H) *Mortgage.* If the Noncustodial Parent is providing shelter, such as paying the mortgage of the home, or has provided a home at no cost to the Custodial Parent in which the Child resides, the Court or the jury may allocate such costs or an amount equivalent to such costs by Deviation from the Presumptive Amount of Child Support, taking into consideration the circumstances of the respective Parents and the best interest of the Child.

(I) *Permanency plan or foster care plan.* In cases where the Child is in the legal custody of the Department of Human Resources, the child protection or foster care agency of another state or territory, or any other child-caring entity, public or private, the Court or the jury may consider a Deviation from the Presumptive Amount of Child Support if the Deviation will assist in accomplishing a

permanency plan or foster care plan for the Child that has a goal of returning the Child to the Parent or Parents and the Parent's need to establish an adequate household or to otherwise adequately prepare herself or himself for the return of the Child clearly justifies a Deviation for this purpose.

(J) *Extraordinary expenses.* The Child Support Obligation Table includes average child rearing expenditures for families given the Parents´ monthly combined income and number of children. Extraordinary expenses are in excess of average amounts estimated in the Child Support Obligation Table and are highly variable among families. Extraordinary expenses shall be considered on a case-by-case basis in the calculation of support and may form the basis for Deviation from the Presumptive Amount of Child Support so that the actual amount of the expense is considered in the calculation of the Final Child Support Order for only those families actually incurring the expense. Extraordinary expenses shall be prorated between the Parents.

(i) *Extraordinary educational expenses.* Extraordinary educational expenses may be a basis for Deviation from the Presumptive Amount of Child Support. Extraordinary educational expenses include, but are not limited to, tuition, room and board, lab fees, books, fees, and other reasonable and necessary expenses associated with special needs education or private elementary and secondary schooling that are appropriate to the Parent's financial abilities and to the lifestyle of the Child if the Parents and the Child were living together.

(I) In determining the amount of Deviation for extraordinary educational expenses, scholarships, grants, stipends, and other cost-reducing programs received by or on behalf of the Child shall be considered; and

(II) If a Deviation is allowed for extraordinary educational expenses, a monthly average of the extraordinary educational expenses shall be based on evidence of prior or anticipated expenses and entered on the Child Support Schedule E – Deviations.

(ii) *Special expenses incurred for child rearing*. Special expenses incurred for child rearing, including, but not limited to, quantifiable expense variations related to the food, clothing, and hygiene costs of children at different age levels, may be a basis for a Deviation from the Presumptive Amount of Child Support. Such expenses include, but are not limited to, summer camp; music or art lessons; travel; school sponsored extracurricular activities, such as band, clubs, and athletics; and other activities intended to enhance the athletic, social, or cultural development of a Child but not otherwise required to be used in calculating the Presumptive Amount of Child Support as are Health Insurance premiums and Work Related Child Care Costs. A portion of the Basic Child Support Obligation is intended to cover average amounts of special expenses incurred in the rearing of a Child. In order to determine if a Deviation for special expenses is warranted, the Court or the jury shall consider the full amount of the special expenses as described in this division; and when these special expenses exceed 7 percent of the monthly Basic Child Support Obligation, then the additional amount of special

expenses shall be considered as a Deviation to cover the full amount of the special expenses.

(iii) *Extraordinary medical expenses.* In instances of extreme economic hardship, such as in cases involving extraordinary medical needs not covered by insurance or other extraordinary special needs for the Child of a Parent's current family, Deviation from the Presumptive Amount of Child Support may be considered. In such cases, the Court or the jury shall consider the resources available for meeting such needs, including those available from agencies and other adults. The Court or the jury may consider extraordinary medical expenses of a Parent as a reason for finding a Deviation from the Presumptive Child Support amount, but such Deviation shall not act to leave a Child unsupported and such Deviation may be ordered for a specific period of time measured in months.

(3) Nonspecific Deviations. Deviation from the Presumptive Amount of Child Support may be appropriate for reasons in addition to those established under this subsection when the Court or the jury finds it is in the best interest of the Child. If the circumstances which supported the Deviation cease to exist, the Final Child Support Order may be modified as set forth in subsection (k) of this Code section to eliminate the Deviation.

(j) *Involuntary loss of income.*

(1) In the event a Parent suffers an involuntary termination of employment, has an extended involuntary loss of average weekly hours, is involved in an organized strike, incurs a loss of health, or similar involuntary adversity resulting in a loss of income of 25 percent or more, then the portion of child support attributable to lost income shall not accrue from the date of the service of the petition for modification, provided that service is made on the other Parent. It shall not be considered an involuntary termination of employment if the Parent has left the employer without good cause in connection with the Parent's most recent work.

(2) In the event a modification action is filed pursuant to this subsection, the Court shall make every effort to expedite hearing such action.

(3) The Court may, at its discretion, phase in the new child support award over a period of up to one year with the phasing in being largely evenly distributed with at least an initial immediate adjustment of not less than 25 percent of the difference and at least one intermediate adjustment prior to the final adjustment at the end of the phase-in period.

(k) *Modification.*

(1) A petition to modify any order for child support which was entered on or before June 30, 2006, may only be modified where there has been a substantial change in the income and financial status of either Parent or the needs of the Child which is satisfactorily proven so as to warrant the modification. No petition may be filed by either Parent under this paragraph within a period of two years from the date of the final order on a previous petition by the same Parent. After hearing both parties and the evidence, the jury, or the judge where a jury is not demanded by either party, may modify and revise the previous judgment where there has been a substantial change in

the income and financial status of either Parent or in the needs of the Child in the case of child support, if such a change in the income and financial status is satisfactorily proven so as to warrant the modification and revision. In the hearing upon a petition filed as provided in this paragraph, testimony may be given and evidence introduced relative to the income and financial status of either Parent.

(2) With respect to any Final Child Support Order entered on or after July 1, 2006, no petition to modify child support may be filed by either Parent within a period of two years from the date of the final order on a previous petition to modify by the same Parent except where:

(A)(i) Child support required under this Code section creates a difference of 15 percent or more between the Noncustodial Parent's Basic Child Support Obligation and the prior award determined in a contested trial; or

(ii) Child support required under this Code section creates a difference of 30 percent or more between the Noncustodial Parent's Basic Child Support Obligation and the prior award as determined by agreement of the parties;

(B) A Parenting Time Adjustment pursuant to subsection (g) of this Code section was made and a Noncustodial Parent has failed to exercise the court ordered visitation;

(C) A Parenting Time Adjustment pursuant to subsection (g) of this Code section was made and a Noncustodial Parent has exercised a greater amount of visitation than was provided in the court order; or

(D) The motion to modify is based upon an involuntary loss of income as set forth in subsection (j) of this Code section.

(3) In any proceeding to modify an order entered prior to July 1, 2006, an increase or decrease of 15 percent or more between the amount of the existing order entered as a result of a contested trial and the Noncustodial Parent's Basic Child Support Obligation, or an increase or decrease of 30 percent or more between the amount of the existing order entered as a result of an agreement of the parties and the Noncustodial Parent's Basic Child Support Obligation, shall be presumed to constitute a substantial change of circumstances as may warrant a modification based upon the Court's consideration of the Parent's income and financial status and the needs of the Child. This differential shall be calculated by applying 15 or 30 percent, whichever percentage is applicable to the circumstance, to the existing award. If there is a difference of 30 percent or more between a new award and a prior award, the Court may, in its discretion, phase in the new child support award over a period of up to one year with the phasing in being largely evenly distributed with at least an initial immediate adjustment of not less than 25 percent of the difference and at least one intermediate adjustment prior to the final adjustment at the end of the phase-in period. All IV-D case reviews and modifications shall proceed and be governed by Code Section 19-11-12. Subsequent changes to the Child Support Obligation Table shall be a reason to request a review for modification from the IV-D agency to the extent that such changes are consistent with the requirements of Code Section 19-11-12.

(4) In proceedings for the modification of a child support award pursuant to the provisions of this Code section, the Court may award attorney's fees, costs, and expenses of litigation to the prevailing party as the interests of justice may require. Where a Custodial Parent prevails in an upward modification of child support based upon the Noncustodial Parent's failure to be available and willing to exercise court ordered visitation as scheduled under the prior order of child support which provided a Parenting Time Adjustment in accordance with subsection (g) of this Code section, reasonable and necessary attorney's fees and expenses of litigation shall be awarded to the Custodial Parent.

(l) *Split Parenting.* In cases of Split Parenting, a Worksheet shall be prepared separately for the Child for whom the father is the Custodial Parent and for the Child for whom the mother is the Custodial Parent, and that Worksheet shall be filed with the clerk of court. For each Split Parenting custodial situation, the Court shall determine:

(1) Which Parent is the obligor;

(2) The Presumptive Amount of Child Support;

(3) The actual award of child support, if different from the Presumptive Amount of Child Support;

(4) How and when the sum certain amount of child support owed shall be paid; and

(5) Any other child support responsibilities for each Parent.

(m) *Worksheets*.

(1) The Child Support Worksheet is used to record information necessary to determine and calculate child support. Schedules and Worksheets shall be prepared by the parties for purposes of calculating the amount of child support. Information from the schedules shall be entered on the Child Support Worksheet. The Child Support Worksheet and Schedule E shall be attached to the final court order or judgment, and any schedules completed by the parties shall be filed with the clerk of court.

(2) The Child Support Worksheet and schedules shall be promulgated by the Georgia Child Support Commission.

(n) *Child Support Obligation Table.* The Child Support Obligation Table shall be proposed by the Georgia Child Support Commission and shall be as codified in subsection (o) of this Code section.

(o) *Georgia Schedule of Basic Child Support Obligations.*

Georgia Schedule of Basic Child Support Obligations						
Combined Adjusted Gross Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
$ 800.00	$ 197.00	$ 283.00	$ 330.00	$ 367.00	$ 404.00	$ 440.00
850.00	208.00	298.00	347.00	387.00	425.00	463.00
900.00	218.00	313.00	364.00	406.00	447.00	486.00

950.00	229.00	328.00	381.00	425.00	468.00	509.00
1,000.00	239.00	343.00	398.00	444.00	489.00	532.00
1,050.00	250.00	357.00	415.00	463.00	510.00	554.00
1,100.00	260.00	372.00	432.00	482.00	530.00	577.00
1,150.00	270.00	387.00	449.00	501.00	551.00	600.00
1,200.00	280.00	401.00	466.00	520.00	572.00	622.00
1,250.00	291.00	416.00	483.00	539.00	593.00	645.00
1,300.00	301.00	431.00	500.00	558.00	614.00	668.00
1,350.00	311.00	445.00	517.00	577.00	634.00	690.00
1,400.00	321.00	459.00	533.00	594.00	654.00	711.00
1,450.00	331.00	473.00	549.00	612.00	673.00	733.00
1,500.00	340.00	487.00	565.00	630.00	693.00	754.00
1,550.00	350.00	500.00	581.00	647.00	712.00	775.00
1,600.00	360.00	514.00	597.00	665.00	732.00	796.00
1,650.00	369.00	528.00	612.00	683.00	751.00	817.00
1,700.00	379.00	542.00	628.00	701.00	771.00	838.00
1,750.00	389.00	555.00	644.00	718.00	790.00	860.00
1,800.00	398.00	569.00	660.00	736.00	809.00	881.00
1,850.00	408.00	583.00	676.00	754.00	829.00	902.00
1,900.00	418.00	596.00	692.00	771.00	848.00	923.00
1,950.00	427.00	610.00	708.00	789.00	868.00	944.00
2,000.00	437.00	624.00	723.00	807.00	887.00	965.00
2,050.00	446.00	637.00	739.00	824.00	906.00	986.00
2,100.00	455.00	650.00	754.00	840.00	924.00	1,006.00
2,150.00	465.00	663.00	769.00	857.00	943.00	1,026.00
2,200.00	474.00	676.00	783.00	873.00	961.00	1,045.00
2,250.00	483.00	688.00	798.00	890.00	979.00	1,065.00

2,300.00	492.00	701.00	813.00	907.00	997.00	1,085.00
2,350.00	501.00	714.00	828.00	923.00	1,016.00	1,105.00
2,400.00	510.00	727.00	843.00	940.00	1,034.00	1,125.00
2,450.00	519.00	740.00	858.00	956.00	1,052.00	1,145.00
2,500.00	528.00	752.00	873.00	973.00	1,070.00	1,165.00
2,550.00	537.00	765.00	888.00	990.00	1,089.00	1,184.00
2,600.00	547.00	778.00	902.00	1,006.00	1,107.00	1,204.00
2,650.00	556.00	791.00	917.00	1,023.00	1,125.00	1,224.00
2,700.00	565.00	804.00	932.00	1,039.00	1,143.00	1,244.00
2,750.00	574.00	816.00	947.00	1,056.00	1,162.00	1,264.00
2,800.00	583.00	829.00	962.00	1,073.00	1,180.00	1,284.00
2,850.00	592.00	842.00	977.00	1,089.00	1,198.00	1,303.00
2,900.00	601.00	855.00	992.00	1,106.00	1,216.00	1,323.00
2,950.00	611.00	868.00	1,006.00	1,122.00	1,234.00	1,343.00
3,000.00	620.00	881.00	1,021.00	1,139.00	1,253.00	1,363.00
3,050.00	629.00	893.00	1,036.00	1,155.00	1,271.00	1,383.00
3,100.00	638.00	906.00	1,051.00	1,172.00	1,289.00	1,402.00
3,150.00	647.00	919.00	1,066.00	1,188.00	1,307.00	1,422.00
3,200.00	655.00	930.00	1,079.00	1,203.00	1,323.00	1,440.00
3,250.00	663.00	941.00	1,092.00	1,217.00	1,339.00	1,457.00
3,300.00	671.00	952.00	1,104.00	1,231.00	1,355.00	1,474.00
3,350.00	679.00	963.00	1,117.00	1,246.00	1,370.00	1,491.00
3,400.00	687.00	974.00	1,130.00	1,260.00	1,386.00	1,508.00
3,450.00	694.00	985.00	1,143.00	1,274.00	1,402.00	1,525.00
3,500.00	702.00	996.00	1,155.00	1,288.00	1,417.00	1,542.00
3,550.00	710.00	1,008.00	1,168.00	1,303.00	1,433.00	1,559.00
3,600.00	718.00	1,019.00	1,181.00	1,317.00	1,448.00	1,576.00

3,650.00	726.00	1,030.00	1,194.00	1,331.00	1,464.00	1,593.00
3,700.00	734.00	1,041.00	1,207.00	1,345.00	1,480.00	1,610.00
3,750.00	741.00	1,051.00	1,219.00	1,359.00	1,495.00	1,627.00
3,800.00	749.00	1,062.00	1,231.00	1,373.00	1,510.00	1,643.00
3,850.00	756.00	1,072.00	1,243.00	1,386.00	1,525.00	1,659.00
3,900.00	764.00	1,083.00	1,255.00	1,400.00	1,540.00	1,675.00
3,950.00	771.00	1,093.00	1,267.00	1,413.00	1,555.00	1,691.00
4,000.00	779.00	1,104.00	1,280.00	1,427.00	1,569.00	1,707.00
4,050.00	786.00	1,114.00	1,292.00	1,440.00	1,584.00	1,724.00
4,100.00	794.00	1,125.00	1,304.00	1,454.00	1,599.00	1,740.00
4,150.00	801.00	1,135.00	1,316.00	1,467.00	1,614.00	1,756.00
4,200.00	809.00	1,146.00	1,328.00	1,481.00	1,629.00	1,772.00
4,250.00	816.00	1,156.00	1,340.00	1,494.00	1,643.00	1,788.00
4,300.00	824.00	1,167.00	1,352.00	1,508.00	1,658.00	1,804.00
4,350.00	831.00	1,177.00	1,364.00	1,521.00	1,673.00	1,820.00
4,400.00	839.00	1,188.00	1,376.00	1,534.00	1,688.00	1,836.00
4,450.00	846.00	1,198.00	1,388.00	1,548.00	1,703.00	1,853.00
4,500.00	853.00	1,209.00	1,400.00	1,561.00	1,718.00	1,869.00
4,550.00	861.00	1,219.00	1,412.00	1,575.00	1,732.00	1,885.00
4,600.00	868.00	1,230.00	1,425.00	1,588.00	1,747.00	1,901.00
4,650.00	876.00	1,240.00	1,437.00	1,602.00	1,762.00	1,917.00
4,700.00	883.00	1,251.00	1,449.00	1,615.00	1,777.00	1,933.00
4,750.00	891.00	1,261.00	1,461.00	1,629.00	1,792.00	1,949.00
4,800.00	898.00	1,271.00	1,473.00	1,642.00	1,807.00	1,966.00
4,850.00	906.00	1,282.00	1,485.00	1,656.00	1,821.00	1,982.00
4,900.00	911.00	1,289.00	1,493.00	1,664.00	1,831.00	1,992.00
4,950.00	914.00	1,293.00	1,496.00	1,668.00	1,835.00	1,997.00

5,000.00	917.00	1,297.00	1,500.00	1,672.00	1,839.00	2,001.00
5,050.00	921.00	1,300.00	1,503.00	1,676.00	1,844.00	2,006.00
5,100.00	924.00	1,304.00	1,507.00	1,680.00	1,848.00	2,011.00
5,150.00	927.00	1,308.00	1,510.00	1,684.00	1,852.00	2,015.00
5,200.00	930.00	1,312.00	1,514.00	1,688.00	1,857.00	2,020.00
5,250.00	934.00	1,316.00	1,517.00	1,692.00	1,861.00	2,025.00
5,300.00	937.00	1,320.00	1,521.00	1,696.00	1,865.00	2,029.00
5,350.00	940.00	1,323.00	1,524.00	1,700.00	1,870.00	2,034.00
5,400.00	943.00	1,327.00	1,528.00	1,704.00	1,874.00	2,039.00
5,450.00	947.00	1,331.00	1,531.00	1,708.00	1,878.00	2,044.00
5,500.00	950.00	1,335.00	1,535.00	1,711.00	1,883.00	2,048.00
5,550.00	953.00	1,339.00	1,538.00	1,715.00	1,887.00	2,053.00
5,600.00	956.00	1,342.00	1,542.00	1,719.00	1,891.00	2,058.00
5,650.00	960.00	1,347.00	1,546.00	1,724.00	1,896.00	2,063.00
5,700.00	964.00	1,352.00	1,552.00	1,731.00	1,904.00	2,071.00
5,750.00	968.00	1,357.00	1,558.00	1,737.00	1,911.00	2,079.00
5,800.00	971.00	1,363.00	1,564.00	1,744.00	1,918.00	2,087.00
5,850.00	975.00	1,368.00	1,570.00	1,750.00	1,925.00	2,094.00
5,900.00	979.00	1,373.00	1,575.00	1,757.00	1,932.00	2,102.00
5,950.00	983.00	1,379.00	1,581.00	1,763.00	1,939.00	2,110.00
6,000.00	987.00	1,384.00	1,587.00	1,770.00	1,947.00	2,118.00
6,050.00	991.00	1,389.00	1,593.00	1,776.00	1,954.00	2,126.00
6,100.00	995.00	1,394.00	1,599.00	1,783.00	1,961.00	2,133.00
6,150.00	999.00	1,400.00	1,605.00	1,789.00	1,968.00	2,141.00
6,200.00	1,003.00	1,405.00	1,610.00	1,796.00	1,975.00	2,149.00
6,250.00	1,007.00	1,410.00	1,616.00	1,802.00	1,982.00	2,157.00
6,300.00	1,011.00	1,416.00	1,622.00	1,809.00	1,989.00	2,164.00

6,350.00	1,015.00	1,421.00	1,628.00	1,815.00	1,996.00	2,172.00
6,400.00	1,018.00	1,426.00	1,633.00	1,821.00	2,003.00	2,180.00
6,450.00	1,023.00	1,432.00	1,639.00	1,828.00	2,011.00	2,188.00
6,500.00	1,027.00	1,437.00	1,646.00	1,835.00	2,018.00	2,196.00
6,550.00	1,031.00	1,442.00	1,652.00	1,841.00	2,026.00	2,204.00
6,600.00	1,035.00	1,448.00	1,658.00	1,848.00	2,033.00	2,212.00
6,650.00	1,039.00	1,453.00	1,664.00	1,855.00	2,040.00	2,220.00
6,700.00	1,043.00	1,459.00	1,670.00	1,862.00	2,048.00	2,228.00
6,750.00	1,047.00	1,464.00	1,676.00	1,869.00	2,055.00	2,236.00
6,800.00	1,051.00	1,470.00	1,682.00	1,875.00	2,063.00	2,244.00
6,850.00	1,055.00	1,475.00	1,688.00	1,882.00	2,070.00	2,252.00
6,900.00	1,059.00	1,480.00	1,694.00	1,889.00	2,078.00	2,260.00
6,950.00	1,063.00	1,486.00	1,700.00	1,896.00	2,085.00	2,269.00
7,000.00	1,067.00	1,491.00	1,706.00	1,902.00	2,092.00	2,277.00
7,050.00	1,071.00	1,497.00	1,712.00	1,909.00	2,100.00	2,285.00
7,100.00	1,075.00	1,502.00	1,718.00	1,916.00	2,107.00	2,293.00
7,150.00	1,079.00	1,508.00	1,724.00	1,923.00	2,115.00	2,301.00
7,200.00	1,083.00	1,513.00	1,730.00	1,929.00	2,122.00	2,309.00
7,250.00	1,087.00	1,518.00	1,736.00	1,936.00	2,130.00	2,317.00
7,300.00	1,092.00	1,524.00	1,742.00	1,943.00	2,137.00	2,325.00
7,350.00	1,096.00	1,529.00	1,748.00	1,950.00	2,144.00	2,333.00
7,400.00	1,100.00	1,535.00	1,755.00	1,956.00	2,152.00	2,341.00
7,450.00	1,104.00	1,540.00	1,761.00	1,963.00	2,159.00	2,349.00
7,500.00	1,108.00	1,546.00	1,767.00	1,970.00	2,167.00	2,357.00
7,550.00	1,112.00	1,552.00	1,773.00	1,977.00	2,175.00	2,366.00
7,600.00	1,116.00	1,556.00	1,778.00	1,983.00	2,181.00	2,373.00
7,650.00	1,117.00	1,557.00	1,779.00	1,984.00	2,182.00	2,375.00

7,700.00	1,118.00	1,559.00	1,781.00	1,986.00	2,184.00	2,376.00
7,750.00	1,119.00	1,560.00	1,782.00	1,987.00	2,186.00	2,378.00
7,800.00	1,120.00	1,562.00	1,784.00	1,989.00	2,188.00	2,380.00
7,850.00	1,122.00	1,563.00	1,785.00	1,990.00	2,189.00	2,382.00
7,900.00	1,123.00	1,565.00	1,786.00	1,992.00	2,191.00	2,384.00
7,950.00	1,124.00	1,566.00	1,788.00	1,993.00	2,193.00	2,386.00
8,000.00	1,125.00	1,567.00	1,789.00	1,995.00	2,194.00	2,387.00
8,050.00	1,127.00	1,569.00	1,790.00	1,996.00	2,196.00	2,389.00
8,100.00	1,128.00	1,570.00	1,792.00	1,998.00	2,198.00	2,391.00
8,150.00	1,129.00	1,572.00	1,793.00	1,999.00	2,199.00	2,393.00
8,200.00	1,130.00	1,573.00	1,795.00	2,001.00	2,201.00	2,395.00
8,250.00	1,131.00	1,575.00	1,796.00	2,003.00	2,203.00	2,397.00
8,300.00	1,133.00	1,576.00	1,797.00	2,004.00	2,204.00	2,398.00
8,350.00	1,134.00	1,578.00	1,799.00	2,006.00	2,206.00	2,400.00
8,400.00	1,135.00	1,579.00	1,800.00	2,007.00	2,208.00	2,402.00
8,450.00	1,136.00	1,580.00	1,802.00	2,009.00	2,210.00	2,404.00
8,500.00	1,138.00	1,582.00	1,803.00	2,010.00	2,211.00	2,406.00
8,550.00	1,139.00	1,583.00	1,804.00	2,012.00	2,213.00	2,408.00
8,600.00	1,140.00	1,585.00	1,806.00	2,013.00	2,215.00	2,410.00
8,650.00	1,141.00	1,586.00	1,807.00	2,015.00	2,216.00	2,411.00
8,700.00	1,142.00	1,588.00	1,808.00	2,016.00	2,218.00	2,413.00
8,750.00	1,144.00	1,589.00	1,810.00	2,018.00	2,220.00	2,415.00
8,800.00	1,145.00	1,591.00	1,811.00	2,019.00	2,221.00	2,417.00
8,850.00	1,146.00	1,592.00	1,813.00	2,021.00	2,223.00	2,419.00
8,900.00	1,147.00	1,593.00	1,814.00	2,023.00	2,225.00	2,421.00
8,950.00	1,149.00	1,595.00	1,815.00	2,024.00	2,226.00	2,422.00
9,000.00	1,150.00	1,596.00	1,817.00	2,026.00	2,228.00	2,424.00

9,050.00	1,153.00	1,601.00	1,822.00	2,032.00	2,235.00	2,431.00
9,100.00	1,159.00	1,609.00	1,831.00	2,042.00	2,246.00	2,443.00
9,150.00	1,164.00	1,617.00	1,840.00	2,052.00	2,257.00	2,455.00
9,200.00	1,170.00	1,624.00	1,849.00	2,062.00	2,268.00	2,467.00
9,250.00	1,175.00	1,632.00	1,858.00	2,071.00	2,279.00	2,479.00
9,300.00	1,181.00	1,640.00	1,867.00	2,081.00	2,290.00	2,491.00
9,350.00	1,187.00	1,648.00	1,876.00	2,091.00	2,301.00	2,503.00
9,400.00	1,192.00	1,656.00	1,885.00	2,101.00	2,311.00	2,515.00
9,450.00	1,198.00	1,663.00	1,894.00	2,111.00	2,322.00	2,527.00
9,500.00	1,203.00	1,671.00	1,902.00	2,121.00	2,333.00	2,539.00
9,550.00	1,209.00	1,679.00	1,911.00	2,131.00	2,344.00	2,551.00
9,600.00	1,214.00	1,687.00	1,920.00	2,141.00	2,355.00	2,563.00
9,650.00	1,220.00	1,694.00	1,929.00	2,151.00	2,366.00	2,574.00
9,700.00	1,226.00	1,702.00	1,938.00	2,161.00	2,377.00	2,586.00
9,750.00	1,231.00	1,710.00	1,947.00	2,171.00	2,388.00	2,598.00
9,800.00	1,237.00	1,718.00	1,956.00	2,181.00	2,399.00	2,610.00
9,850.00	1,242.00	1,725.00	1,965.00	2,191.00	2,410.00	2,622.00
9,900.00	1,248.00	1,733.00	1,974.00	2,201.00	2,421.00	2,634.00
9,950.00	1,253.00	1,741.00	1,983.00	2,211.00	2,432.00	2,646.00
10,000.00	1,259.00	1,749.00	1,992.00	2,221.00	2,443.00	2,658.00
10,050.00	1,264.00	1,757.00	2,001.00	2,231.00	2,454.00	2,670.00
10,100.00	1,270.00	1,764.00	2,010.00	2,241.00	2,465.00	2,682.00
10,150.00	1,276.00	1,772.00	2,019.00	2,251.00	2,476.00	2,694.00
10,200.00	1,281.00	1,780.00	2,028.00	2,261.00	2,487.00	2,706.00
10,250.00	1,287.00	1,788.00	2,036.00	2,271.00	2,498.00	2,718.00
10,300.00	1,292.00	1,795.00	2,045.00	2,281.00	2,509.00	2,729.00
10,350.00	1,298.00	1,803.00	2,054.00	2,291.00	2,520.00	2,741.00

10,400.00	1,303.00	1,811.00	2,063.00	2,301.00	2,531.00	2,753.00
10,450.00	1,309.00	1,819.00	2,072.00	2,311.00	2,542.00	2,765.00
10,500.00	1,313.00	1,825.00	2,079.00	2,318.00	2,550.00	2,774.00
10,550.00	1,317.00	1,830.00	2,085.00	2,325.00	2,557.00	2,782.00
10,600.00	1,321.00	1,835.00	2,091.00	2,331.00	2,564.00	2,790.00
10,650.00	1,325.00	1,841.00	2,096.00	2,338.00	2,571.00	2,798.00
10,700.00	1,329.00	1,846.00	2,102.00	2,344.00	2,578.00	2,805.00
10,750.00	1,332.00	1,851.00	2,108.00	2,351.00	2,586.00	2,813.00
10,800.00	1,336.00	1,856.00	2,114.00	2,357.00	2,593.00	2,821.00
10,850.00	1,340.00	1,862.00	2,120.00	2,364.00	2,600.00	2,829.00
10,900.00	1,344.00	1,867.00	2,126.00	2,370.00	2,607.00	2,836.00
10,950.00	1,348.00	1,872.00	2,131.00	2,377.00	2,614.00	2,844.00
11,000.00	1,351.00	1,877.00	2,137.00	2,383.00	2,621.00	2,852.00
11,050.00	1,355.00	1,883.00	2,143.00	2,390.00	2,628.00	2,860.00
11,100.00	1,359.00	1,888.00	2,149.00	2,396.00	2,636.00	2,868.00
11,150.00	1,363.00	1,893.00	2,155.00	2,403.00	2,643.00	2,875.00
11,200.00	1,367.00	1,898.00	2,161.00	2,409.00	2,650.00	2,883.00
11,250.00	1,371.00	1,904.00	2,166.00	2,415.00	2,657.00	2,891.00
11,300.00	1,374.00	1,909.00	2,172.00	2,422.00	2,664.00	2,899.00
11,350.00	1,378.00	1,914.00	2,178.00	2,428.00	2,671.00	2,906.00
11,400.00	1,382.00	1,919.00	2,184.00	2,435.00	2,678.00	2,914.00
11,450.00	1,386.00	1,925.00	2,190.00	2,441.00	2,686.00	2,922.00
11,500.00	1,390.00	1,930.00	2,195.00	2,448.00	2,693.00	2,930.00
11,550.00	1,394.00	1,935.00	2,201.00	2,454.00	2,700.00	2,938.00
11,600.00	1,397.00	1,940.00	2,207.00	2,461.00	2,707.00	2,945.00
11,650.00	1,401.00	1,946.00	2,213.00	2,467.00	2,714.00	2,953.00
11,700.00	1,405.00	1,951.00	2,219.00	2,474.00	2,721.00	2,961.00

11,750.00	1,409.00	1,956.00	2,225.00	2,480.00	2,728.00	2,969.00
11,800.00	1,413.00	1,961.00	2,230.00	2,487.00	2,736.00	2,976.00
11,850.00	1,417.00	1,967.00	2,236.00	2,493.00	2,743.00	2,984.00
11,900.00	1,420.00	1,972.00	2,242.00	2,500.00	2,750.00	2,992.00
11,950.00	1,424.00	1,977.00	2,248.00	2,506.00	2,757.00	3,000.00
12,000.00	1,428.00	1,982.00	2,254.00	2,513.00	2,764.00	3,007.00
12,050.00	1,432.00	1,988.00	2,260.00	2,519.00	2,771.00	3,015.00
12,100.00	1,436.00	1,993.00	2,265.00	2,526.00	2,779.00	3,023.00
12,150.00	1,439.00	1,998.00	2,271.00	2,532.00	2,786.00	3,031.00
12,200.00	1,443.00	2,003.00	2,277.00	2,539.00	2,793.00	3,039.00
12,250.00	1,447.00	2,009.00	2,283.00	2,545.00	2,800.00	3,046.00
12,300.00	1,451.00	2,014.00	2,289.00	2,552.00	2,807.00	3,054.00
12,350.00	1,455.00	2,019.00	2,295.00	2,558.00	2,814.00	3,062.00
12,400.00	1,459.00	2,024.00	2,300.00	2,565.00	2,821.00	3,070.00
12,450.00	1,462.00	2,030.00	2,306.00	2,571.00	2,829.00	3,077.00
12,500.00	1,466.00	2,035.00	2,312.00	2,578.00	2,836.00	3,085.00
12,550.00	1,470.00	2,040.00	2,318.00	2,584.00	2,843.00	3,093.00
12,600.00	1,474.00	2,045.00	2,324.00	2,591.00	2,850.00	3,101.00
12,650.00	1,477.00	2,050.00	2,329.00	2,597.00	2,857.00	3,108.00
12,700.00	1,481.00	2,055.00	2,335.00	2,603.00	2,863.00	3,115.00
12,750.00	1,484.00	2,060.00	2,340.00	2,609.00	2,870.00	3,123.00
12,800.00	1,487.00	2,064.00	2,345.00	2,615.00	2,877.00	3,130.00
12,850.00	1,491.00	2,069.00	2,351.00	2,621.00	2,883.00	3,137.00
12,900.00	1,494.00	2,074.00	2,356.00	2,627.00	2,890.00	3,144.00
12,950.00	1,497.00	2,078.00	2,361.00	2,633.00	2,896.00	3,151.00
13,000.00	1,501.00	2,083.00	2,367.00	2,639.00	2,903.00	3,158.00
13,050.00	1,504.00	2,087.00	2,372.00	2,645.00	2,909.00	3,165.00

13,100.00	1,507.00	2,092.00	2,377.00	2,651.00	2,916.00	3,172.00
13,150.00	1,510.00	2,097.00	2,383.00	2,657.00	2,922.00	3,180.00
13,200.00	1,514.00	2,101.00	2,388.00	2,663.00	2,929.00	3,187.00
13,250.00	1,517.00	2,106.00	2,393.00	2,668.00	2,935.00	3,193.00
13,300.00	1,520.00	2,110.00	2,398.00	2,674.00	2,941.00	3,200.00
13,350.00	1,523.00	2,114.00	2,403.00	2,679.00	2,947.00	3,206.00
13,400.00	1,526.00	2,118.00	2,408.00	2,685.00	2,953.00	3,213.00
13,450.00	1,529.00	2,123.00	2,413.00	2,690.00	2,959.00	3,220.00
13,500.00	1,532.00	2,127.00	2,418.00	2,696.00	2,965.00	3,226.00
13,550.00	1,535.00	2,131.00	2,423.00	2,701.00	2,971.00	3,233.00
13,600.00	1,538.00	2,136.00	2,428.00	2,707.00	2,977.00	3,239.00
13,650.00	1,541.00	2,140.00	2,432.00	2,712.00	2,983.00	3,246.00
13,700.00	1,544.00	2,144.00	2,437.00	2,718.00	2,989.00	3,253.00
13,750.00	1,547.00	2,148.00	2,442.00	2,723.00	2,996.00	3,259.00
13,800.00	1,550.00	2,153.00	2,447.00	2,729.00	3,002.00	3,266.00
13,850.00	1,553.00	2,157.00	2,452.00	2,734.00	3,008.00	3,272.00
13,900.00	1,556.00	2,161.00	2,457.00	2,740.00	3,014.00	3,279.00
13,950.00	1,559.00	2,166.00	2,462.00	2,745.00	3,020.00	3,285.00
14,000.00	1,562.00	2,170.00	2,467.00	2,751.00	3,026.00	3,292.00
14,050.00	1,565.00	2,174.00	2,472.00	2,756.00	3,032.00	3,299.00
14,100.00	1,568.00	2,178.00	2,477.00	2,762.00	3,038.00	3,305.00
14,150.00	1,571.00	2,183.00	2,482.00	2,767.00	3,044.00	3,312.00
14,200.00	1,574.00	2,187.00	2,487.00	2,773.00	3,050.00	3,318.00
14,250.00	1,577.00	2,191.00	2,492.00	2,778.00	3,056.00	3,325.00
14,300.00	1,581.00	2,195.00	2,497.00	2,784.00	3,062.00	3,332.00
14,350.00	1,584.00	2,200.00	2,502.00	2,789.00	3,068.00	3,338.00
14,400.00	1,587.00	2,204.00	2,506.00	2,795.00	3,074.00	3,345.00

14,450.00	1,590.00	2,208.00	2,511.00	2,800.00	3,080.00	3,351.00
14,500.00	1,593.00	2,213.00	2,516.00	2,806.00	3,086.00	3,358.00
14,550.00	1,596.00	2,217.00	2,521.00	2,811.00	3,092.00	3,365.00
14,600.00	1,599.00	2,221.00	2,526.00	2,817.00	3,098.00	3,371.00
14,650.00	1,602.00	2,225.00	2,531.00	2,822.00	3,104.00	3,378.00
14,700.00	1,605.00	2,230.00	2,536.00	2,828.00	3,111.00	3,384.00
14,750.00	1,608.00	2,234.00	2,541.00	2,833.00	3,117.00	3,391.00
14,800.00	1,611.00	2,238.00	2,546.00	2,839.00	3,123.00	3,397.00
14,850.00	1,614.00	2,243.00	2,551.00	2,844.00	3,129.00	3,404.00
14,900.00	1,617.00	2,247.00	2,556.00	2,850.00	3,135.00	3,411.00
14,950.00	1,620.00	2,251.00	2,561.00	2,855.00	3,141.00	3,417.00
15,000.00	1,623.00	2,255.00	2,566.00	2,861.00	3,147.00	3,424.00
15,050.00	1,626.00	2,260.00	2,571.00	2,866.00	3,153.00	3,430.00
15,100.00	1,629.00	2,264.00	2,576.00	2,872.00	3,159.00	3,437.00
15,150.00	1,632.00	2,268.00	2,581.00	2,877.00	3,165.00	3,444.00
15,200.00	1,635.00	2,272.00	2,585.00	2,883.00	3,171.00	3,450.00
15,250.00	1,638.00	2,277.00	2,590.00	2,888.00	3,177.00	3,457.00
15,300.00	1,641.00	2,281.00	2,595.00	2,894.00	3,183.00	3,463.00
15,350.00	1,644.00	2,285.00	2,600.00	2,899.00	3,189.00	3,470.00
15,400.00	1,647.00	2,290.00	2,605.00	2,905.00	3,195.00	3,476.00
15,450.00	1,650.00	2,294.00	2,610.00	2,910.00	3,201.00	3,483.00
15,500.00	1,653.00	2,298.00	2,615.00	2,916.00	3,207.00	3,490.00
15,550.00	1,656.00	2,302.00	2,620.00	2,921.00	3,213.00	3,496.00
15,600.00	1,659.00	2,307.00	2,625.00	2,927.00	3,219.00	3,503.00
15,650.00	1,663.00	2,311.00	2,630.00	2,932.00	3,226.00	3,509.00
15,700.00	1,666.00	2,315.00	2,635.00	2,938.00	3,232.00	3,516.00
15,750.00	1,669.00	2,320.00	2,640.00	2,943.00	3,238.00	3,523.00

15,800.00	1,672.00	2,324.00	2,645.00	2,949.00	3,244.00	3,529.00
15,850.00	1,675.00	2,328.00	2,650.00	2,954.00	3,250.00	3,536.00
15,900.00	1,678.00	2,332.00	2,655.00	2,960.00	3,256.00	3,542.00
15,950.00	1,681.00	2,337.00	2,659.00	2,965.00	3,262.00	3,549.00
16,000.00	1,684.00	2,341.00	2,664.00	2,971.00	3,268.00	3,555.00
16,050.00	1,687.00	2,345.00	2,669.00	2,976.00	3,274.00	3,562.00
16,100.00	1,690.00	2,349.00	2,674.00	2,982.00	3,280.00	3,569.00
16,150.00	1,692.00	2,353.00	2,678.00	2,986.00	3,285.00	3,574.00
16,200.00	1,695.00	2,356.00	2,682.00	2,990.00	3,289.00	3,579.00
16,250.00	1,698.00	2,360.00	2,686.00	2,994.00	3,294.00	3,584.00
16,300.00	1,700.00	2,363.00	2,689.00	2,999.00	3,299.00	3,589.00
16,350.00	1,703.00	2,367.00	2,693.00	3,003.00	3,303.00	3,594.00
16,400.00	1,706.00	2,370.00	2,697.00	3,007.00	3,308.00	3,599.00
16,450.00	1,708.00	2,374.00	2,701.00	3,011.00	3,313.00	3,604.00
16,500.00	1,711.00	2,377.00	2,705.00	3,016.00	3,317.00	3,609.00
16,550.00	1,714.00	2,381.00	2,708.00	3,020.00	3,322.00	3,614.00
16,600.00	1,716.00	2,384.00	2,712.00	3,024.00	3,327.00	3,619.00
16,650.00	1,719.00	2,388.00	2,716.00	3,028.00	3,331.00	3,624.00
16,700.00	1,722.00	2,391.00	2,720.00	3,033.00	3,336.00	3,630.00
16,750.00	1,724.00	2,395.00	2,724.00	3,037.00	3,341.00	3,635.00
16,800.00	1,727.00	2,398.00	2,728.00	3,041.00	3,345.00	3,640.00
16,850.00	1,730.00	2,402.00	2,731.00	3,045.00	3,350.00	3,645.00
16,900.00	1,732.00	2,405.00	2,735.00	3,050.00	3,355.00	3,650.00
16,950.00	1,735.00	2,409.00	2,739.00	3,054.00	3,359.00	3,655.00
17,000.00	1,737.00	2,412.00	2,743.00	3,058.00	3,364.00	3,660.00
17,050.00	1,740.00	2,416.00	2,747.00	3,062.00	3,369.00	3,665.00
17,100.00	1,743.00	2,419.00	2,750.00	3,067.00	3,373.00	3,670.00

17,150.00	1,745.00	2,423.00	2,754.00	3,071.00	3,378.00	3,675.00
17,200.00	1,748.00	2,426.00	2,758.00	3,075.00	3,383.00	3,680.00
17,250.00	1,751.00	2,430.00	2,762.00	3,079.00	3,387.00	3,685.00
17,300.00	1,753.00	2,433.00	2,766.00	3,084.00	3,392.00	3,691.00
17,350.00	1,756.00	2,437.00	2,769.00	3,088.00	3,397.00	3,696.00
17,400.00	1,759.00	2,440.00	2,773.00	3,092.00	3,401.00	3,701.00
17,450.00	1,761.00	2,444.00	2,777.00	3,096.00	3,406.00	3,706.00
17,500.00	1,764.00	2,447.00	2,781.00	3,101.00	3,411.00	3,711.00
17,550.00	1,767.00	2,451.00	2,785.00	3,105.00	3,415.00	3,716.00
17,600.00	1,769.00	2,454.00	2,788.00	3,109.00	3,420.00	3,721.00
17,650.00	1,772.00	2,458.00	2,792.00	3,113.00	3,425.00	3,726.00
17,700.00	1,774.00	2,461.00	2,796.00	3,118.00	3,429.00	3,731.00
17,750.00	1,777.00	2,465.00	2,800.00	3,122.00	3,434.00	3,736.00
17,800.00	1,780.00	2,468.00	2,804.00	3,126.00	3,439.00	3,741.00
17,850.00	1,782.00	2,472.00	2,808.00	3,130.00	3,443.00	3,746.00
17,900.00	1,785.00	2,475.00	2,811.00	3,135.00	3,448.00	3,752.00
17,950.00	1,788.00	2,478.00	2,815.00	3,139.00	3,453.00	3,757.00
18,000.00	1,790.00	2,482.00	2,819.00	3,143.00	3,457.00	3,762.00
18,050.00	1,793.00	2,485.00	2,823.00	3,147.00	3,462.00	3,767.00
18,100.00	1,796.00	2,489.00	2,827.00	3,152.00	3,467.00	3,772.00
18,150.00	1,798.00	2,492.00	2,830.00	3,156.00	3,471.00	3,777.00
18,200.00	1,801.00	2,496.00	2,834.00	3,160.00	3,476.00	3,782.00
18,250.00	1,804.00	2,499.00	2,838.00	3,164.00	3,481.00	3,787.00
18,300.00	1,806.00	2,503.00	2,842.00	3,169.00	3,485.00	3,792.00
18,350.00	1,809.00	2,506.00	2,846.00	3,173.00	3,490.00	3,797.00
18,400.00	1,812.00	2,510.00	2,849.00	3,177.00	3,495.00	3,802.00
18,450.00	1,814.00	2,513.00	2,853.00	3,181.00	3,499.00	3,807.00

18,500.00	1,817.00	2,517.00	2,857.00	3,186.00	3,504.00	3,813.00
18,550.00	1,819.00	2,520.00	2,861.00	3,190.00	3,509.00	3,818.00
18,600.00	1,822.00	2,524.00	2,865.00	3,194.00	3,513.00	3,823.00
18,650.00	1,825.00	2,527.00	2,868.00	3,198.00	3,518.00	3,828.00
18,700.00	1,827.00	2,531.00	2,872.00	3,203.00	3,523.00	3,833.00
18,750.00	1,830.00	2,534.00	2,876.00	3,207.00	3,528.00	3,838.00
18,800.00	1,833.00	2,538.00	2,880.00	3,211.00	3,532.00	3,843.00
18,850.00	1,835.00	2,541.00	2,884.00	3,215.00	3,537.00	3,848.00
18,900.00	1,838.00	2,545.00	2,888.00	3,220.00	3,542.00	3,853.00
18,950.00	1,841.00	2,548.00	2,891.00	3,224.00	3,546.00	3,858.00
19,000.00	1,843.00	2,552.00	2,895.00	3,228.00	3,551.00	3,863.00
19,050.00	1,846.00	2,555.00	2,899.00	3,232.00	3,556.00	3,868.00
19,100.00	1,849.00	2,559.00	2,903.00	3,237.00	3,560.00	3,874.00
19,150.00	1,851.00	2,562.00	2,907.00	3,241.00	3,565.00	3,879.00
19,200.00	1,854.00	2,566.00	2,910.00	3,245.00	3,570.00	3,884.00
19,250.00	1,856.00	2,569.00	2,914.00	3,249.00	3,574.00	3,889.00
19,300.00	1,859.00	2,573.00	2,918.00	3,254.00	3,579.00	3,894.00
19,350.00	1,862.00	2,576.00	2,922.00	3,258.00	3,584.00	3,899.00
19,400.00	1,864.00	2,580.00	2,926.00	3,262.00	3,588.00	3,904.00
19,450.00	1,867.00	2,583.00	2,929.00	3,266.00	3,593.00	3,909.00
19,500.00	1,870.00	2,587.00	2,933.00	3,271.00	3,598.00	3,914.00
19,550.00	1,872.00	2,590.00	2,937.00	3,275.00	3,602.00	3,919.00
19,600.00	1,875.00	2,594.00	2,941.00	3,279.00	3,607.00	3,924.00
19,650.00	1,878.00	2,597.00	2,945.00	3,283.00	3,612.00	3,929.00
19,700.00	1,880.00	2,601.00	2,948.00	3,288.00	3,616.00	3,935.00
19,750.00	1,883.00	2,604.00	2,952.00	3,292.00	3,621.00	3,940.00
19,800.00	1,886.00	2,608.00	2,956.00	3,296.00	3,626.00	3,945.00

19,850.00	1,888.00	2,611.00	2,960.00	3,300.00	3,630.00	3,950.00
19,900.00	1,891.00	2,615.00	2,964.00	3,305.00	3,635.00	3,955.00
19,950.00	1,893.00	2,618.00	2,967.00	3,309.00	3,640.00	3,960.00
20,000.00	1,896.00	2,622.00	2,971.00	3,313.00	3,644.00	3,965.00
20,050.00	1,899.00	2,625.00	2,975.00	3,317.00	3,649.00	3,970.00
20,100.00	1,901.00	2,628.00	2,979.00	3,321.00	3,654.00	3,975.00
20,150.00	1,904.00	2,632.00	2,983.00	3,326.00	3,658.00	3,980.00
20,200.00	1,907.00	2,635.00	2,987.00	3,330.00	3,663.00	3,985.00
20,250.00	1,909.00	2,639.00	2,990.00	3,334.00	3,668.00	3,990.00
20,300.00	1,912.00	2,642.00	2,994.00	3,338.00	3,672.00	3,996.00
20,350.00	1,915.00	2,646.00	2,998.00	3,343.00	3,677.00	4,001.00
20,400.00	1,917.00	2,649.00	3,002.00	3,347.00	3,682.00	4,006.00
20,450.00	1,920.00	2,653.00	3,006.00	3,351.00	3,686.00	4,011.00
20,500.00	1,923.00	2,656.00	3,009.00	3,355.00	3,691.00	4,016.00
20,550.00	1,925.00	2,660.00	3,013.00	3,360.00	3,696.00	4,021.00
20,600.00	1,928.00	2,663.00	3,017.00	3,364.00	3,700.00	4,026.00
20,650.00	1,931.00	2,667.00	3,021.00	3,368.00	3,705.00	4,031.00
20,700.00	1,933.00	2,670.00	3,025.00	3,372.00	3,710.00	4,036.00
20,750.00	1,936.00	2,674.00	3,028.00	3,377.00	3,714.00	4,041.00
20,800.00	1,938.00	2,677.00	3,032.00	3,381.00	3,719.00	4,046.00
20,850.00	1,941.00	2,681.00	3,036.00	3,385.00	3,724.00	4,051.00
20,900.00	1,944.00	2,684.00	3,040.00	3,389.00	3,728.00	4,056.00
20,950.00	1,946.00	2,688.00	3,044.00	3,394.00	3,733.00	4,062.00
21,000.00	1,949.00	2,691.00	3,047.00	3,398.00	3,738.00	4,067.00
21,050.00	1,952.00	2,695.00	3,051.00	3,402.00	3,742.00	4,072.00
21,100.00	1,954.00	2,698.00	3,055.00	3,406.00	3,747.00	4,077.00
21,150.00	1,957.00	2,702.00	3,059.00	3,411.00	3,752.00	4,082.00

21,200.00	1,960.00	2,705.00	3,063.00	3,415.00	3,756.00	4,087.00
21,250.00	1,962.00	2,709.00	3,067.00	3,419.00	3,761.00	4,092.00
21,300.00	1,965.00	2,712.00	3,070.00	3,423.00	3,766.00	4,097.00
21,350.00	1,968.00	2,716.00	3,074.00	3,428.00	3,770.00	4,102.00
21,400.00	1,970.00	2,719.00	3,078.00	3,432.00	3,775.00	4,107.00
21,450.00	1,973.00	2,723.00	3,082.00	3,436.00	3,780.00	4,112.00
21,500.00	1,975.00	2,726.00	3,086.00	3,440.00	3,784.00	4,117.00
21,550.00	1,978.00	2,730.00	3,089.00	3,445.00	3,789.00	4,123.00
21,600.00	1,981.00	2,733.00	3,093.00	3,449.00	3,794.00	4,128.00
21,650.00	1,983.00	2,737.00	3,097.00	3,453.00	3,798.00	4,133.00
21,700.00	1,986.00	2,740.00	3,101.00	3,457.00	3,803.00	4,138.00
21,750.00	1,989.00	2,744.00	3,105.00	3,462.00	3,808.00	4,143.00
21,800.00	1,991.00	2,747.00	3,108.00	3,466.00	3,812.00	4,148.00
21,850.00	1,994.00	2,751.00	3,112.00	3,470.00	3,817.00	4,153.00
21,900.00	1,997.00	2,754.00	3,116.00	3,474.00	3,822.00	4,158.00
21,950.00	1,999.00	2,758.00	3,120.00	3,479.00	3,827.00	4,163.00
22,000.00	2,002.00	2,761.00	3,124.00	3,483.00	3,831.00	4,168.00
22,050.00	2,005.00	2,765.00	3,127.00	3,487.00	3,836.00	4,173.00
22,100.00	2,007.00	2,768.00	3,131.00	3,491.00	3,841.00	4,178.00
22,150.00	2,010.00	2,772.00	3,135.00	3,496.00	3,845.00	4,184.00
22,200.00	2,012.00	2,775.00	3,139.00	3,500.00	3,850.00	4,189.00
22,250.00	2,015.00	2,779.00	3,143.00	3,504.00	3,855.00	4,194.00
22,300.00	2,018.00	2,782.00	3,147.00	3,508.00	3,859.00	4,199.00
22,350.00	2,020.00	2,785.00	3,150.00	3,513.00	3,864.00	4,204.00
22,400.00	2,022.00	2,788.00	3,153.00	3,515.00	3,867.00	4,207.00
22,450.00	2,024.00	2,790.00	3,155.00	3,517.00	3,869.00	4,210.00
22,500.00	2,025.00	2,792.00	3,157.00	3,520.00	3,872.00	4,212.00

22,550.00	2,027.00	2,793.00	3,158.00	3,522.00	3,874.00	4,215.00
22,600.00	2,028.00	2,795.00	3,160.00	3,524.00	3,876.00	4,217.00
22,650.00	2,029.00	2,797.00	3,162.00	3,526.00	3,878.00	4,220.00
22,700.00	2,031.00	2,799.00	3,164.00	3,528.00	3,881.00	4,222.00
22,750.00	2,032.00	2,801.00	3,166.00	3,530.00	3,883.00	4,225.00
22,800.00	2,034.00	2,803.00	3,168.00	3,532.00	3,885.00	4,227.00
22,850.00	2,035.00	2,804.00	3,169.00	3,534.00	3,888.00	4,230.00
22,900.00	2,036.00	2,806.00	3,171.00	3,536.00	3,890.00	4,232.00
22,950.00	2,038.00	2,808.00	3,173.00	3,538.00	3,892.00	4,235.00
23,000.00	2,039.00	2,810.00	3,175.00	3,540.00	3,894.00	4,237.00
23,050.00	2,041.00	2,812.00	3,177.00	3,542.00	3,897.00	4,240.00
23,100.00	2,042.00	2,814.00	3,179.00	3,544.00	3,899.00	4,242.00
23,150.00	2,044.00	2,816.00	3,181.00	3,546.00	3,901.00	4,245.00
23,200.00	2,045.00	2,817.00	3,182.00	3,548.00	3,904.00	4,247.00
23,250.00	2,046.00	2,819.00	3,184.00	3,550.00	3,906.00	4,250.00
23,300.00	2,048.00	2,821.00	3,186.00	3,552.00	3,908.00	4,252.00
23,350.00	2,049.00	2,823.00	3,188.00	3,555.00	3,910.00	4,254.00
23,400.00	2,051.00	2,825.00	3,190.00	3,557.00	3,913.00	4,257.00
23,450.00	2,052.00	2,827.00	3,192.00	3,559.00	3,915.00	4,259.00
23,500.00	2,053.00	2,828.00	3,193.00	3,561.00	3,917.00	4,262.00
23,550.00	2,055.00	2,830.00	3,195.00	3,563.00	3,919.00	4,264.00
23,600.00	2,056.00	2,832.00	3,197.00	3,565.00	3,922.00	4,267.00
23,650.00	2,058.00	2,834.00	3,199.00	3,567.00	3,924.00	4,269.00
23,700.00	2,059.00	2,836.00	3,201.00	3,569.00	3,926.00	4,272.00
23,750.00	2,061.00	2838.00	3,203.00	3,571.00	3,929.00	4,274.00
23,800.00	2,062.00	2,840.00	3,204.00	3,573.00	3,931.00	4,277.00
23,850.00	2,063.00	2,841.00	3,206.00	3,575.00	3,933.00	4,279.00

23,900.00	2,065.00	2,843.00	3,208.00	3,577.00	3,935.00	4,282.00
23,950.00	2,066.00	2,845.00	3,210.00	3,579.00	3,938.00	4,284.00
24,000.00	2,068.00	2,847.00	3,212.00	3,581.00	3,940.00	4,287.00
24,050.00	2,069.00	2,849.00	3,214.00	3,583.00	3,942.00	4,289.00
24,100.00	2,070.00	2,851.00	3,216.00	3,585.00	3,945.00	4,292.00
24,150.00	2,072.00	2,852.00	3,217.00	3,587.00	3,947.00	4,294.00
24,200.00	2,073.00	2,854.00	3,219.00	3,589.00	3,949.00	4,297.00
24,250.00	2,075.00	2,856.00	3,221.00	3,592.00	3,951.00	4,299.00
24,300.00	2,076.00	2,858.00	3,223.00	3,594.00	3,954.00	4,302.00
24,350.00	2,077.00	2,860.00	3,225.00	3,596.00	3,956.00	4,304.00
24,400.00	2,079.00	2,862.00	3,227.00	3,598.00	3,958.00	4,307.00
24,450.00	2,080.00	2,864.00	3,228.00	3,600.00	3,961.00	4,309.00
24,500.00	2,082.00	2,865.00	3,230.00	3,602.00	3,963.00	4,312.00
24,550.00	2,083.00	2,867.00	3,232.00	3,604.00	3,965.00	4,314.00
24,600.00	2,085.00	2,869.00	3,234.00	3,606.00	3,967.00	4,317.00
24,650.00	2,086.00	2,871.00	3,236.00	3,608.00	3,970.00	4,319.00
24,700.00	2,087.00	2,873.00	3,238.00	3,610.00	3,972.00	4,322.00
24,750.00	2,089.00	2,875.00	3,240.00	3,612.00	3,974.00	4,324.00
24,800.00	2,090.00	2,876.00	3,241.00	3,614.00	3,977.00	4,326.00
24,850.00	2,092.00	2,878.00	3,243.00	3,616.00	3,979.00	4,329.00
24,900.00	2,093.00	2,880.00	3,245.00	3,618.00	3,981.00	4,331.00
24,950.00	2,094.00	2,882.00	3,247.00	3,620.00	3,983.00	4,334.00
25,000.00	2,096.00	2,884.00	3,249.00	3,622.00	3,986.00	4,336.00
25,050.00	2,097.00	2,886.00	3,251.00	3,624.00	3,988.00	4,339.00
25,100.00	2,099.00	2,887.00	3,252.00	3,626.00	3,990.00	4,341.00
25,150.00	2,100.00	2,889.00	3,254.00	3,629.00	3,993.00	4,344.00
25,200.00	2,102.00	2,891.00	3,256.00	3,631.00	3,995.00	4,346.00

25,250.00	2,103.00	2,893.00	3,258.00	3,633.00	3,997.00	4,349.00
25,300.00	2,104.00	2,895.00	3,260.00	3,635.00	3,999.00	4,351.00
25,350.00	2,106.00	2,897.00	3,262.00	3,637.00	4,002.00	4,354.00
25,400.00	2,107.00	2,899.00	3,264.00	3,639.00	4,004.00	4,356.00
25,450.00	2,109.00	2,900.00	3,265.00	3,641.00	4,006.00	4,359.00
25,500.00	2,110.00	2,902.00	3,267.00	3,643.00	4,009.00	4,361.00
25,550.00	2,111.00	2,904.00	3,269.00	3,645.00	4,011.00	4,364.00
25,600.00	2,113.00	2,906.00	3,271.00	3,647.00	4,013.00	4,366.00
25,650.00	2,114.00	2,908.00	3,273.00	3,649.00	4,015.00	4,369.00
25,700.00	2,116.00	2,910.00	3,275.00	3,651.00	4,018.00	4,371.00
25,750.00	2,117.00	2,911.00	3,276.00	3,653.00	4,020.00	4,374.00
25,800.00	2,119.00	2,913.00	3,278.00	3,655.00	4,022.00	4,376.00
25,850.00	2,120.00	2,915.00	3,280.00	3,657.00	4,024.00	4,379.00
25,900.00	2,121.00	2,917.00	3,282.00	3,659.00	4,027.00	4,381.00
25,950.00	2,123.00	2,919.00	3,284.00	3,661.00	4,029.00	4,384.00
26,000.00	2,124.00	2,921.00	3,286.00	3,663.00	4,031.00	4,386.00
26,050.00	2,126.00	2,923.00	3,287.00	3,666.00	4,034.00	4,389.00
26,100.00	2,127.00	2,924.00	3,289.00	3,668.00	4,036.00	4,391.00
26,150.00	2,128.00	2,926.00	3,291.00	3,670.00	4,038.00	4,394.00
26,200.00	2,130.00	2,928.00	3,293.00	3,672.00	4,040.00	4,396.00
26,250.00	2,131.00	2,930.00	3,295.00	3,674.00	4,043.00	4,399.00
26,300.00	2,133.00	2,932.00	3,297.00	3,676.00	4,045.00	4,401.00
26,350.00	2,134.00	2,934.00	3,299.00	3,678.00	4,047.00	4,403.00
26,400.00	2,136.00	2,935.00	3,300.00	3,680.00	4,050.00	4,406.00
26,450.00	2,137.00	2,937.00	3,302.00	3,682.00	4,052.00	4,408.00
26,500.00	2,138.00	2,939.00	3,304.00	3,684.00	4,054.00	4,411.00
26,550.00	2,140.00	2,941.00	3,306.00	3,686.00	4,056.00	4,413.00

26,600.00	2,141.00	2,943.00	3,308.00	3,688.00	4,059.00	4,416.00
26,650.00	2,143.00	2,945.00	3,310.00	3,690.00	4,061.00	4,418.00
26,700.00	2,144.00	2,947.00	3,311.00	3,692.00	4,063.00	4,421.00
26,750.00	2,145.00	2,948.00	3,313.00	3,694.00	4,066.00	4,423.00
26,800.00	2,147.00	2,950.00	3,315.00	3,696.00	4,068.00	4,426.00
26,850.00	2,148.00	2,952.00	3,317.00	3,698.00	4,070.00	4,428.00
26,900.00	2,150.00	2,954.00	3,319.00	3,701.00	4,072.00	4,431.00
26,950.00	2,151.00	2,956.00	3,321.00	3,703.00	4,075.00	4,433.00
27,000.00	2,153.00	2,958.00	3,323.00	3,705.00	4,077.00	4,436.00
27,050.00	2,154.00	2,959.00	3,324.00	3,707.00	4,079.00	4,438.00
27,100.00	2,155.00	2,961.00	3,326.00	3,709.00	4,082.00	4,441.00
27,150.00	2,157.00	2,963.00	3,328.00	3,711.00	4,084.00	4,443.00
27,200.00	2,158.00	2,965.00	3,330.00	3,713.00	4,086.00	4,446.00
27,250.00	2,160.00	2,967.00	3,332.00	3,715.00	4,088.00	4,448.00
27,300.00	2,161.00	2,969.00	3,334.00	3,717.00	4,091.00	4,451.00
27,350.00	2,162.00	2,970.00	3,335.00	3,719.00	4,093.00	4,453.00
27,400.00	2,164.00	2,972.00	3,337.00	3,721.00	4,095.00	4,456.00
27,450.00	2,165.00	2,974.00	3,339.00	3,723.00	4,098.00	4,458.00
27,500.00	2,167.00	2,976.00	3,341.00	3,725.00	4,100.00	4,461.00
27,550.00	2,168.00	2,978.00	3,343.00	3,727.00	4,102.00	4,463.00
27,600.00	2,170.00	2,980.00	3,345.00	3,729.00	4,104.00	4,466.00
27,650.00	2,171.00	2,982.00	3,347.00	3,731.00	4,107.00	4,468.00
27,700.00	2172.00	2,983.00	3,348.00	3,733.00	4,109.00	4,471.00
27,750.00	2,174.00	2,985.00	3,350.00	3,735.00	4,111.00	4,473.00
27,800.00	2,175.00	2,987.00	3,352.00	3,738.00	4,114.00	4,475.00
27,850.00	2,177.00	2,989.00	3,354.00	3,740.00	4,116.00	4,478.00
27,900.00	2,178.00	2,991.00	3,356.00	3,742.00	4,118.00	4,480.00

27,950.00	2,179.00	2,993.00	3,357.00	3,744.00	4,120.00	4,483.00
28,000.00	2,181.00	2,994.00	3,359.00	3,746.00	4,122.00	4,485.00
28,050.00	2,182.00	2,996.00	3,361.00	3,748.00	4,125.00	4,488.00
28,100.00	2,184.00	2,998.00	3,363.00	3,750.00	4,127.00	4,490.00
28,150.00	2,185.00	3,000.00	3,365.00	3,752.00	4,129.00	4,492.00
28,200.00	2,186.00	3,001.00	3,366.00	3,754.00	4,131.00	4,495.00
28,250.00	2,188.00	3,003.00	3,368.00	3,756.00	4,133.00	4,497.00
28,300.00	2,189.00	3,005.00	3,370.00	3,758.00	4,136.00	4,500.00
28,350.00	2,190.00	3,007.00	3,372.00	3,759.00	4,138.00	4,502.00
28,400.00	2,192.00	3,009.00	3,374.00	3,761.00	4,140.00	4,504.00
28,450.00	2,193.00	3,010.00	3,375.00	3,763.00	4,142.00	4,507.00
28,500.00	2,194.00	3,012.00	3,377.00	3,765.00	4,145.00	4,509.00
28,550.00	2,196.00	3,014.00	3,379.00	3,767.00	4,147.00	4,512.00
28,600.00	2,197.00	3,016.00	3,381.00	3,769.00	4,149.00	4,514.00
28,650.00	2,199.00	3,017.00	3,382.00	3,771.00	4,151.00	4,516.00
28,700.00	2,200.00	3,019.00	3,384.00	3,773.00	4,153.00	4,519.00
28,750.00	2,201.00	3,021.00	3,386.00	3,775.00	4,156.00	4,521.00
28,800.00	2,203.00	3,023.00	3,388.00	3,777.00	4,158.00	4,524.00
28,850.00	2,204.00	3,025.00	3,390.00	3,779.00	4,160.00	4,526.00
28,900.00	2,205.00	3,026.00	3,391.00	3,781.00	4,162.00	4,528.00
28,950.00	2,207.00	3,028.00	3,393.00	3,783.00	4,164.00	4,531.00
29,000.00	2,208.00	3,030.00	3,395.00	3,785.00	4,167.00	4,533.00
29,050.00	2,210.00	3,032.00	3,397.00	3,787.00	4,169.00	4,536.00
29,100.00	2,211.00	3,034.00	3,398.00	3,789.00	4,171.00	4,538.00
29,150.00	2,212.00	3,035.00	3,400.00	3,791.00	4,173.00	4,540.00
29,200.00	2,214.00	3,037.00	3,402.00	3,793.00	4,175.00	4,543.00
29,250.00	2,215.00	3,039.00	3,404.00	3,795.00	4,178.00	4,545.00

29,300.00	2,216.00	3,041.00	3,406.00	3,797.00	4,180.00	4,548.00
29,350.00	2,218.00	3,042.00	3,407.00	3,799.00	4,182.00	4,550.00
29,400.00	2,219.00	3,044.00	3,409.00	3,801.00	4,184.00	4,552.00
29,450.00	2,220.00	3,046.00	3,411.00	3,803.00	4,186.00	4,555.00
29,500.00	2,222.00	3,048.00	3,413.00	3,805.00	4,189.00	4,557.00
29,550.00	2,223.00	3,050.00	3,415.00	3,807.00	4,191.00	4,560.00
29,600.00	2,225.00	3,051.00	3,416.00	3,809.00	4,193.00	4,562.00
29,650.00	2,226.00	3,053.00	3,418.00	3,811.00	4,195.00	4,564.00
29,700.00	2,227.00	3,055.00	3,420.00	3,813.00	4,197.00	4,567.00
29,750.00	2,229.00	3,057.00	3,422.00	3,815.00	4,200.00	4,569.00
29,800.00	2,230.00	3,058.00	3,423.00	3,817.00	4,202.00	4,572.00
29,850.00	2,231.00	3,060.00	3,425.00	3,819.00	4,204.00	4,574.00
29,900.00	2,233.00	3,062.00	3,427.00	3,821.00	4,206.00	4,576.00
29,950.00	2,234.00	3,064.00	3,429.00	3,823.00	4,208.00	4,579.00
30,000.00	2,236.00	3,066.00	3,431.00	3,825.00	4,211.00	4,581.00"

SECTION 5.

Said title is further amended by striking paragraph (1) of subsection (a) of Code Section 19-6-26, relating to definitions, and inserting in lieu thereof the following:

"(1) 'Child support order' means a judgment, decree, or order of a Georgia court or authorized administrative agency requiring the payment of child support in periodic amounts or in a lump sum and includes (A) a permanent or temporary order and (B) an initial order or a modification of an order."

SECTION 6.

Said title is further amended by striking subsection (b) of Code Section 19-6-34, relating to inclusion of life insurance in an order of support, and inserting in lieu thereof the following:

"(b) The amount of the premium for such life insurance ~~shall~~ may be ~~counted as a part of the support ordered~~ considered as a deviation to the presumptive amount of child support pursuant to the provisions of Code Section 19-6-15, provided that the court shall review the amount of the premium for reasonableness ~~in the circumstances of the child, the parent ordered to pay support, and the other parent~~ under the circumstances of the case and the best interest of the child."

SECTION 7.

Said title is further amended by striking paragraph (6) of subsection (a) of Code Section 19-6-53, relating to the duties of the Georgia Child Support Commission, and inserting in lieu thereof the following:

"(6) To develop, ~~and~~ publish, and update the child support obligation table and worksheets and schedules associated with the use of such table;"

SECTION 8.

Said title is further amended by striking Code Section 19-7-2, relating to parents´ obligations to child, and inserting in lieu thereof the following:

"19-7-2.

It is the joint and several duty of each parent to provide for the maintenance, protection, and education of his or her child until the child reaches the age of majority, dies, marries, or becomes emancipated, whichever first occurs, except as otherwise authorized and ordered pursuant to subsection ~~(d)~~ (e) of Code Section 19-6-15 and except to the extent that the duty of the parents is otherwise or further defined by court order."

SECTION 9.

This Act shall become effective on July 1, 2006, and shall apply to all civil actions filed on or after July 1, 2006. All civil actions pending on June 30, 2006, and any child support order entered on or before June 30, 2006, shall be governed under Code Section 19-6-15, 19-6-19, or 19-6-20 as such Code section existed on June 30, 2006.

SECTION 10.

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

The following substitute, offered by the Committee on Rules, was read:

A BILL

To amend Titles 5, 7, and 19 of the Official Code of Georgia Annotated, relating respectively to appeal and error, banking and finance, and domestic relations, so as to change provisions relating to the calculation of child support; to clarify the appeal process in certain domestic relations cases; to clarify the calculation of the amount of interest on arrearage of child support; to clarify definitions; to provide guidelines for determining the amount of child support to be paid; to change provisions relating to guidelines for calculating child support; to reorganize Code Section 19-6-15, relating to guidelines for calculating child support, to provide more clarity on the application of such child support; to allow a jury to determine gross income and deviations; to provide calculation of parenting time; to provide for definitions; to provide for headings to better structure the Code section; to provide for the Child Support Obligation Table; to change certain provisions relating to the duties of the Georgia Child Support Commission; to

correct cross-references; to provide for related matters; to provide for applicability and an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 5 of the Official Code of Georgia Annotated, relating to appeal and error, is amended by striking subsection (a) of Code Section 5-6-34, relating to judgments and rulings deemed directly appealable, and inserting in lieu thereof the following:

"5-6-34.

(a) Appeals may be taken to the Supreme Court and the Court of Appeals from the following judgments and rulings of the superior courts, the constitutional city courts, and such other courts or tribunals from which appeals are authorized by the Constitution and laws of this state:

(1) All final judgments, that is to say, where the case is no longer pending in the court below, except as provided in Code Section 5-6-35;

(2) All judgments involving applications for discharge in bail trover and contempt cases;

(3) All judgments or orders directing that an accounting be had;

(4) All judgments or orders granting or refusing applications for receivers or for interlocutory or final injunctions;

(5) All judgments or orders granting or refusing applications for attachment against fraudulent debtors;

(5.1) Any ruling on a motion which would be dispositive if granted with respect to a defense that the action is barred by Code Section 16-11-184;

(6) All judgments or orders granting or refusing to grant mandamus or any other extraordinary remedy, except with respect to temporary restraining orders;

(7) All judgments or orders refusing applications for dissolution of corporations created by the superior courts; and

(8) All judgments or orders sustaining motions to dismiss a caveat to the probate of a will~~; and~~

~~(9) All final judgments of child support~~."

SECTION 2.

Title 7 of the Official Code of Georgia Annotated, relating to banking and finance, is amended by striking in its entirety Code Section 7-4-12.1, relating to interest on arrearage of child support, and inserting in lieu thereof the following:

"7-4-12.1.

(a) All awards of child support expressed in monetary amounts shall accrue interest at the rate of 7 percent per annum commencing 30 days from the day such award or payment is due. This Code section shall apply to all awards, court orders, decrees, and judgments rendered pursuant to Title 19. It shall not be necessary for the party to whom the child support is due to reduce any such award to judgment in order to recover

such interest. The court shall have discretion in applying or waiving past due interest. In determining whether to apply, waive, or reduce the amount of interest owed, the Court shall consider whether:

(1) Good cause existed for the nonpayment of the child support;

(2) Payment of the interest would result in substantial and unreasonable hardship for the parent owing the interest;

(3) Applying, waiving, or reducing the interest would enhance or detract from the parent's current ability to pay child support, including the consideration of the regularity of payments made for current child support of those dependents for whom support is owed; and

(4) The waiver or reduction of interest would result in substantial and unreasonable hardship to the parent to whom interest is owed.

(b) This Code section shall not be construed to abrogate the authority of a IV-D agency to waive, reduce, or negotiate a settlement of unreimbursed public assistance in accordance with subsection (b) of Code Section 19-11-5."

SECTION 3.

Title 19 of the Official Code of Georgia Annotated, relating to domestic relations, is amended by striking subsection (c) of Code Section 19-5-12, relating to form of judgment and decree in divorce actions, and inserting in lieu thereof a new subsection (c) to read as follows:

"(c) In any case which involves the determination of child support, the form of the judgment shall also include provisions indicating both ~~parties' incomes~~ parents' income, the number of children for which support is being provided, the presumptive amount of child support award calculation, and, if the presumptive ~~award~~ amount of child support is rebutted, the award amount and the basis for the rebuttal award. The final judgment shall have attached to it the child support worksheet containing the calculation of the final award of child support and Schedule E pertaining to deviations. The final judgment shall specify a sum certain amount of child support to be paid."

SECTION 4.

Said title is further amended by striking in its entirety Code Section 19-6-15, relating to guidelines for calculating child support, and inserting in lieu thereof a new Code Section 19-6-15 to read as follows:

"19-6-15.

(a) *Definitions.* As used in this Code section, the term:

(1) 'Adjusted Child Support Obligation' means the Basic Child Support Obligation adjusted by the Parenting Time Adjustment, if applicable, Health Insurance, and Work Related Child Care Costs.

(2) 'Adjusted Income' means the determination of a Parent's monthly income, calculated by deducting from that Parent's monthly Gross Income one-half of the amount of any applicable self-employment taxes being paid by the Parent, any Preexisting Order for current child support which is being paid by the Parent, and any

Theoretical Child Support Order for other Qualified Children, if allowed by the Court. For further reference see paragraph (5) of subsection (f) of this Code section.
(3) 'Basic Child Support Obligation' means the amount of support displayed on the Child Support Obligation Table which corresponds to the Combined Adjusted Income of the Custodial Parent and the Noncustodial Parent and the number of children for whom child support is being determined. This amount is rebuttably presumed to be the appropriate amount of child support to be provided by the Custodial Parent and the Noncustodial Parent prior to consideration of percentage of income, Parenting Time Adjustments, Health Insurance, Work Related Child Care Costs, and Deviations.
(4) 'Child' means child or children.
(5) 'Child Support Enforcement Agency' means the Child Support Enforcement Agency within the Department of Human Resources.
(6) 'Child Support Obligation Table' means the chart which displays the dollar amount of the Basic Child Support Obligation corresponding to various levels of Combined Adjusted Income of the children's Parents and the number of children for whom a child support order is being established or modified. The Child Support Obligation Table shall be used to calculate the Basic Child Support Obligation according to the provisions of this Code section. For further reference see subsections (n) and (o) of this Code section.
(7) 'Combined Adjusted Income' means the amount of Adjusted Income of the Custodial Parent added to the amount of Adjusted Income of the Noncustodial Parent.
(8) 'Court' means a judge of any Court of record or an administrative law judge of the Office of State Administrative Hearings.
(9) 'Custodial Parent' means the Parent with whom the Child resides more than 50 percent of the time. Where a Custodial Parent has not been designated or where a Child resides with both Parents an equal amount of time, the Court shall designate the Custodial Parent as the Parent with the lesser support obligation and the other Parent as the Noncustodial Parent. Where the Child resides equally with both Parents and neither Parent can be determined as owing a greater amount than the other, the Court shall determine which Parent to designate as the Custodial Parent for the purpose of this Code section.
(10) 'Deviation' means an increase or decrease from the Presumptive Amount of Child Support if the presumed order is rebutted by evidence and the required findings of fact are made by the Court pursuant to subsection (i) of this Code section.
(11) 'Final Child Support Order' means the Presumptive Amount of Child Support adjusted by any Deviations.
(12) 'Gross Income' means all income to be included in the calculation of child support as set forth in subsection (f) of this Code section.
(13) 'Health Insurance' means any general health or medical policy. For further reference see paragraph (2) of subsection (h) of this Code section.
(14) 'Noncustodial Parent' means the Parent with whom the Child resides less than 50 percent of the time or the Parent who has the greater payment obligation for child

support. Where the Child resides equally with both Parents and neither Parent can be determined as owing a lesser amount than the other, the Court shall determine which Parent to designate as the Noncustodial Parent for the purpose of this Code section.

(15) 'Nonparent Custodian' means an individual who has been granted legal custody of a Child, or an individual who has a legal right to seek, modify, or enforce a child support order.

(16) 'Parent' means a person who owes a Child a duty of support pursuant to Code Section 19-7-2.

(17) 'Parenting Time Adjustment' means an adjustment to the Noncustodial Parent's portion of the Basic Child Support Obligation based upon the Noncustodial Parent's court ordered visitation with the Child. For further reference see subsection (g) of this Code section.

(18) 'Preexisting Order' means:

(A) An order in another case that requires a Parent to make child support payments for another Child, which child support the Parent is actually paying, as evidenced by documentation as provided in division (f)(5)(B)(iii) of this Code section; and

(B) That the date of filing of the initial order for each such other case is earlier than the date of filing of the initial order in the case immediately before the Court, regardless of the age of any Child in any of the cases.

(19) 'Presumptive Amount of Child Support' means the Basic Child Support Obligation and the Parenting Time Adjustment, if applicable, Health Insurance, and Work Related Child Care Costs.

(20) A 'Qualified Child' or 'Qualified Children' means any Child:

(A) For whom the Parent is legally responsible and in whose home the Child resides;

(B) That the Parent is actually supporting;

(C) Who is not subject to a Preexisting Child Support Order; and

(D) Who is not before the Court to set, modify, or enforce support in the case immediately under consideration.

Qualified Children shall not include stepchildren or other minors in the home that the Parent has no legal obligation to support.

(21) 'Split Parenting' can occur in a child support case only if there are two or more children of the same Parents, where one Parent is the Custodial Parent for at least one Child of the Parents, and the other Parent is the Custodial Parent for at least one other Child of the Parents. In a Split Parenting case, each Parent is the Custodial Parent of any Child spending more than 50 percent of the time with that Parent and is the Noncustodial Parent of any Child spending more than 50 percent of the time with the other Parent. A Split Parenting situation shall have two Custodial Parents and two Noncustodial Parents, but no Child shall have more than one Custodial Parent or Noncustodial Parent.

(22) 'Theoretical Child Support Order' means a hypothetical child support order for Qualified Children calculated as set forth in subparagraph (f)(5)(C) of this Code

section which allows the Court to determine the amount of child support as if a child support order existed.

(23) 'Uninsured Health Care Expenses' means a Child's uninsured medical expenses including, but not limited to, Health Insurance copayments, deductibles, and such other costs as are reasonably necessary for orthodontia, dental treatment, asthma treatments, physical therapy, vision care, and any acute or chronic medical or health problem or mental health illness, including counseling and other medical or mental health expenses, that are not covered by insurance. For further reference see paragraph (3) of subsection (h) of this Code section.

(24) 'Work Related Child Care Costs' means expenses for the care of the Child for whom support is being determined which are due to employment of either Parent. In an appropriate case, the Court may consider the child care costs associated with a Parent's job search or the training or education of a Parent necessary to obtain a job or enhance earning potential, not to exceed a reasonable time as determined by the Court, if the Parent proves by a preponderance of the evidence that the job search, job training, or education will benefit the Child being supported. The term shall be projected for the next consecutive 12 months and averaged to obtain a monthly amount. For further reference see paragraph (1) of subsection (h) of this Code section.

(25) 'Worksheet' or 'Child Support Worksheet' means the Worksheet used to record information necessary to determine and calculate child support. In Child Support Enforcement Agency cases in which neither Parent prepared a Worksheet, the Court may rely solely on the Worksheet prepared by the Child Support Enforcement Agency as a basis for its order. For further reference see subsection (m) of this Code section.

(b) *Process of calculating child support.* Pursuant to this Code section, the determination of child support shall be calculated as follows:

(1) Determine the monthly Gross Income of both the Custodial Parent and the Noncustodial Parent. Gross Income may include imputed income, if applicable. Gross Income shall be calculated on a monthly basis. The determination of monthly Gross Income shall be entered on the Child Support Schedule A – Gross Income;

(2) Adjust each Parent's monthly Gross Income by deducting the following from the Parents´ monthly Gross Income, and entering it on the Child Support Schedule B – Adjusted Income if any of the following apply:

(A) One-half of the amount of self-employment taxes;

(B) Preexisting Orders; and

(C) Theoretical Child Support Order for Qualified Children, if allowed by the Court;

(3) Add each Parent's Adjusted Income together to compute the Combined Adjusted Income;

(4) Locate the Basic Child Support Obligation by referring to the Child Support Obligation Table. Using the figure closest to the amount of the Combined Adjusted Income, locate the amount of the Basic Child Support Obligation in the column underneath the number of children for whom support is being determined. If the

Combined Adjusted Income falls between the amounts shown in the table, then the Basic Child Support Obligation shall be based on the income bracket most closely matched to the Combined Adjusted Income;

(5) Calculate the pro rata share of the Basic Child Support Obligation for the Custodial Parent and the Noncustodial Parent by dividing the Combined Adjusted Income into each Parent's Adjusted Income to arrive at each Parent's pro rata percentage of the Basic Child Support Obligation;

(6) Make the Parenting Time Adjustment, if applicable, to the Basic Child Support Obligation based upon the calculation of the Noncustodial Parent's court ordered visitation with the Child. The Parenting Time Adjustment shall be entered on the Child Support Schedule C – Parenting Time Adjustment;

(7) Find the Adjusted Child Support Obligation amount by adding the additional expenses of the costs of Health Insurance and Work Related Child Care Costs, prorating such expenses in accordance with each Parent's pro rata share of the obligation and adding such expenses to the pro rata share of the obligation. The monthly cost of health insurance premiums and Work Related Child Care Costs shall be entered on the Child Support Schedule D – Additional Expenses. The pro rata share of the Basic Child Support Obligation and the pro rata share of the combined additional expenses shall be added together to create the Adjusted Child Support Obligation;

(8) Determine the Presumptive Amount of Child Support for the Custodial Parent and the Noncustodial Parent resulting in a sum certain single payment due to the Custodial Parent by assigning or deducting credit for actual payments for Health Insurance and Work Related Child Care Costs;

(9) In accordance with subsection (i) of this Code section, deviations subtracted from or increased to the Presumptive Amount of Child Support are applied, if applicable, and if supported by the required findings of fact and application of the best interest of the child standard. The proposed Deviations shall be entered on the Child Support Schedule E – Deviations. In the Court's or the jury's discretion, Deviations may include, but are not limited to, the following:

(A) High income;
(B) Low income;
(C) Other health related insurance;
(D) Child and dependent care tax credit;
(E) Travel expenses;
(F) Alimony;
(G) Mortgage;
(H) Permanency plan or foster care plan;
(I) Extraordinary expenses; and
(J) Nonspecific deviations;

(10) The Final Child Support Order shall be the Presumptive Amount of Child Support as increased or decreased by Deviations. The final child support amount for

each Parent shall be entered on the Child Support Worksheet, together with the information from each of the utilized schedules;

(11) In addition, the Parents shall allocate the Uninsured Health Care Expenses which shall be based on the pro rata responsibility of the Parents or as otherwise ordered by the Court. Each Parent's pro rata responsibility for Uninsured Health Care Expenses shall be entered on the Child Support Worksheet; and

(12) In a Split Parenting case, there shall be a separate calculation and Final Child Support Order for each Parent.

(c) *Applicability and required findings.*

(1) The child support guidelines contained in this Code section are a minimum basis for determining the amount of child support and shall apply as a rebuttable presumption in all legal proceedings involving the child support responsibility of a Parent. This Code section shall be used when the Court enters a temporary or permanent child support order in a contested or noncontested hearing. The rebuttable Presumptive Amount of Child Support provided by this Code section may be increased according to the best interest of the Child for whom support is being considered, the circumstances of the parties, the grounds for Deviation set forth in subsection (i) of this Code section, and to achieve the state policy of affording to children of unmarried Parents, to the extent possible, the same economic standard of living enjoyed by children living in intact families consisting of Parents with similar financial means.

(2) The provisions of this Code section shall not apply with respect to any divorce case in which there are no minor children, except to the limited extent authorized by subsection (e) of this Code section. In the final judgment or decree in a divorce case in which there are minor children, or in other cases which are governed by the provisions of this Code section, the Court shall:

(A) Specify in what sum certain amount and from which Parent the Child is entitled to permanent support as determined by use of the Worksheet;

(B) Specify as required by Code Section 19-5-12 in what manner, how often, to whom, and until when the support shall be paid;

(C) Include a written finding of the Parent's Gross Income as determined by the Court or the jury;

(D) Determine whether Health Insurance for the Child involved is reasonably available at a reasonable cost to either Parent. If the Health Insurance is reasonably available at a reasonable cost to the Parent, then the Court may order that the Child be covered under such Health Insurance;

(E) Include written findings of fact as to whether one or more of the Deviations allowed under this Code section are applicable, and if one or more such Deviations are applicable as determined by the Court or the jury, the written findings of fact shall further set forth:

(i) The reasons the Court or the jury deviated from the Presumptive Amount of Child Support;

(ii) The amount of child support that would have been required under this Code section if the Presumptive Amount of Child Support had not been rebutted; and

(iii) A finding that states how the Court's or the jury's application of the child support guidelines would be unjust or inappropriate considering the relative ability of each Parent to provide support and how the best interest of the Child who is subject to the child support determination is served by Deviation from the Presumptive Amount of Child Support;

(F) Specify the amount of the Noncustodial Parent's Parenting Time Units as set forth in the order of visitation; and

(G) Specify the percentage of Uninsured Health Care Expenses for which each Parent shall be responsible.

(3) When child support is ordered, the party who is required to pay the child support shall not be liable to third persons for necessaries furnished to the Child embraced in the judgment or decree. In all cases, the parties shall submit to the Court their Worksheets and schedules and the presence or absence of other factors to be considered by the Court pursuant to the provisions of this Code section.

(4) In any case in which the Gross Income of the Custodial Parent and the Noncustodial Parent is determined by a jury, the Court shall charge the provisions of this Code section applicable to the determination of Gross Income. The jury shall be required to return a special interrogatory determining Gross Income. Based upon the jury's verdict as to Gross Income, the Court shall determine the Presumptive Amount of Child Support in accordance with the provisions of this Code section. The Court shall inform the jury of the Presumptive Amount of Child Support and the identity of the Custodial and Noncustodial Parents. In the final instructions to the jury, the Court shall charge the provisions of this Code section applicable to the determination of Deviations and the jury shall be required to return a special interrogatory as to Deviations and the final award of child support. The Court shall include its findings and the jury's verdict on the Child Support Worksheet in accordance with this Code section and Code Section 19-5-12.

(5) Nothing contained within this Code section shall prevent the parties from entering into an enforceable agreement contrary to the Presumptive Amount of Child Support which may be made the order of the Court pursuant to review by the Court of the adequacy of the child support amounts negotiated by the parties, including the provision for medical expenses and Health Insurance; provided, however, that if the agreement negotiated by the parties does not comply with the provisions contained in this Code section and does not contain findings of fact as required to support a Deviation, the Court shall reject such agreement.

(6) In any case filed pursuant to Chapter 11 of this title, relating to the 'Child Support Recovery Act,' the 'Uniform Reciprocal Enforcement of Support Act,' or the 'Uniform Interstate Family Support Act,' the Court shall make all determinations of fact, including Gross Income and Deviations, and a jury shall not hear any issue related to such cases.

(d) *Nature of guidelines; Court's discretion.* In the event of a hearing or trial on the issue of child support, the guidelines enumerated in this Code section are intended by the General Assembly to be guidelines only and any Court so applying these guidelines shall not abrogate its responsibility in making the final determination of child support based on the evidence presented to it at the time of the hearing or trial.

(e) *Duration of child support responsibility.* The duty to provide support for a minor Child shall continue until the Child reaches the age of majority, dies, marries, or becomes emancipated, whichever first occurs; provided, however, that, in any temporary, final, or modified order for child support with respect to any proceeding for divorce, separate maintenance, legitimacy, or paternity entered on or after July 1, 1992, the Court, in the exercise of sound discretion, may direct either or both Parents to provide financial assistance to a Child who has not previously married or become emancipated, who is enrolled in and attending a secondary school, and who has attained the age of majority before completing his or her secondary school education, provided that such financial assistance shall not be required after a Child attains 20 years of age. The provisions for child support provided in this subsection may be enforced by either Parent, by any Nonparent Custodian, by a guardian appointed to receive child support for the Child for whose benefit the child support is ordered, or by the Child for whose benefit the child support is ordered.

(f) *Gross Income.*

(1) Inclusion to Gross Income.

(A) *Attributable income.* Gross Income of each Parent shall be determined in the process of setting the Presumptive Amount of Child Support and shall include all income from any source, before deductions for taxes and other deductions such as Preexisting Orders for child support and credits for other Qualified Children, whether earned or unearned, and includes, but is not limited to, the following:

(i) Salaries;

(ii) Commissions, fees, and tips;

(iii) Income from self-employment;

(iv) Bonuses;

(v) Overtime payments;

(vi) Severance pay;

(vii) Recurring income from pensions or retirement plans including, but not limited to, Veterans´ Administration, Railroad Retirement Board, Keoghs, and individual retirement accounts;

(viii) Interest income;

(ix) Dividend income;

(x) Trust income;

(xi) Income from annuities;

(xii) Capital gains;

(xiii) Disability or retirement benefits that are received from the Social Security Administration pursuant to Title II of the federal Social Security Act;

(xiv) Workers´ compensation benefits, whether temporary or permanent;

(xv) Unemployment insurance benefits;

(xvi) Judgments recovered for personal injuries and awards from other civil actions;

(xvii) Gifts that consist of cash or other liquid instruments, or which can be converted to cash;

(xviii) Prizes;

(xix) Lottery winnings;

(xx) Alimony or maintenance received from persons other than parties to the proceeding before the Court; and

(xxi) Assets which are used for the support of the family.

(B) *Self-employment income*. Income from self-employment includes income from, but not limited to, business operations, work as an independent contractor or consultant, sales of goods or services, and rental properties, less ordinary and reasonable expenses necessary to produce such income. Income from self-employment, rent, royalties, proprietorship of a business, or joint ownership of a partnership, limited liability company, or closely held corporation is defined as gross receipts minus ordinary and necessary expenses required for self-employment or business operations. Ordinary and reasonable expenses of self-employment or business operations necessary to produce income do not include:

(i) Excessive promotional, travel, vehicle, or personal living expenses, depreciation on equipment, or costs of operation of home offices; or

(ii) Amounts allowable by the Internal Revenue Service for the accelerated component of depreciation expenses, investment tax credits, or any other business expenses determined by the Court or the jury to be inappropriate for determining Gross Income.

In general, income and expenses from self-employment or operation of a business should be carefully reviewed by the Court or the jury to determine an appropriate level of Gross Income available to the Parent to satisfy a child support obligation. Generally, this amount will differ from a determination of business income for tax purposes.

(C) *Fringe benefits*. Fringe benefits for inclusion as income or 'in kind' remuneration received by a Parent in the course of employment, or operation of a trade or business, shall be counted as income if the benefits significantly reduce personal living expenses. Such fringe benefits might include, but are not limited to, use of a company car, housing, or room and board. Basic allowance for housing and subsistence and variable housing allowances for members of the armed services shall be considered income for the purposes of determining child support. Fringe benefits do not include employee benefits that are typically added to the salary, wage, or other compensation that a Parent may receive as a standard added benefit, including, but not limited to, employer paid portions of Health Insurance premiums or employer contributions to a retirement or pension plan.

(D) *Variable income*. Variable income such as commissions, bonuses, overtime pay, and dividends shall be averaged by the Court or the jury over a reasonable

period of time consistent with the circumstances of the case and added to a Parent's fixed salary or wages to determine Gross Income. When income is received on an irregular, nonrecurring, or one-time basis, the Court or the jury may, but is not required to, average or prorate the income over a reasonable specified period of time or require the Parent to pay as a one-time support amount a percentage of his or her nonrecurring income, taking into consideration the percentage of recurring income of that Parent.

(2) Exclusions from Gross Income. Excluded from Gross Income are the following:

(A) Child support payments received by either Parent for the benefit of a Child of another relationship;

(B) Benefits received from means-tested public assistance programs such as, but not limited to:

(i) PeachCare for Kids Program, temporary assistance for needy families, or similar programs in other states or territories under Title IV-A of the federal Social Security Act;

(ii) Food stamps or the value of food assistance provided by way of electronic benefits transfer procedures by the Department of Human Resources;

(iii) Supplemental security income received under Title XVI of the federal Social Security Act;

(iv) Benefits received under Section 402(d) of the federal Social Security Act for disabled adult children of deceased disabled workers; and

(v) Low income heating and energy assistance program payments; and

(C) A Nonparent Custodian's Gross Income.

(3) Social Security benefits.

(A) Benefits received under Title II of the federal Social Security Act by a Child on the obligor's account shall be counted as child support payments and shall be applied against the Final Child Support Order to be paid by the obligor for the Child.

(B) After calculating the obligor's monthly Gross Income, including the countable Social Security benefits as specified in division (1)(A)(xiii) of this subsection, and after calculating the amount of child support, if the Presumptive Amount of Child Support is greater than the Social Security benefits paid on behalf of the Child on the obligor's account, the obligor shall be required to pay the amount exceeding the Social Security benefit as part of the Final Child Support Order in the case.

(C) After calculating the obligor's monthly Gross Income, including the countable Social Security benefits as specified in division (1)(A)(xiii) of this subsection, and after calculating the amount of child support, if the Presumptive Amount of Child Support is equal to or less than the Social Security benefits paid to the Nonparent Custodian or Custodial Parent on behalf of the Child on the obligor's account, the child support responsibility of that Parent is met and no further child support shall be paid.

(D) Any benefit amounts under Title II of the federal Social Security Act as determined by the Social Security Administration sent to the Nonparent Custodian

or Custodial Parent by the Social Security Administration for the Child's benefit which are greater than the Final Child Support Order shall be retained by the Nonparent Custodian or Custodial Parent for the Child's benefit and shall not be used as a reason for decreasing the Final Child Support Order or reducing arrearages.

(E) The Court shall make a written finding of fact in the Final Child Support Order regarding the use of Social Security benefits in the calculation of the child support.

(4) Reliable evidence of income.

(A) *Imputed income.* When establishing the amount of child support, if a Parent fails to produce reliable evidence of income, such as tax returns for prior years, check stubs, or other information for determining current ability to pay child support or ability to pay child support in prior years, and the Court or the jury has no other reliable evidence of the Parent's income or income potential, Gross Income for the current year shall be determined by imputing Gross Income based on a 40 hour workweek at minimum wage.

(B) *Modification.* When cases with established orders are reviewed for modification and a Parent fails to produce reliable evidence of income, such as tax returns for prior years, check stubs, or other information for determining current ability to pay child support or ability to pay child support in prior years, and the Court has no other reliable evidence of that Parent's income or income potential, the Court may enter an order to increase the child support of the Parent failing or refusing to produce evidence of income by an increment of at least 10 percent per year of that Parent's pro rata share of the Basic Child Support Obligation for each year since the Final Child Support Order was entered or last modified.

(C) *Rehearing.* If income is imputed pursuant to subparagraph (A) of this paragraph, the party believing the income of the other party is higher than the amount imputed may provide within 90 days, upon motion to the Court, evidence necessary to determine the appropriate amount of child support based upon reliable evidence. A hearing shall be scheduled after the motion is filed. The Court may increase, decrease, or the amount of current child support may remain the same from the date of filing of either Parent's initial filing or motion for reconsideration. While the motion for reconsideration is pending, the obligor shall be responsible for the amount of child support originally ordered. Arrearages entered in the original child support order based upon imputed income shall not be forgiven. When there is reliable evidence to support a motion for reconsideration of the amount of income imputed, the party shall not be required to demonstrate the existence of a significant variance or other such factors required for modification of an order pursuant to subsection (k) of this Code section.

(D) *Willful or voluntary unemployment or underemployment.* In determining whether a Parent is willfully or voluntarily unemployed or underemployed, the Court or the jury shall ascertain the reasons for the Parent's occupational choices and assess the reasonableness of these choices in light of the Parent's responsibility to support his or her Child and whether such choices benefit the Child. A

determination of willful or voluntary unemployment or underemployment shall not be limited to occupational choices motivated only by an intent to avoid or reduce the payment of child support but can be based on any intentional choice or act that affects a Parent's income. In determining willful or voluntary unemployment or underemployment, the Court may examine whether there is a substantial likelihood that the Parent could, with reasonable effort, apply his or her education, skills, or training to produce income. Specific factors for the Court to consider when determining willful or voluntary unemployment or underemployment include, but are not limited to:

(i) The Parent's past and present employment;

(ii) The Parent's education and training;

(iii) Whether unemployment or underemployment for the purpose of pursuing additional training or education is reasonable in light of the Parent's responsibility to support his or her Child and, to this end, whether the training or education may ultimately benefit the Child in the case immediately under consideration by increasing the Parent's level of support for that Child in the future;

(iv) A Parent's ownership of valuable assets and resources, such as an expensive home or automobile, that appear inappropriate or unreasonable for the income claimed by the Parent;

(v) The Parent's own health and ability to work outside the home; and

(vi) The Parent's role as caretaker of a Child of that Parent, a disabled or seriously ill Child of that Parent, or a disabled or seriously ill adult Child of that Parent, or any other disabled or seriously ill relative for whom that Parent has assumed the role of caretaker, which eliminates or substantially reduces the Parent's ability to work outside the home, and the need of that Parent to continue in the role of caretaker in the future. When considering the income potential of a Parent whose work experience is limited due to the caretaker role of that Parent, the Court shall consider the following factors:

(I) Whether the Parent acted in the role of full-time caretaker immediately prior to separation by the married parties or prior to the divorce or annulment of the marriage or dissolution of another relationship in which the Parent was a full-time caretaker;

(II) The length of time the Parent staying at home has remained out of the workforce for this purpose;

(III) The Parent's education, training, and ability to work; and

(IV) Whether the Parent is caring for a Child who is four years of age or younger. If the Court or the jury determines that a Parent is willfully or voluntarily unemployed or underemployed, child support shall be calculated based on a determination of earning capacity, as evidenced by educational level or previous work experience. In the absence of any other reliable evidence, income may be imputed to the Parent pursuant to a determination that Gross Income for the current year is based on a 40 hour workweek at minimum wage. A determination of willful and voluntary unemployment or underemployment

shall not be made when an individual is activated from the National Guard or other armed forces unit or enlists or is drafted for full-time service in the armed forces of the United States.

(5) Adjustments to Gross Income.

(A) *Self-Employment.* One-half of the self-employment and Medicare taxes shall be calculated as follows:

(i) Six and one-quarter percent of self-employment income up to the maximum amount to which federal old age, survivors, and disability insurance (OASDI) applies; plus

(ii) One and forty-five one-hundredths of a percent of self-employment income for Medicare

and this amount shall be deducted from a self-employed Parent's monthly Gross Income.

(B) *Preexisting Orders.* An adjustment to the Parent's monthly Gross Income shall be made on the Child Support Schedule B – Adjusted Income for current Preexisting Orders actually being paid under an order of support for a period of not less than 12 consecutive months immediately prior to the date of the hearing or such period that an order has been in effect if less than 12 months prior to the date of the hearing before the Court to set, modify, or enforce child support.

(i) In calculating the adjustment for Preexisting Orders, the Court shall include only those Preexisting Orders where the date of entry of the initial support order precedes the date of entry of the initial order in the case immediately under consideration;

(ii) The priority for Preexisting Orders shall be determined by the date of the initial order in each case. Subsequent modifications of the initial support order shall not affect the priority position established by the date of the initial order. In any modification proceeding, the Court rendering the decision shall make a specific finding of the date of the initial order of the case;

(iii) Adjustments shall be allowed for current preexisting support only to the extent that the payments are actually being paid as evidenced by documentation including, but not limited to, payment history from a court clerk, a IV-D agency, as defined in Code Section 19-6-31, the Child Support Enforcement Agency's computer data base, the child support payment history, or canceled checks or other written proof of payments paid directly to the other Parent. The maximum credit allowed for a Preexisting Order is an average of the amount of current support actually paid under the Preexisting Order over the past 12 months prior to the hearing date;

(iv) All Preexisting Orders shall be entered on the Child Support Schedule B – Adjusted Income for the purpose of calculating the total amount of the credit to be included on the Child Support Worksheet; and

(v) Payments being made by a Parent on any arrearages shall not be considered payments on Preexisting Orders or subsequent orders and shall not be used as a basis for reducing Gross Income.

(C) *Theoretical Child Support Orders.* In addition to the adjustments to monthly Gross Income for self-employment taxes provided in subparagraph (A) of this paragraph and for Preexisting Orders provided in subparagraph (B) of this paragraph, credits for either Parent's other Qualified Child living in the Parent's home for whom the Parent owes a legal duty of support may be considered by the Court for the purpose of reducing the Parent's Gross Income. To consider a Parent's other Qualified Children for determining the Theoretical Child Support Order, a Parent shall present documentary evidence of the Parent-Child relationship to the Court. Adjustments to income pursuant to this paragraph may be considered in such circumstances in which the failure to consider a Qualified Child would cause substantial hardship to the Parent. If the Court, in its discretion, decides to apply the Qualified Child adjustment, the Basic Child Support Obligation of the Parent for the number of other Qualified Children living with such Parent shall be determined based upon that Parent's monthly Gross Income. Except for self-employment taxes paid, no other amounts shall be subtracted from the Parent's monthly Gross Income when calculating a Theoretical Child Support Order under this subparagraph. The Basic Child Support Obligation for such Parent shall be multiplied by 75 percent and the resulting amount shall be subtracted from such Parent's monthly Gross Income and entered on the Child Support Schedule B – Adjusted Income.

(D) *Priority of adjustments*. In multiple family situations, the adjustments to a Parent's monthly Gross Income shall be calculated in the following order:

(i) Preexisting Orders according to the date of the initial order; and

(ii) After applying the deductions on the Child Support Schedule B – Adjusted Income for Preexisting Orders, if any, in subparagraph (A) of paragraph (4) of this subsection, any credit for a Parent's other Qualified Children may be considered using the procedure set forth in subparagraph (B) of this paragraph.

(g) *Parenting Time Adjustment.*

(1) For purposes of this subsection, the term:

(A) 'Calendar Day' means from 12:00 Midnight to 11:59 P.M.

(B) 'Day' means more than 12 hours of a Calendar Day.

(C) 'Parenting Time Units' means a Day in which the Child is under the control of a Parent and that Parent expends a reasonable amount of resources on the Child during such time period directly related to the care and supervision of the Child. A Child is under the control of a Parent when the Child is in the Parent's home or at school, work related day care, or such activity as the Parent expressly permits.

(2) The Child Support Obligation Table is based upon expenditures for the Child in intact households and therefore there is no consideration for cost associated with court ordered visitation exceeding the standard visitation period with the Noncustodial Parent, which typically includes a minimum of every other weekend from Friday through Sunday, two weeks in the summer, and two weeks during holidays throughout the year, for a total of approximately 80 days per calendar year.

(3)(A) If the Noncustodial Parent is ordered more than 90 Parenting Time Units of court ordered visitation per calendar year with a Child, the Noncustodial Parent

shall be entitled to a Parenting Time Adjustment as provided in subparagraph (B) of this paragraph.

(B) Determine the Adjustment Percentage based upon the following schedule:

Number of Parenting Time Units	Adjustment Percentage
91 Parenting Time Units	.030 percent
92 Parenting Time Units	.362 percent
93 Parenting Time Units	.694 percent
94 Parenting Time Units	1.026 percent
95 Parenting Time Units	1.359 percent
96 Parenting Time Units	1.691 percent
97 Parenting Time Units	2.023 percent
98 Parenting Time Units	2.356 percent
99 Parenting Time Units	2.688 percent
100 Parenting Time Units	3.020 percent
101 Parenting Time Units	3.353 percent
102 Parenting Time Units	3.685 percent
103 Parenting Time Units	4.017 percent
104 Parenting Time Units	4.350 percent
105 Parenting Time Units	4.682 percent
106 Parenting Time Units	5.014 percent
107 Parenting Time Units	5.347 percent
108 Parenting Time Units	5.679 percent
109 Parenting Time Units	6.011 percent
110 Parenting Time Units	6.344 percent
111 Parenting Time Units	6.676 percent
112 Parenting Time Units	7.008 percent
113 Parenting Time Units	7.341 percent
114 Parenting Time Units	7.673 percent

115 Parenting Time Units	8.005 percent
116 Parenting Time Units	8.338 percent
117 Parenting Time Units	8.670 percent
118 Parenting Time Units	9.002 percent
119 Parenting Time Units	9.335 percent
120 Parenting Time Units	9.667 percent
121 Parenting Time Units	10.000 percent
122 Parenting Time Units	10.625 percent
123 Parenting Time Units	11.250 percent
124 Parenting Time Units	11.875 percent
125 Parenting Time Units	12.500 percent
126 Parenting Time Units	13.125 percent
127 Parenting Time Units	13.750 percent
128 Parenting Time Units	14.375 percent
129 Parenting Time Units	15.000 percent
130 Parenting Time Units	15.625 percent
131 Parenting Time Units	16.250 percent
132 Parenting Time Units	16.875 percent
133 Parenting Time Units	17.500 percent
134 Parenting Time Units	18.125 percent
135 Parenting Time Units	18.750 percent
136 Parenting Time Units	19.375 percent
137 Parenting Time Units	20.00 percent
138 Parenting Time Units	20.66 percent
139 Parenting Time Units	21.33 percent
140 Parenting Time Units	21.99 percent
141 Parenting Time Units	22.66 percent

142 Parenting Time Units	23.33 percent
143 Parenting Time Units	23.99 percent
144 Parenting Time Units	24.66 percent
145 Parenting Time Units	25.33 percent
146 Parenting Time Units	25.99 percent
147 Parenting Time Units	26.66 percent
148 Parenting Time Units	27.33 percent
149 Parenting Time Units	27.99 percent
150 Parenting Time Units	28.66 percent
151 Parenting Time Units	29.33 percent
152 Parenting Time Units	30.00 percent
153 Parenting Time Units	30.66 percent
154 Parenting Time Units	31.33 percent
155 Parenting Time Units	31.99 percent
156 Parenting Time Units	32.66 percent
157 Parenting Time Units	33.33 percent
158 Parenting Time Units	33.99 percent
159 Parenting Time Units	34.66 percent
160 Parenting Time Units	35.33 percent
161 Parenting Time Units	35.99 percent
162 Parenting Time Units	36.66 percent
163 Parenting Time Units	37.33 percent
164 Parenting Time Units	37.99 percent
165 Parenting Time Units	38.66 percent
166 Parenting Time Units	39.33 percent
167 Parenting Time Units	40.00 percent
168 Parenting Time Units	40.66 percent

169 Parenting Time Units	41.33 percent
170 Parenting Time Units	41.99 percent
171 Parenting Time Units	42.66 percent
172 Parenting Time Units	43.33 percent
173 Parenting Time Units	43.99 percent
174 Parenting Time Units	44.66 percent
175 Parenting Time Units	45.33 percent
176 Parenting Time Units	45.99 percent
177 Parenting Time Units	46.66 percent
178 Parenting Time Units	47.33 percent
179 Parenting Time Units	47.99 percent
180 Parenting Time Units	48.66 percent
181 Parenting Time Units	49.33 percent
182 Parenting Time Units or more	50.00 percent

(C) Multiply the adjustment percentage by the Basic Child Support Obligation, and the resulting number from this multiplication shall be subtracted from the Noncustodial Parent's Basic Child Support Obligation to arrive at the Parenting Time Adjustment.

(D) If there is more than one Child in the case with whom the Noncustodial Parent is ordered more than 90 Parenting Time Units of visitation per calendar year, and the Noncustodial Parent is ordered different amounts of visitation time with each Child, then the time the Noncustodial Parent is ordered with each Child shall be averaged to determine the Parenting Time Adjustment.

(E) If the Adjusted Incomes of the Parents are equal and the court ordered visitation with each Parent is equal, neither Parent shall pay any Basic Child Support Obligation; provided, however, that the Noncustodial Parent may be responsible for additional support obligations, including the Noncustodial Parent's pro rata share for Health Insurance, Work Related Child Care Costs, Uninsured Health Care Expenses, and Deviations for Extraordinary Expenses as set forth in subparagraph (i)(2)(J) of this Code section.

(4) The presumption of Parenting Time Adjustment may be rebutted by evidence showing that the court ordered visitation should not reduce the Noncustodial Parent's Basic Child Support Obligation.

(5) In accordance with subsection (d) of Code Section 19-11-8, if any action or claim for Parenting Time Adjustment is brought under this subsection, it shall be an action

or claim solely between the Custodial Parent and the Noncustodial Parent, and not any third parties, including the Child Support Enforcement Agency.

(h) *Adjusted support obligation.* The Child Support Obligation Table does not include the cost of the Parent's Work Related Child Care Costs, Health Insurance premiums, or Uninsured Health Care Expenses. The additional expenses for the Child's Health Insurance premium and Work Related Child Care Costs shall be included in the calculations to determine child support. A Nonparent Custodian's expenses for Work Related Child Care Costs and Health Insurance premiums shall be taken into account when establishing a Final Child Support Order.

(1) Work Related Child Care Costs.

(A) Work Related Child Care Costs necessary for the Parent's employment, education, or vocational training that are determined by the Court to be appropriate, and that are appropriate to the Parents´ financial abilities and to the lifestyle of the Child if the Parents and Child were living together, shall be averaged for a monthly amount and entered on the Child Support Worksheet in the column of the Parent initially paying the expense. Work Related Child Care Costs of a Nonparent Custodian shall be considered when determining the amount of this expense.

(B) If a child care subsidy is being provided pursuant to a means-tested public assistance program, only the amount of the child care expense actually paid by either Parent or a Nonparent Custodian shall be included in the calculation.

(C) If either Parent is the provider of child care services to the Child for whom support is being determined, the value of those services shall not be an adjustment to the Basic Child Support Obligation when calculating the support award.

(D) If child care is provided without charge to the Parent, the value of these services shall not be an adjustment to the Basic Child Support Obligation. If child care is or will be provided by a person who is paid for his or her services, proof of actual cost or payment shall be shown to the Court before the Court includes such payment in its consideration.

(E) The amount of Work Related Child Care Costs shall be determined and added as an adjustment to the Basic Child Support Obligation as 'additional expenses' whether paid directly by the Parent or through a payroll deduction.

(F) The total amount of Work Related Child Care Costs shall be divided between the Parents pro rata to determine the Presumptive Amount of Child Support and shall be included in the Worksheet and written order of the Court.

(2) Cost of Health Insurance premiums.

(A)(i) The amount that is, or will be, paid by a Parent for Health Insurance for the Child for whom support is being determined shall be an adjustment to the Basic Child Support Obligation and prorated between the Parents based upon their respective incomes. Payments made by a Parent's employer for Health Insurance and not deducted from the Parent's wages shall not be included. When a Child for whom support is being determined is covered by a family policy, only the Health Insurance premium actually attributable to that Child shall be added.

(ii) The amount of the cost for the Child's Health Insurance premium shall be determined and added as an adjustment to the Basic Child Support Obligation as 'additional expenses' whether paid directly by the Parent or through a payroll deduction.

(iii) The total amount of the cost for the Child's Health Insurance premium shall be divided between the Parents pro rata to determine the total Presumptive Amount of Child Support and shall be included in the Child Support Schedule D – Additional Expenses and written order of the Court together with the amount of the Basic Child Support Obligation.

(B)(i) If Health Insurance that provides for the health care needs of the Child can be obtained by a Parent at reasonable cost, then an amount to cover the cost of the premium shall be added as an adjustment to the Basic Child Support Obligation. A Health Insurance premium paid by a Nonparent Custodian shall be included when determining the amount of Health Insurance expense. In determining the amount to be added to the order for the Health Insurance cost, only the amount of the Health Insurance cost attributable to the Child who is the subject of the order shall be included.

(ii) If coverage is applicable to other persons and the amount of the Health Insurance premium attributable to the Child who is the subject of the current action for support is not verifiable, the total cost to the Parent paying the premium shall be prorated by the number of persons covered so that only the cost attributable to the Child who is the subject of the order under consideration is included. The amount of Health Insurance premium shall be determined by dividing the total amount of the insurance premium by the number of persons covered by the insurance policy and multiplying the resulting amount by the number of children covered by the insurance policy. The monthly cost of Health Insurance premium shall be entered on the Child Support Schedule D – Additional Expenses in the column of the Parent paying the premium.

(iii) Eligibility for or enrollment of the Child in Medicaid or PeachCare for Kids Program shall not satisfy the requirement that the Final Child Support Order provide for the Child's health care needs. Health coverage through PeachCare for Kids Program and Medicaid shall not prevent a Court from ordering either or both Parents to obtain other Health Insurance.

(3) Uninsured Health Care Expenses.

(A) The Child's Uninsured Health Care Expenses shall be the financial responsibility of both Parents. The Final Child Support Order shall include provisions for payment of the Uninsured Heath Care Expenses; provided, however, that the Uninsured Health Care Expenses shall not be used for the purpose of calculating the amount of child support. The Parents shall divide the Uninsured Health Care Expenses pro rata, unless otherwise specifically ordered by the Court.

(B) If a Parent fails to pay his or her pro rata share of the Child's Uninsured Health Care Expenses, as specified in the Final Child Support Order, within a reasonable time after receipt of evidence documenting the uninsured portion of the expense:

(i) The other Parent or the Nonparent Custodian may enforce payment of the expense by any means permitted by law; or

(ii) The Child Support Enforcement Agency shall pursue enforcement of payment of such unpaid expenses only if the unpaid expenses have been reduced to a judgment in a sum certain amount.

(i) *Grounds for Deviation.*

(1) General principles.

(A) The amount of child support established by this Code section and the Presumptive Amount of Child Support are rebuttable and the Court or the jury may deviate from the Presumptive Amount of Child Support in compliance with this subsection. In deviating from the Presumptive Amount of Child Support, primary consideration shall be given to the best interest of the Child for whom support under this Code section is being determined. A Nonparent Custodian's expenses may be the basis for a Deviation.

(B) When ordering a Deviation from the Presumptive Amount of Child Support, the Court or the jury shall consider all available income of the Parents and shall make written findings or special interrogatory findings that an amount of child support other than the amount calculated is reasonably necessary to provide for the needs of the Child for whom child support is being determined and the order or special interrogatory shall state:

(i) The reasons for the Deviation from the Presumptive Amount of Child Support;

(ii) The amount of child support that would have been required under this Code section if the Presumptive Amount of Child Support had not been rebutted; and

(iii) How, in its determination:

(I) Application of the Presumptive Amount of Child Support would be unjust or inappropriate; and

(II) The best interest of the Child for whom support is being determined will be served by Deviation from the Presumptive Amount of Child Support.

(C) No Deviation in the Presumptive Amount of Child Support shall be made which seriously impairs the ability of the Custodial Parent to maintain minimally adequate housing, food, and clothing for the Child being supported by the order and to provide other basic necessities, as determined by the Court or the jury.

(2) Specific Deviations.

(A) *High income*. For purposes of this subparagraph, Parents are considered to be high-income Parents if their Combined Adjusted Income exceeds $30,000.00 per month. For high-income Parents, the Court shall set the Basic Child Support Obligation at the highest amount allowed by the Child Support Obligation Table but the Court or the jury may consider upward Deviation to attain an appropriate award of child support for high-income Parents which is consistent with the best interest of the Child.

(B) *Low income.* For purposes of this subparagraph, 'low income person' means a Parent whose annual Gross Income is at or below $1,850.00 per month.

(i) If the Noncustodial Parent is a low income person and requests a Deviation on such basis, the Court or the jury shall determine if the Noncustodial Parent will be financially able to pay the child support order and maintain at least a minimum standard of living by calculating a self-support reserve as set forth in division (ii) of this subparagraph. The Court or the jury shall take into account all nonexcluded sources of income available to each Parent and all reasonable expenses of each Parent, ensuring that such expenses are actually paid by the Parent and are clearly justified expenses. The Court or the jury shall also consider the financial impact that a reduction in the amount of child support paid to the Custodial Parent would have on the Custodial Parent's household. Under no circumstances shall the amount of child support awarded to the Custodial Parent impair the ability of the Custodial Parent to maintain minimally adequate housing, food, and clothing and provide for other basic necessities for the child being supported by the court order.

(ii) To calculate the self-support reserve for the Noncustodial Parent, the Court or the jury shall deduct $900.00 from the Noncustodial Parent's Adjusted Income. If the resulting amount is less than the Noncustodial Parent's pro rata responsibility of the Presumptive Amount of Child Support, the Court or the jury may deviate from the amount of support provided for in the Child Support Obligation Table to the resulting amount. If the child support award amount would be less than $75.00, then the minimum child support order amount shall be $75.00.

(iii) If the Custodial Parent is a low income person, the Court or the jury shall subtract $900.00 from the Custodial Parent's Adjusted Income. If the resulting amount is less than the Custodial Parent's pro rata responsibility of the Presumptive Amount of Child Support, the Court or the jury shall not deviate from the amount of support required to be paid by the Noncustodial Parent as provided for in the Child Support Obligation Table.

(iv) The self-support reserve calculation described in this subparagraph shall apply only to the current child support amount and shall not prohibit an additional amount being ordered to reduce an obligor's arrears.

(v) The Court shall make a written finding in its order or the jury shall find by special interrogatory that the low income Deviation from the Presumptive Amount of Child Support is clearly justified based upon the considerations and calculations described in this subparagraph.

(C) *Other health-related insurance.* If the Court or the jury finds that either Parent has vision or dental insurance available at a reasonable cost for the Child, the Court may deviate from the Presumptive Amount of Child Support for the cost of such insurance.

(D) *Life insurance.* In accordance with Code Section 19-6-34, if the Court or the jury finds that either Parent has purchased life insurance on the life of either Parent or the lives of both Parents for the benefit of the Child, the Court may deviate from the Presumptive Amount of Child Support for the cost of such insurance by either adding or subtracting the amount of the premium.

(E) *Child and dependent care tax credit.* If the Court or the jury finds that one of the Parents is entitled to the Child and Dependent Care Tax Credit, the Court or the jury may deviate from the Presumptive Amount of Child Support in consideration of such credit.

(F) *Travel expenses.* If court ordered visitation related travel expenses are substantial due to the distance between the Parents, the Court may order the allocation of such costs or the jury may by a finding in its special interrogatory allocate such costs by Deviation from the Presumptive Amount of Child Support, taking into consideration the circumstances of the respective Parents as well as which Parent moved and the reason for such move.

(G) *Alimony.* Actual payments of alimony shall not be considered as a deduction from Gross Income but may be considered as a Deviation from the Presumptive Amount of Child Support. If the Court or the jury considers the actual payment of alimony, the Court shall make a written finding of such consideration or the jury in its special interrogatory of such consideration as a basis for Deviation from the Presumptive Amount of Child Support.

(H) *Mortgage.* If the Noncustodial Parent is providing shelter, such as paying the mortgage of the home, or has provided a home at no cost to the Custodial Parent in which the Child resides, the Court or the jury may allocate such costs or an amount equivalent to such costs by Deviation from the Presumptive Amount of Child Support, taking into consideration the circumstances of the respective Parents and the best interest of the Child.

(I) *Permanency plan or foster care plan.* In cases where the Child is in the legal custody of the Department of Human Resources, the child protection or foster care agency of another state or territory, or any other child-caring entity, public or private, the Court or the jury may consider a Deviation from the Presumptive Amount of Child Support if the Deviation will assist in accomplishing a permanency plan or foster care plan for the Child that has a goal of returning the Child to the Parent or Parents and the Parent's need to establish an adequate household or to otherwise adequately prepare herself or himself for the return of the Child clearly justifies a Deviation for this purpose.

(J) *Extraordinary expenses.* The Child Support Obligation Table includes average child rearing expenditures for families given the Parents´ Combined Adjusted Income and number of children. Extraordinary expenses are in excess of average amounts estimated in the Child Support Obligation Table and are highly variable among families. Extraordinary expenses shall be considered on a case-by-case basis in the calculation of support and may form the basis for Deviation from the Presumptive Amount of Child Support so that the actual amount of the expense is considered in the calculation of the Final Child Support Order for only those families actually incurring the expense. Extraordinary expenses shall be prorated between the Parents.

(i) *Extraordinary educational expenses.* Extraordinary educational expenses may be a basis for Deviation from the Presumptive Amount of Child Support.

Extraordinary educational expenses include, but are not limited to, tuition, room and board, lab fees, books, fees, and other reasonable and necessary expenses associated with special needs education or private elementary and secondary schooling that are appropriate to the Parent's financial abilities and to the lifestyle of the Child if the Parents and the Child were living together.

(I) In determining the amount of Deviation for extraordinary educational expenses, scholarships, grants, stipends, and other cost-reducing programs received by or on behalf of the Child shall be considered; and

(II) If a Deviation is allowed for extraordinary educational expenses, a monthly average of the extraordinary educational expenses shall be based on evidence of prior or anticipated expenses and entered on the Child Support Schedule E – Deviations.

(ii) *Special expenses incurred for child rearing*. Special expenses incurred for child rearing, including, but not limited to, quantifiable expense variations related to the food, clothing, and hygiene costs of children at different age levels, may be a basis for a Deviation from the Presumptive Amount of Child Support. Such expenses include, but are not limited to, summer camp; music or art lessons; travel; school sponsored extracurricular activities, such as band, clubs, and athletics; and other activities intended to enhance the athletic, social, or cultural development of a Child but not otherwise required to be used in calculating the Presumptive Amount of Child Support as are Health Insurance premiums and Work Related Child Care Costs. A portion of the Basic Child Support Obligation is intended to cover average amounts of special expenses incurred in the rearing of a Child. In order to determine if a Deviation for special expenses is warranted, the Court or the jury shall consider the full amount of the special expenses as described in this division; and when these special expenses exceed 7 percent of the Basic Child Support Obligation, then the additional amount of special expenses shall be considered as a Deviation to cover the full amount of the special expenses.

(iii) *Extraordinary medical expenses.* In instances of extreme economic hardship involving extraordinary medical expenses not covered by insurance, the Court or the jury may consider a Deviation from the Presumptive Amount of Child Support for extraordinary medical expenses. Such expenses may include, but are not limited to, extraordinary medical expenses of the Child, a Parent, or a Child of a Parent's current family; provided, however, that any such Deviation:

(I) Shall not act to leave a Child unsupported; and

(II) May be ordered for a specific period of time measured in months.

When extraordinary medical expenses are claimed, the Court or the jury shall consider the resources available for meeting such needs, including sources available from agencies and other adults.

(3) Nonspecific Deviations. Deviation from the Presumptive Amount of Child Support may be appropriate for reasons in addition to those established under this subsection when the Court or the jury finds it is in the best interest of the Child. If the circumstances which supported the Deviation cease to exist, the Final Child Support

Order may be modified as set forth in subsection (k) of this Code section to eliminate the Deviation.

(j) *Involuntary loss of income.*

(1) In the event a Parent suffers an involuntary termination of employment, has an extended involuntary loss of average weekly hours, is involved in an organized strike, incurs a loss of health, or similar involuntary adversity resulting in a loss of income of 25 percent or more, then the portion of child support attributable to lost income shall not accrue from the date of the service of the petition for modification, provided that service is made on the other Parent. It shall not be considered an involuntary termination of employment if the Parent has left the employer without good cause in connection with the Parent's most recent work.

(2) In the event a modification action is filed pursuant to this subsection, the Court shall make every effort to expedite hearing such action.

(3) The Court may, at its discretion, phase in the new child support award over a period of up to one year with the phasing in being largely evenly distributed with at least an initial immediate adjustment of not less than 25 percent of the difference and at least one intermediate adjustment prior to the final adjustment at the end of the phase-in period.

(k) *Modification.*

(1) No petition to modify child support may be filed by either Parent within a period of two years from the date of the final order on a previous petition to modify by the same Parent except where:

(A) The Child Support Obligation Table set forth in subsection (o) of this Code section creates a difference of 15 percent or more between the Noncustodial Parent's Basic Child Support Obligation and a Georgia child support order entered prior to July 1, 2006; provided, however, that the provisions of this subparagraph shall not apply until January 1, 2007;

(B) A Parenting Time Adjustment pursuant to subsection (g) of this Code section was made and a Noncustodial Parent has failed to exercise the court ordered visitation;

(C) A Parenting Time Adjustment pursuant to subsection (g) of this Code section was made and a Noncustodial Parent has exercised a greater amount of visitation than was provided in the court order; or

(D) The motion to modify is based upon an involuntary loss of income as set forth in subsection (j) of this Code section.

(2) If there is a substantial change in either Parents´ income and financial status or the needs of the Child, either Parent shall the right to petition for modification of the child support award regardless of the length of time since the establishment of the child support award.

(3)(A) If there is a difference of at least 15 percent but not more than 30 percent between a new award and a Georgia child support order entered prior to July 1, 2006, the Court may, at its discretion, phase in the new child support award over a period of up to one year with the phasing in being largely evenly distributed with at

least an initial immediate adjustment of not less than 25 percent of the difference and at least one intermediate adjustment prior to the final adjustment at the end of the phase-in period.

(B) If there is a difference of 30 percent or more between a new award and a Georgia child support order entered prior to July 1, 2006, the Court may, at its discretion, phase in the new child support award over a period of up to two years with the phasing in being largely evenly distributed with at least an initial immediate adjustment of not less than 25 percent of the difference and at least one intermediate adjustment prior to the final adjustment at the end of the phase-in period.

(C) All IV-D case reviews and modifications shall proceed and be governed by Code Section 19-11-12. Subsequent changes to the Child Support Obligation Table shall be a reason to request a review for modification from the IV-D agency to the extent that such changes are consistent with the requirements of Code Section 19-11-12.

(4) A petition for modification shall be filed and returnable under the same rules of procedure applicable to divorce proceedings. After hearing both parties and the evidence, the judge may modify and revise the previous judgment, in accordance with the changed circumstances, income and financial status of either Parent, or in the needs of the Child, if such change or changes are satisfactorily proven so as to warrant the modification and revision. A jury may be demanded on a petition for modification but the jury shall only be responsible for determining a Parent's Gross Income and any Deviations. In the hearing upon a petition for modification, testimony may be given and evidence introduced relative to the change of circumstances, income and financial status of either Parent, or in the needs of the Child.

(5) In proceedings for the modification of a child support award pursuant to the provisions of this Code section, the Court may award attorney's fees, costs, and expenses of litigation to the prevailing party as the interests of justice may require. Where a Custodial Parent prevails in an upward modification of child support based upon the Noncustodial Parent's failure to be available and willing to exercise court ordered visitation as scheduled under the prior order of child support which provided a Parenting Time Adjustment in accordance with subsection (g) of this Code section, reasonable and necessary attorney's fees and expenses of litigation shall be awarded to the Custodial Parent.

(l) *Split Parenting.* In cases of Split Parenting, a Worksheet shall be prepared separately for the Child for whom the father is the Custodial Parent and for the Child for whom the mother is the Custodial Parent, and that Worksheet shall be filed with the clerk of court. For each Split Parenting custodial situation, the Court shall determine:

(1) Which Parent is the obligor;

(2) The Presumptive Amount of Child Support;

(3) The actual award of child support, if different from the Presumptive Amount of Child Support;

(4) How and when the sum certain amount of child support owed shall be paid; and

(5) Any other child support responsibilities for each Parent.

(m) *Worksheets*.

(1) The Child Support Worksheet is used to record information necessary to determine and calculate child support. Schedules and Worksheets shall be prepared by the parties for purposes of calculating the amount of child support. Information from the schedules shall be entered on the Child Support Worksheet. The Child Support Worksheet and Schedule E shall be attached to the final court order or judgment, and any schedules completed by the parties shall be filed with the clerk of court.

(2) The Child Support Worksheet and schedules shall be promulgated by the Georgia Child Support Commission.

(n) *Child Support Obligation Table.* The Child Support Obligation Table shall be proposed by the Georgia Child Support Commission and shall be as codified in subsection (o) of this Code section.

(o) *Georgia Schedule of Basic Child Support Obligations.*

Georgia Schedule of Basic Child Support Obligations						
Combined Adjusted Income	One Child	Two Children	Three Children	Four Children	Five Children	Six Children
$ 800.00	$ 197.00	$ 283.00	$ 330.00	$ 367.00	$ 404.00	$ 440.00
850.00	208.00	298.00	347.00	387.00	425.00	463.00
900.00	218.00	313.00	364.00	406.00	447.00	486.00
950.00	229.00	328.00	381.00	425.00	468.00	509.00
1,000.00	239.00	343.00	398.00	444.00	489.00	532.00
1,050.00	250.00	357.00	415.00	463.00	510.00	554.00
1,100.00	260.00	372.00	432.00	482.00	530.00	577.00
1,150.00	270.00	387.00	449.00	501.00	551.00	600.00
1,200.00	280.00	401.00	466.00	520.00	572.00	622.00
1,250.00	291.00	416.00	483.00	539.00	593.00	645.00
1,300.00	301.00	431.00	500.00	558.00	614.00	668.00
1,350.00	311.00	445.00	517.00	577.00	634.00	690.00
1,400.00	321.00	459.00	533.00	594.00	654.00	711.00
1,450.00	331.00	473.00	549.00	612.00	673.00	733.00

1,500.00	340.00	487.00	565.00	630.00	693.00	754.00
1,550.00	350.00	500.00	581.00	647.00	712.00	775.00
1,600.00	360.00	514.00	597.00	665.00	732.00	796.00
1,650.00	369.00	528.00	612.00	683.00	751.00	817.00
1,700.00	379.00	542.00	628.00	701.00	771.00	838.00
1,750.00	389.00	555.00	644.00	718.00	790.00	860.00
1,800.00	398.00	569.00	660.00	736.00	809.00	881.00
1,850.00	408.00	583.00	676.00	754.00	829.00	902.00
1,900.00	418.00	596.00	692.00	771.00	848.00	923.00
1,950.00	427.00	610.00	708.00	789.00	868.00	944.00
2,000.00	437.00	624.00	723.00	807.00	887.00	965.00
2,050.00	446.00	637.00	739.00	824.00	906.00	986.00
2,100.00	455.00	650.00	754.00	840.00	924.00	1,006.00
2,150.00	465.00	663.00	769.00	857.00	943.00	1,026.00
2,200.00	474.00	676.00	783.00	873.00	961.00	1,045.00
2,250.00	483.00	688.00	798.00	890.00	979.00	1,065.00
2,300.00	492.00	701.00	813.00	907.00	997.00	1,085.00
2,350.00	501.00	714.00	828.00	923.00	1,016.00	1,105.00
2,400.00	510.00	727.00	843.00	940.00	1,034.00	1,125.00
2,450.00	519.00	740.00	858.00	956.00	1,052.00	1,145.00
2,500.00	528.00	752.00	873.00	973.00	1,070.00	1,165.00
2,550.00	537.00	765.00	888.00	990.00	1,089.00	1,184.00
2,600.00	547.00	778.00	902.00	1,006.00	1,107.00	1,204.00
2,650.00	556.00	791.00	917.00	1,023.00	1,125.00	1,224.00
2,700.00	565.00	804.00	932.00	1,039.00	1,143.00	1,244.00
2,750.00	574.00	816.00	947.00	1,056.00	1,162.00	1,264.00
2,800.00	583.00	829.00	962.00	1,073.00	1,180.00	1,284.00

2,850.00	592.00	842.00	977.00	1,089.00	1,198.00	1,303.00
2,900.00	601.00	855.00	992.00	1,106.00	1,216.00	1,323.00
2,950.00	611.00	868.00	1,006.00	1,122.00	1,234.00	1,343.00
3,000.00	620.00	881.00	1,021.00	1,139.00	1,253.00	1,363.00
3,050.00	629.00	893.00	1,036.00	1,155.00	1,271.00	1,383.00
3,100.00	638.00	906.00	1,051.00	1,172.00	1,289.00	1,402.00
3,150.00	647.00	919.00	1,066.00	1,188.00	1,307.00	1,422.00
3,200.00	655.00	930.00	1,079.00	1,203.00	1,323.00	1,440.00
3,250.00	663.00	941.00	1,092.00	1,217.00	1,339.00	1,457.00
3,300.00	671.00	952.00	1,104.00	1,231.00	1,355.00	1,474.00
3,350.00	679.00	963.00	1,117.00	1,246.00	1,370.00	1,491.00
3,400.00	687.00	974.00	1,130.00	1,260.00	1,386.00	1,508.00
3,450.00	694.00	985.00	1,143.00	1,274.00	1,402.00	1,525.00
3,500.00	702.00	996.00	1,155.00	1,288.00	1,417.00	1,542.00
3,550.00	710.00	1,008.00	1,168.00	1,303.00	1,433.00	1,559.00
3,600.00	718.00	1,019.00	1,181.00	1,317.00	1,448.00	1,576.00
3,650.00	726.00	1,030.00	1,194.00	1,331.00	1,464.00	1,593.00
3,700.00	734.00	1,041.00	1,207.00	1,345.00	1,480.00	1,610.00
3,750.00	741.00	1,051.00	1,219.00	1,359.00	1,495.00	1,627.00
3,800.00	749.00	1,062.00	1,231.00	1,373.00	1,510.00	1,643.00
3,850.00	756.00	1,072.00	1,243.00	1,386.00	1,525.00	1,659.00
3,900.00	764.00	1,083.00	1,255.00	1,400.00	1,540.00	1,675.00
3,950.00	771.00	1,093.00	1,267.00	1,413.00	1,555.00	1,691.00
4,000.00	779.00	1,104.00	1,280.00	1,427.00	1,569.00	1,707.00
4,050.00	786.00	1,114.00	1,292.00	1,440.00	1,584.00	1,724.00
4,100.00	794.00	1,125.00	1,304.00	1,454.00	1,599.00	1,740.00
4,150.00	801.00	1,135.00	1,316.00	1,467.00	1,614.00	1,756.00

4,200.00	809.00	1,146.00	1,328.00	1,481.00	1,629.00	1,772.00
4,250.00	816.00	1,156.00	1,340.00	1,494.00	1,643.00	1,788.00
4,300.00	824.00	1,167.00	1,352.00	1,508.00	1,658.00	1,804.00
4,350.00	831.00	1,177.00	1,364.00	1,521.00	1,673.00	1,820.00
4,400.00	839.00	1,188.00	1,376.00	1,534.00	1,688.00	1,836.00
4,450.00	846.00	1,198.00	1,388.00	1,548.00	1,703.00	1,853.00
4,500.00	853.00	1,209.00	1,400.00	1,561.00	1,718.00	1,869.00
4,550.00	861.00	1,219.00	1,412.00	1,575.00	1,732.00	1,885.00
4,600.00	868.00	1,230.00	1,425.00	1,588.00	1,747.00	1,901.00
4,650.00	876.00	1,240.00	1,437.00	1,602.00	1,762.00	1,917.00
4,700.00	883.00	1,251.00	1,449.00	1,615.00	1,777.00	1,933.00
4,750.00	891.00	1,261.00	1,461.00	1,629.00	1,792.00	1,949.00
4,800.00	898.00	1,271.00	1,473.00	1,642.00	1,807.00	1,966.00
4,850.00	906.00	1,282.00	1,485.00	1,656.00	1,821.00	1,982.00
4,900.00	911.00	1,289.00	1,493.00	1,664.00	1,831.00	1,992.00
4,950.00	914.00	1,293.00	1,496.00	1,668.00	1,835.00	1,997.00
5,000.00	917.00	1,297.00	1,500.00	1,672.00	1,839.00	2,001.00
5,050.00	921.00	1,300.00	1,503.00	1,676.00	1,844.00	2,006.00
5,100.00	924.00	1,304.00	1,507.00	1,680.00	1,848.00	2,011.00
5,150.00	927.00	1,308.00	1,510.00	1,684.00	1,852.00	2,015.00
5,200.00	930.00	1,312.00	1,514.00	1,688.00	1,857.00	2,020.00
5,250.00	934.00	1,316.00	1,517.00	1,692.00	1,861.00	2,025.00
5,300.00	937.00	1,320.00	1,521.00	1,696.00	1,865.00	2,029.00
5,350.00	940.00	1,323.00	1,524.00	1,700.00	1,870.00	2,034.00
5,400.00	943.00	1,327.00	1,528.00	1,704.00	1,874.00	2,039.00
5,450.00	947.00	1,331.00	1,531.00	1,708.00	1,878.00	2,044.00
5,500.00	950.00	1,335.00	1,535.00	1,711.00	1,883.00	2,048.00

5,550.00	953.00	1,339.00	1,538.00	1,715.00	1,887.00	2,053.00
5,600.00	956.00	1,342.00	1,542.00	1,719.00	1,891.00	2,058.00
5,650.00	960.00	1,347.00	1,546.00	1,724.00	1,896.00	2,063.00
5,700.00	964.00	1,352.00	1,552.00	1,731.00	1,904.00	2,071.00
5,750.00	968.00	1,357.00	1,558.00	1,737.00	1,911.00	2,079.00
5,800.00	971.00	1,363.00	1,564.00	1,744.00	1,918.00	2,087.00
5,850.00	975.00	1,368.00	1,570.00	1,750.00	1,925.00	2,094.00
5,900.00	979.00	1,373.00	1,575.00	1,757.00	1,932.00	2,102.00
5,950.00	983.00	1,379.00	1,581.00	1,763.00	1,939.00	2,110.00
6,000.00	987.00	1,384.00	1,587.00	1,770.00	1,947.00	2,118.00
6,050.00	991.00	1,389.00	1,593.00	1,776.00	1,954.00	2,126.00
6,100.00	995.00	1,394.00	1,599.00	1,783.00	1,961.00	2,133.00
6,150.00	999.00	1,400.00	1,605.00	1,789.00	1,968.00	2,141.00
6,200.00	1,003.00	1,405.00	1,610.00	1,796.00	1,975.00	2,149.00
6,250.00	1,007.00	1,410.00	1,616.00	1,802.00	1,982.00	2,157.00
6,300.00	1,011.00	1,416.00	1,622.00	1,809.00	1,989.00	2,164.00
6,350.00	1,015.00	1,421.00	1,628.00	1,815.00	1,996.00	2,172.00
6,400.00	1,018.00	1,426.00	1,633.00	1,821.00	2,003.00	2,180.00
6,450.00	1,023.00	1,432.00	1,639.00	1,828.00	2,011.00	2,188.00
6,500.00	1,027.00	1,437.00	1,646.00	1,835.00	2,018.00	2,196.00
6,550.00	1,031.00	1,442.00	1,652.00	1,841.00	2,026.00	2,204.00
6,600.00	1,035.00	1,448.00	1,658.00	1,848.00	2,033.00	2,212.00
6,650.00	1,039.00	1,453.00	1,664.00	1,855.00	2,040.00	2,220.00
6,700.00	1,043.00	1,459.00	1,670.00	1,862.00	2,048.00	2,228.00
6,750.00	1,047.00	1,464.00	1,676.00	1,869.00	2,055.00	2,236.00
6,800.00	1,051.00	1,470.00	1,682.00	1,875.00	2,063.00	2,244.00
6,850.00	1,055.00	1,475.00	1,688.00	1,882.00	2,070.00	2,252.00

6,900.00	1,059.00	1,480.00	1,694.00	1,889.00	2,078.00	2,260.00
6,950.00	1,063.00	1,486.00	1,700.00	1,896.00	2,085.00	2,269.00
7,000.00	1,067.00	1,491.00	1,706.00	1,902.00	2,092.00	2,277.00
7,050.00	1,071.00	1,497.00	1,712.00	1,909.00	2,100.00	2,285.00
7,100.00	1,075.00	1,502.00	1,718.00	1,916.00	2,107.00	2,293.00
7,150.00	1,079.00	1,508.00	1,724.00	1,923.00	2,115.00	2,301.00
7,200.00	1,083.00	1,513.00	1,730.00	1,929.00	2,122.00	2,309.00
7,250.00	1,087.00	1,518.00	1,736.00	1,936.00	2,130.00	2,317.00
7,300.00	1,092.00	1,524.00	1,742.00	1,943.00	2,137.00	2,325.00
7,350.00	1,096.00	1,529.00	1,748.00	1,950.00	2,144.00	2,333.00
7,400.00	1,100.00	1,535.00	1,755.00	1,956.00	2,152.00	2,341.00
7,450.00	1,104.00	1,540.00	1,761.00	1,963.00	2,159.00	2,349.00
7,500.00	1,108.00	1,546.00	1,767.00	1,970.00	2,167.00	2,357.00
7,550.00	1,112.00	1,552.00	1,773.00	1,977.00	2,175.00	2,366.00
7,600.00	1,116.00	1,556.00	1,778.00	1,983.00	2,181.00	2,373.00
7,650.00	1,117.00	1,557.00	1,779.00	1,984.00	2,182.00	2,375.00
7,700.00	1,118.00	1,559.00	1,781.00	1,986.00	2,184.00	2,376.00
7,750.00	1,119.00	1,560.00	1,782.00	1,987.00	2,186.00	2,378.00
7,800.00	1,120.00	1,562.00	1,784.00	1,989.00	2,188.00	2,380.00
7,850.00	1,122.00	1,563.00	1,785.00	1,990.00	2,189.00	2,382.00
7,900.00	1,123.00	1,565.00	1,786.00	1,992.00	2,191.00	2,384.00
7,950.00	1,124.00	1,566.00	1,788.00	1,993.00	2,193.00	2,386.00
8,000.00	1,125.00	1,567.00	1,789.00	1,995.00	2,194.00	2,387.00
8,050.00	1,127.00	1,569.00	1,790.00	1,996.00	2,196.00	2,389.00
8,100.00	1,128.00	1,570.00	1,792.00	1,998.00	2,198.00	2,391.00
8,150.00	1,129.00	1,572.00	1,793.00	1,999.00	2,199.00	2,393.00
8,200.00	1,130.00	1,573.00	1,795.00	2,001.00	2,201.00	2,395.00

8,250.00	1,131.00	1,575.00	1,796.00	2,003.00	2,203.00	2,397.00
8,300.00	1,133.00	1,576.00	1,797.00	2,004.00	2,204.00	2,398.00
8,350.00	1,134.00	1,578.00	1,799.00	2,006.00	2,206.00	2,400.00
8,400.00	1,135.00	1,579.00	1,800.00	2,007.00	2,208.00	2,402.00
8,450.00	1,136.00	1,580.00	1,802.00	2,009.00	2,210.00	2,404.00
8,500.00	1,138.00	1,582.00	1,803.00	2,010.00	2,211.00	2,406.00
8,550.00	1,139.00	1,583.00	1,804.00	2,012.00	2,213.00	2,408.00
8,600.00	1,140.00	1,585.00	1,806.00	2,013.00	2,215.00	2,410.00
8,650.00	1,141.00	1,586.00	1,807.00	2,015.00	2,216.00	2,411.00
8,700.00	1,142.00	1,588.00	1,808.00	2,016.00	2,218.00	2,413.00
8,750.00	1,144.00	1,589.00	1,810.00	2,018.00	2,220.00	2,415.00
8,800.00	1,145.00	1,591.00	1,811.00	2,019.00	2,221.00	2,417.00
8,850.00	1,146.00	1,592.00	1,813.00	2,021.00	2,223.00	2,419.00
8,900.00	1,147.00	1,593.00	1,814.00	2,023.00	2,225.00	2,421.00
8,950.00	1,149.00	1,595.00	1,815.00	2,024.00	2,226.00	2,422.00
9,000.00	1,150.00	1,596.00	1,817.00	2,026.00	2,228.00	2,424.00
9,050.00	1,153.00	1,601.00	1,822.00	2,032.00	2,235.00	2,431.00
9,100.00	1,159.00	1,609.00	1,831.00	2,042.00	2,246.00	2,443.00
9,150.00	1,164.00	1,617.00	1,840.00	2,052.00	2,257.00	2,455.00
9,200.00	1,170.00	1,624.00	1,849.00	2,062.00	2,268.00	2,467.00
9,250.00	1,175.00	1,632.00	1,858.00	2,071.00	2,279.00	2,479.00
9,300.00	1,181.00	1,640.00	1,867.00	2,081.00	2,290.00	2,491.00
9,350.00	1,187.00	1,648.00	1,876.00	2,091.00	2,301.00	2,503.00
9,400.00	1,192.00	1,656.00	1,885.00	2,101.00	2,311.00	2,515.00
9,450.00	1,198.00	1,663.00	1,894.00	2,111.00	2,322.00	2,527.00
9,500.00	1,203.00	1,671.00	1,902.00	2,121.00	2,333.00	2,539.00
9,550.00	1,209.00	1,679.00	1,911.00	2,131.00	2,344.00	2,551.00

9,600.00	1,214.00	1,687.00	1,920.00	2,141.00	2,355.00	2,563.00
9,650.00	1,220.00	1,694.00	1,929.00	2,151.00	2,366.00	2,574.00
9,700.00	1,226.00	1,702.00	1,938.00	2,161.00	2,377.00	2,586.00
9,750.00	1,231.00	1,710.00	1,947.00	2,171.00	2,388.00	2,598.00
9,800.00	1,237.00	1,718.00	1,956.00	2,181.00	2,399.00	2,610.00
9,850.00	1,242.00	1,725.00	1,965.00	2,191.00	2,410.00	2,622.00
9,900.00	1,248.00	1,733.00	1,974.00	2,201.00	2,421.00	2,634.00
9,950.00	1,253.00	1,741.00	1,983.00	2,211.00	2,432.00	2,646.00
10,000.00	1,259.00	1,749.00	1,992.00	2,221.00	2,443.00	2,658.00
10,050.00	1,264.00	1,757.00	2,001.00	2,231.00	2,454.00	2,670.00
10,100.00	1,270.00	1,764.00	2,010.00	2,241.00	2,465.00	2,682.00
10,150.00	1,276.00	1,772.00	2,019.00	2,251.00	2,476.00	2,694.00
10,200.00	1,281.00	1,780.00	2,028.00	2,261.00	2,487.00	2,706.00
10,250.00	1,287.00	1,788.00	2,036.00	2,271.00	2,498.00	2,718.00
10,300.00	1,292.00	1,795.00	2,045.00	2,281.00	2,509.00	2,729.00
10,350.00	1,298.00	1,803.00	2,054.00	2,291.00	2,520.00	2,741.00
10,400.00	1,303.00	1,811.00	2,063.00	2,301.00	2,531.00	2,753.00
10,450.00	1,309.00	1,819.00	2,072.00	2,311.00	2,542.00	2,765.00
10,500.00	1,313.00	1,825.00	2,079.00	2,318.00	2,550.00	2,774.00
10,550.00	1,317.00	1,830.00	2,085.00	2,325.00	2,557.00	2,782.00
10,600.00	1,321.00	1,835.00	2,091.00	2,331.00	2,564.00	2,790.00
10,650.00	1,325.00	1,841.00	2,096.00	2,338.00	2,571.00	2,798.00
10,700.00	1,329.00	1,846.00	2,102.00	2,344.00	2,578.00	2,805.00
10,750.00	1,332.00	1,851.00	2,108.00	2,351.00	2,586.00	2,813.00
10,800.00	1,336.00	1,856.00	2,114.00	2,357.00	2,593.00	2,821.00
10,850.00	1,340.00	1,862.00	2,120.00	2,364.00	2,600.00	2,829.00
10,900.00	1,344.00	1,867.00	2,126.00	2,370.00	2,607.00	2,836.00

10,950.00	1,348.00	1,872.00	2,131.00	2,377.00	2,614.00	2,844.00
11,000.00	1,351.00	1,877.00	2,137.00	2,383.00	2,621.00	2,852.00
11,050.00	1,355.00	1,883.00	2,143.00	2,390.00	2,628.00	2,860.00
11,100.00	1,359.00	1,888.00	2,149.00	2,396.00	2,636.00	2,868.00
11,150.00	1,363.00	1,893.00	2,155.00	2,403.00	2,643.00	2,875.00
11,200.00	1,367.00	1,898.00	2,161.00	2,409.00	2,650.00	2,883.00
11,250.00	1,371.00	1,904.00	2,166.00	2,415.00	2,657.00	2,891.00
11,300.00	1,374.00	1,909.00	2,172.00	2,422.00	2,664.00	2,899.00
11,350.00	1,378.00	1,914.00	2,178.00	2,428.00	2,671.00	2,906.00
11,400.00	1,382.00	1,919.00	2,184.00	2,435.00	2,678.00	2,914.00
11,450.00	1,386.00	1,925.00	2,190.00	2,441.00	2,686.00	2,922.00
11,500.00	1,390.00	1,930.00	2,195.00	2,448.00	2,693.00	2,930.00
11,550.00	1,394.00	1,935.00	2,201.00	2,454.00	2,700.00	2,938.00
11,600.00	1,397.00	1,940.00	2,207.00	2,461.00	2,707.00	2,945.00
11,650.00	1,401.00	1,946.00	2,213.00	2,467.00	2,714.00	2,953.00
11,700.00	1,405.00	1,951.00	2,219.00	2,474.00	2,721.00	2,961.00
11,750.00	1,409.00	1,956.00	2,225.00	2,480.00	2,728.00	2,969.00
11,800.00	1,413.00	1,961.00	2,230.00	2,487.00	2,736.00	2,976.00
11,850.00	1,417.00	1,967.00	2,236.00	2,493.00	2,743.00	2,984.00
11,900.00	1,420.00	1,972.00	2,242.00	2,500.00	2,750.00	2,992.00
11,950.00	1,424.00	1,977.00	2,248.00	2,506.00	2,757.00	3,000.00
12,000.00	1,428.00	1,982.00	2,254.00	2,513.00	2,764.00	3,007.00
12,050.00	1,432.00	1,988.00	2,260.00	2,519.00	2,771.00	3,015.00
12,100.00	1,436.00	1,993.00	2,265.00	2,526.00	2,779.00	3,023.00
12,150.00	1,439.00	1,998.00	2,271.00	2,532.00	2,786.00	3,031.00
12,200.00	1,443.00	2,003.00	2,277.00	2,539.00	2,793.00	3,039.00
12,250.00	1,447.00	2,009.00	2,283.00	2,545.00	2,800.00	3,046.00

12,300.00	1,451.00	2,014.00	2,289.00	2,552.00	2,807.00	3,054.00
12,350.00	1,455.00	2,019.00	2,295.00	2,558.00	2,814.00	3,062.00
12,400.00	1,459.00	2,024.00	2,300.00	2,565.00	2,821.00	3,070.00
12,450.00	1,462.00	2,030.00	2,306.00	2,571.00	2,829.00	3,077.00
12,500.00	1,466.00	2,035.00	2,312.00	2,578.00	2,836.00	3,085.00
12,550.00	1,470.00	2,040.00	2,318.00	2,584.00	2,843.00	3,093.00
12,600.00	1,474.00	2,045.00	2,324.00	2,591.00	2,850.00	3,101.00
12,650.00	1,477.00	2,050.00	2,329.00	2,597.00	2,857.00	3,108.00
12,700.00	1,481.00	2,055.00	2,335.00	2,603.00	2,863.00	3,115.00
12,750.00	1,484.00	2,060.00	2,340.00	2,609.00	2,870.00	3,123.00
12,800.00	1,487.00	2,064.00	2,345.00	2,615.00	2,877.00	3,130.00
12,850.00	1,491.00	2,069.00	2,351.00	2,621.00	2,883.00	3,137.00
12,900.00	1,494.00	2,074.00	2,356.00	2,627.00	2,890.00	3,144.00
12,950.00	1,497.00	2,078.00	2,361.00	2,633.00	2,896.00	3,151.00
13,000.00	1,501.00	2,083.00	2,367.00	2,639.00	2,903.00	3,158.00
13,050.00	1,504.00	2,087.00	2,372.00	2,645.00	2,909.00	3,165.00
13,100.00	1,507.00	2,092.00	2,377.00	2,651.00	2,916.00	3,172.00
13,150.00	1,510.00	2,097.00	2,383.00	2,657.00	2,922.00	3,180.00
13,200.00	1,514.00	2,101.00	2,388.00	2,663.00	2,929.00	3,187.00
13,250.00	1,517.00	2,106.00	2,393.00	2,668.00	2,935.00	3,193.00
13,300.00	1,520.00	2,110.00	2,398.00	2,674.00	2,941.00	3,200.00
13,350.00	1,523.00	2,114.00	2,403.00	2,679.00	2,947.00	3,206.00
13,400.00	1,526.00	2,118.00	2,408.00	2,685.00	2,953.00	3,213.00
13,450.00	1,529.00	2,123.00	2,413.00	2,690.00	2,959.00	3,220.00
13,500.00	1,532.00	2,127.00	2,418.00	2,696.00	2,965.00	3,226.00
13,550.00	1,535.00	2,131.00	2,423.00	2,701.00	2,971.00	3,233.00
13,600.00	1,538.00	2,136.00	2,428.00	2,707.00	2,977.00	3,239.00

13,650.00	1,541.00	2,140.00	2,432.00	2,712.00	2,983.00	3,246.00
13,700.00	1,544.00	2,144.00	2,437.00	2,718.00	2,989.00	3,253.00
13,750.00	1,547.00	2,148.00	2,442.00	2,723.00	2,996.00	3,259.00
13,800.00	1,550.00	2,153.00	2,447.00	2,729.00	3,002.00	3,266.00
13,850.00	1,553.00	2,157.00	2,452.00	2,734.00	3,008.00	3,272.00
13,900.00	1,556.00	2,161.00	2,457.00	2,740.00	3,014.00	3,279.00
13,950.00	1,559.00	2,166.00	2,462.00	2,745.00	3,020.00	3,285.00
14,000.00	1,562.00	2,170.00	2,467.00	2,751.00	3,026.00	3,292.00
14,050.00	1,565.00	2,174.00	2,472.00	2,756.00	3,032.00	3,299.00
14,100.00	1,568.00	2,178.00	2,477.00	2,762.00	3,038.00	3,305.00
14,150.00	1,571.00	2,183.00	2,482.00	2,767.00	3,044.00	3,312.00
14,200.00	1,574.00	2,187.00	2,487.00	2,773.00	3,050.00	3,318.00
14,250.00	1,577.00	2,191.00	2,492.00	2,778.00	3,056.00	3,325.00
14,300.00	1,581.00	2,195.00	2,497.00	2,784.00	3,062.00	3,332.00
14,350.00	1,584.00	2,200.00	2,502.00	2,789.00	3,068.00	3,338.00
14,400.00	1,587.00	2,204.00	2,506.00	2,795.00	3,074.00	3,345.00
14,450.00	1,590.00	2,208.00	2,511.00	2,800.00	3,080.00	3,351.00
14,500.00	1,593.00	2,213.00	2,516.00	2,806.00	3,086.00	3,358.00
14,550.00	1,596.00	2,217.00	2,521.00	2,811.00	3,092.00	3,365.00
14,600.00	1,599.00	2,221.00	2,526.00	2,817.00	3,098.00	3,371.00
14,650.00	1,602.00	2,225.00	2,531.00	2,822.00	3,104.00	3,378.00
14,700.00	1,605.00	2,230.00	2,536.00	2,828.00	3,111.00	3,384.00
14,750.00	1,608.00	2,234.00	2,541.00	2,833.00	3,117.00	3,391.00
14,800.00	1,611.00	2,238.00	2,546.00	2,839.00	3,123.00	3,397.00
14,850.00	1,614.00	2,243.00	2,551.00	2,844.00	3,129.00	3,404.00
14,900.00	1,617.00	2,247.00	2,556.00	2,850.00	3,135.00	3,411.00
14,950.00	1,620.00	2,251.00	2,561.00	2,855.00	3,141.00	3,417.00

15,000.00	1,623.00	2,255.00	2,566.00	2,861.00	3,147.00	3,424.00
15,050.00	1,626.00	2,260.00	2,571.00	2,866.00	3,153.00	3,430.00
15,100.00	1,629.00	2,264.00	2,576.00	2,872.00	3,159.00	3,437.00
15,150.00	1,632.00	2,268.00	2,581.00	2,877.00	3,165.00	3,444.00
15,200.00	1,635.00	2,272.00	2,585.00	2,883.00	3,171.00	3,450.00
15,250.00	1,638.00	2,277.00	2,590.00	2,888.00	3,177.00	3,457.00
15,300.00	1,641.00	2,281.00	2,595.00	2,894.00	3,183.00	3,463.00
15,350.00	1,644.00	2,285.00	2,600.00	2,899.00	3,189.00	3,470.00
15,400.00	1,647.00	2,290.00	2,605.00	2,905.00	3,195.00	3,476.00
15,450.00	1,650.00	2,294.00	2,610.00	2,910.00	3,201.00	3,483.00
15,500.00	1,653.00	2,298.00	2,615.00	2,916.00	3,207.00	3,490.00
15,550.00	1,656.00	2,302.00	2,620.00	2,921.00	3,213.00	3,496.00
15,600.00	1,659.00	2,307.00	2,625.00	2,927.00	3,219.00	3,503.00
15,650.00	1,663.00	2,311.00	2,630.00	2,932.00	3,226.00	3,509.00
15,700.00	1,666.00	2,315.00	2,635.00	2,938.00	3,232.00	3,516.00
15,750.00	1,669.00	2,320.00	2,640.00	2,943.00	3,238.00	3,523.00
15,800.00	1,672.00	2,324.00	2,645.00	2,949.00	3,244.00	3,529.00
15,850.00	1,675.00	2,328.00	2,650.00	2,954.00	3,250.00	3,536.00
15,900.00	1,678.00	2,332.00	2,655.00	2,960.00	3,256.00	3,542.00
15,950.00	1,681.00	2,337.00	2,659.00	2,965.00	3,262.00	3,549.00
16,000.00	1,684.00	2,341.00	2,664.00	2,971.00	3,268.00	3,555.00
16,050.00	1,687.00	2,345.00	2,669.00	2,976.00	3,274.00	3,562.00
16,100.00	1,690.00	2,349.00	2,674.00	2,982.00	3,280.00	3,569.00
16,150.00	1,692.00	2,353.00	2,678.00	2,986.00	3,285.00	3,574.00
16,200.00	1,695.00	2,356.00	2,682.00	2,990.00	3,289.00	3,579.00
16,250.00	1,698.00	2,360.00	2,686.00	2,994.00	3,294.00	3,584.00
16,300.00	1,700.00	2,363.00	2,689.00	2,999.00	3,299.00	3,589.00

16,350.00	1,703.00	2,367.00	2,693.00	3,003.00	3,303.00	3,594.00
16,400.00	1,706.00	2,370.00	2,697.00	3,007.00	3,308.00	3,599.00
16,450.00	1,708.00	2,374.00	2,701.00	3,011.00	3,313.00	3,604.00
16,500.00	1,711.00	2,377.00	2,705.00	3,016.00	3,317.00	3,609.00
16,550.00	1,714.00	2,381.00	2,708.00	3,020.00	3,322.00	3,614.00
16,600.00	1,716.00	2,384.00	2,712.00	3,024.00	3,327.00	3,619.00
16,650.00	1,719.00	2,388.00	2,716.00	3,028.00	3,331.00	3,624.00
16,700.00	1,722.00	2,391.00	2,720.00	3,033.00	3,336.00	3,630.00
16,750.00	1,724.00	2,395.00	2,724.00	3,037.00	3,341.00	3,635.00
16,800.00	1,727.00	2,398.00	2,728.00	3,041.00	3,345.00	3,640.00
16,850.00	1,730.00	2,402.00	2,731.00	3,045.00	3,350.00	3,645.00
16,900.00	1,732.00	2,405.00	2,735.00	3,050.00	3,355.00	3,650.00
16,950.00	1,735.00	2,409.00	2,739.00	3,054.00	3,359.00	3,655.00
17,000.00	1,737.00	2,412.00	2,743.00	3,058.00	3,364.00	3,660.00
17,050.00	1,740.00	2,416.00	2,747.00	3,062.00	3,369.00	3,665.00
17,100.00	1,743.00	2,419.00	2,750.00	3,067.00	3,373.00	3,670.00
17,150.00	1,745.00	2,423.00	2,754.00	3,071.00	3,378.00	3,675.00
17,200.00	1,748.00	2,426.00	2,758.00	3,075.00	3,383.00	3,680.00
17,250.00	1,751.00	2,430.00	2,762.00	3,079.00	3,387.00	3,685.00
17,300.00	1,753.00	2,433.00	2,766.00	3,084.00	3,392.00	3,691.00
17,350.00	1,756.00	2,437.00	2,769.00	3,088.00	3,397.00	3,696.00
17,400.00	1,759.00	2,440.00	2,773.00	3,092.00	3,401.00	3,701.00
17,450.00	1,761.00	2,444.00	2,777.00	3,096.00	3,406.00	3,706.00
17,500.00	1,764.00	2,447.00	2,781.00	3,101.00	3,411.00	3,711.00
17,550.00	1,767.00	2,451.00	2,785.00	3,105.00	3,415.00	3,716.00
17,600.00	1,769.00	2,454.00	2,788.00	3,109.00	3,420.00	3,721.00
17,650.00	1,772.00	2,458.00	2,792.00	3,113.00	3,425.00	3,726.00

17,700.00	1,774.00	2,461.00	2,796.00	3,118.00	3,429.00	3,731.00
17,750.00	1,777.00	2,465.00	2,800.00	3,122.00	3,434.00	3,736.00
17,800.00	1,780.00	2,468.00	2,804.00	3,126.00	3,439.00	3,741.00
17,850.00	1,782.00	2,472.00	2,808.00	3,130.00	3,443.00	3,746.00
17,900.00	1,785.00	2,475.00	2,811.00	3,135.00	3,448.00	3,752.00
17,950.00	1,788.00	2,478.00	2,815.00	3,139.00	3,453.00	3,757.00
18,000.00	1,790.00	2,482.00	2,819.00	3,143.00	3,457.00	3,762.00
18,050.00	1,793.00	2,485.00	2,823.00	3,147.00	3,462.00	3,767.00
18,100.00	1,796.00	2,489.00	2,827.00	3,152.00	3,467.00	3,772.00
18,150.00	1,798.00	2,492.00	2,830.00	3,156.00	3,471.00	3,777.00
18,200.00	1,801.00	2,496.00	2,834.00	3,160.00	3,476.00	3,782.00
18,250.00	1,804.00	2,499.00	2,838.00	3,164.00	3,481.00	3,787.00
18,300.00	1,806.00	2,503.00	2,842.00	3,169.00	3,485.00	3,792.00
18,350.00	1,809.00	2,506.00	2,846.00	3,173.00	3,490.00	3,797.00
18,400.00	1,812.00	2,510.00	2,849.00	3,177.00	3,495.00	3,802.00
18,450.00	1,814.00	2,513.00	2,853.00	3,181.00	3,499.00	3,807.00
18,500.00	1,817.00	2,517.00	2,857.00	3,186.00	3,504.00	3,813.00
18,550.00	1,819.00	2,520.00	2,861.00	3,190.00	3,509.00	3,818.00
18,600.00	1,822.00	2,524.00	2,865.00	3,194.00	3,513.00	3,823.00
18,650.00	1,825.00	2,527.00	2,868.00	3,198.00	3,518.00	3,828.00
18,700.00	1,827.00	2,531.00	2,872.00	3,203.00	3,523.00	3,833.00
18,750.00	1,830.00	2,534.00	2,876.00	3,207.00	3,528.00	3,838.00
18,800.00	1,833.00	2,538.00	2,880.00	3,211.00	3,532.00	3,843.00
18,850.00	1,835.00	2,541.00	2,884.00	3,215.00	3,537.00	3,848.00
18,900.00	1,838.00	2,545.00	2,888.00	3,220.00	3,542.00	3,853.00
18,950.00	1,841.00	2,548.00	2,891.00	3,224.00	3,546.00	3,858.00
19,000.00	1,843.00	2,552.00	2,895.00	3,228.00	3,551.00	3,863.00

19,050.00	1,846.00	2,555.00	2,899.00	3,232.00	3,556.00	3,868.00
19,100.00	1,849.00	2,559.00	2,903.00	3,237.00	3,560.00	3,874.00
19,150.00	1,851.00	2,562.00	2,907.00	3,241.00	3,565.00	3,879.00
19,200.00	1,854.00	2,566.00	2,910.00	3,245.00	3,570.00	3,884.00
19,250.00	1,856.00	2,569.00	2,914.00	3,249.00	3,574.00	3,889.00
19,300.00	1,859.00	2,573.00	2,918.00	3,254.00	3,579.00	3,894.00
19,350.00	1,862.00	2,576.00	2,922.00	3,258.00	3,584.00	3,899.00
19,400.00	1,864.00	2,580.00	2,926.00	3,262.00	3,588.00	3,904.00
19,450.00	1,867.00	2,583.00	2,929.00	3,266.00	3,593.00	3,909.00
19,500.00	1,870.00	2,587.00	2,933.00	3,271.00	3,598.00	3,914.00
19,550.00	1,872.00	2,590.00	2,937.00	3,275.00	3,602.00	3,919.00
19,600.00	1,875.00	2,594.00	2,941.00	3,279.00	3,607.00	3,924.00
19,650.00	1,878.00	2,597.00	2,945.00	3,283.00	3,612.00	3,929.00
19,700.00	1,880.00	2,601.00	2,948.00	3,288.00	3,616.00	3,935.00
19,750.00	1,883.00	2,604.00	2,952.00	3,292.00	3,621.00	3,940.00
19,800.00	1,886.00	2,608.00	2,956.00	3,296.00	3,626.00	3,945.00
19,850.00	1,888.00	2,611.00	2,960.00	3,300.00	3,630.00	3,950.00
19,900.00	1,891.00	2,615.00	2,964.00	3,305.00	3,635.00	3,955.00
19,950.00	1,893.00	2,618.00	2,967.00	3,309.00	3,640.00	3,960.00
20,000.00	1,896.00	2,622.00	2,971.00	3,313.00	3,644.00	3,965.00
20,050.00	1,899.00	2,625.00	2,975.00	3,317.00	3,649.00	3,970.00
20,100.00	1,901.00	2,628.00	2,979.00	3,321.00	3,654.00	3,975.00
20,150.00	1,904.00	2,632.00	2,983.00	3,326.00	3,658.00	3,980.00
20,200.00	1,907.00	2,635.00	2,987.00	3,330.00	3,663.00	3,985.00
20,250.00	1,909.00	2,639.00	2,990.00	3,334.00	3,668.00	3,990.00
20,300.00	1,912.00	2,642.00	2,994.00	3,338.00	3,672.00	3,996.00
20,350.00	1,915.00	2,646.00	2,998.00	3,343.00	3,677.00	4,001.00

20,400.00	1,917.00	2,649.00	3,002.00	3,347.00	3,682.00	4,006.00
20,450.00	1,920.00	2,653.00	3,006.00	3,351.00	3,686.00	4,011.00
20,500.00	1,923.00	2,656.00	3,009.00	3,355.00	3,691.00	4,016.00
20,550.00	1,925.00	2,660.00	3,013.00	3,360.00	3,696.00	4,021.00
20,600.00	1,928.00	2,663.00	3,017.00	3,364.00	3,700.00	4,026.00
20,650.00	1,931.00	2,667.00	3,021.00	3,368.00	3,705.00	4,031.00
20,700.00	1,933.00	2,670.00	3,025.00	3,372.00	3,710.00	4,036.00
20,750.00	1,936.00	2,674.00	3,028.00	3,377.00	3,714.00	4,041.00
20,800.00	1,938.00	2,677.00	3,032.00	3,381.00	3,719.00	4,046.00
20,850.00	1,941.00	2,681.00	3,036.00	3,385.00	3,724.00	4,051.00
20,900.00	1,944.00	2,684.00	3,040.00	3,389.00	3,728.00	4,056.00
20,950.00	1,946.00	2,688.00	3,044.00	3,394.00	3,733.00	4,062.00
21,000.00	1,949.00	2,691.00	3,047.00	3,398.00	3,738.00	4,067.00
21,050.00	1,952.00	2,695.00	3,051.00	3,402.00	3,742.00	4,072.00
21,100.00	1,954.00	2,698.00	3,055.00	3,406.00	3,747.00	4,077.00
21,150.00	1,957.00	2,702.00	3,059.00	3,411.00	3,752.00	4,082.00
21,200.00	1,960.00	2,705.00	3,063.00	3,415.00	3,756.00	4,087.00
21,250.00	1,962.00	2,709.00	3,067.00	3,419.00	3,761.00	4,092.00
21,300.00	1,965.00	2,712.00	3,070.00	3,423.00	3,766.00	4,097.00
21,350.00	1,968.00	2,716.00	3,074.00	3,428.00	3,770.00	4,102.00
21,400.00	1,970.00	2,719.00	3,078.00	3,432.00	3,775.00	4,107.00
21,450.00	1,973.00	2,723.00	3,082.00	3,436.00	3,780.00	4,112.00
21,500.00	1,975.00	2,726.00	3,086.00	3,440.00	3,784.00	4,117.00
21,550.00	1,978.00	2,730.00	3,089.00	3,445.00	3,789.00	4,123.00
21,600.00	1,981.00	2,733.00	3,093.00	3,449.00	3,794.00	4,128.00
21,650.00	1,983.00	2,737.00	3,097.00	3,453.00	3,798.00	4,133.00
21,700.00	1,986.00	2,740.00	3,101.00	3,457.00	3,803.00	4,138.00

21,750.00	1,989.00	2,744.00	3,105.00	3,462.00	3,808.00	4,143.00
21,800.00	1,991.00	2,747.00	3,108.00	3,466.00	3,812.00	4,148.00
21,850.00	1,994.00	2,751.00	3,112.00	3,470.00	3,817.00	4,153.00
21,900.00	1,997.00	2,754.00	3,116.00	3,474.00	3,822.00	4,158.00
21,950.00	1,999.00	2,758.00	3,120.00	3,479.00	3,827.00	4,163.00
22,000.00	2,002.00	2,761.00	3,124.00	3,483.00	3,831.00	4,168.00
22,050.00	2,005.00	2,765.00	3,127.00	3,487.00	3,836.00	4,173.00
22,100.00	2,007.00	2,768.00	3,131.00	3,491.00	3,841.00	4,178.00
22,150.00	2,010.00	2,772.00	3,135.00	3,496.00	3,845.00	4,184.00
22,200.00	2,012.00	2,775.00	3,139.00	3,500.00	3,850.00	4,189.00
22,250.00	2,015.00	2,779.00	3,143.00	3,504.00	3,855.00	4,194.00
22,300.00	2,018.00	2,782.00	3,147.00	3,508.00	3,859.00	4,199.00
22,350.00	2,020.00	2,785.00	3,150.00	3,513.00	3,864.00	4,204.00
22,400.00	2,022.00	2,788.00	3,153.00	3,515.00	3,867.00	4,207.00
22,450.00	2,024.00	2,790.00	3,155.00	3,517.00	3,869.00	4,210.00
22,500.00	2,025.00	2,792.00	3,157.00	3,520.00	3,872.00	4,212.00
22,550.00	2,027.00	2,793.00	3,158.00	3,522.00	3,874.00	4,215.00
22,600.00	2,028.00	2,795.00	3,160.00	3,524.00	3,876.00	4,217.00
22,650.00	2,029.00	2,797.00	3,162.00	3,526.00	3,878.00	4,220.00
22,700.00	2,031.00	2,799.00	3,164.00	3,528.00	3,881.00	4,222.00
22,750.00	2,032.00	2,801.00	3,166.00	3,530.00	3,883.00	4,225.00
22,800.00	2,034.00	2,803.00	3,168.00	3,532.00	3,885.00	4,227.00
22,850.00	2,035.00	2,804.00	3,169.00	3,534.00	3,888.00	4,230.00
22,900.00	2,036.00	2,806.00	3,171.00	3,536.00	3,890.00	4,232.00
22,950.00	2,038.00	2,808.00	3,173.00	3,538.00	3,892.00	4,235.00
23,000.00	2,039.00	2,810.00	3,175.00	3,540.00	3,894.00	4,237.00
23,050.00	2,041.00	2,812.00	3,177.00	3,542.00	3,897.00	4,240.00

23,100.00	2,042.00	2,814.00	3,179.00	3,544.00	3,899.00	4,242.00
23,150.00	2,044.00	2,816.00	3,181.00	3,546.00	3,901.00	4,245.00
23,200.00	2,045.00	2,817.00	3,182.00	3,548.00	3,904.00	4,247.00
23,250.00	2,046.00	2,819.00	3,184.00	3,550.00	3,906.00	4,250.00
23,300.00	2,048.00	2,821.00	3,186.00	3,552.00	3,908.00	4,252.00
23,350.00	2,049.00	2,823.00	3,188.00	3,555.00	3,910.00	4,254.00
23,400.00	2,051.00	2,825.00	3,190.00	3,557.00	3,913.00	4,257.00
23,450.00	2,052.00	2,827.00	3,192.00	3,559.00	3,915.00	4,259.00
23,500.00	2,053.00	2,828.00	3,193.00	3,561.00	3,917.00	4,262.00
23,550.00	2,055.00	2,830.00	3,195.00	3,563.00	3,919.00	4,264.00
23,600.00	2,056.00	2,832.00	3,197.00	3,565.00	3,922.00	4,267.00
23,650.00	2,058.00	2,834.00	3,199.00	3,567.00	3,924.00	4,269.00
23,700.00	2,059.00	2,836.00	3,201.00	3,569.00	3,926.00	4,272.00
23,750.00	2,061.00	2838.00	3,203.00	3,571.00	3,929.00	4,274.00
23,800.00	2,062.00	2,840.00	3,204.00	3,573.00	3,931.00	4,277.00
23,850.00	2,063.00	2,841.00	3,206.00	3,575.00	3,933.00	4,279.00
23,900.00	2,065.00	2,843.00	3,208.00	3,577.00	3,935.00	4,282.00
23,950.00	2,066.00	2,845.00	3,210.00	3,579.00	3,938.00	4,284.00
24,000.00	2,068.00	2,847.00	3,212.00	3,581.00	3,940.00	4,287.00
24,050.00	2,069.00	2,849.00	3,214.00	3,583.00	3,942.00	4,289.00
24,100.00	2,070.00	2,851.00	3,216.00	3,585.00	3,945.00	4,292.00
24,150.00	2,072.00	2,852.00	3,217.00	3,587.00	3,947.00	4,294.00
24,200.00	2,073.00	2,854.00	3,219.00	3,589.00	3,949.00	4,297.00
24,250.00	2,075.00	2,856.00	3,221.00	3,592.00	3,951.00	4,299.00
24,300.00	2,076.00	2,858.00	3,223.00	3,594.00	3,954.00	4,302.00
24,350.00	2,077.00	2,860.00	3,225.00	3,596.00	3,956.00	4,304.00
24,400.00	2,079.00	2,862.00	3,227.00	3,598.00	3,958.00	4,307.00

24,450.00	2,080.00	2,864.00	3,228.00	3,600.00	3,961.00	4,309.00
24,500.00	2,082.00	2,865.00	3,230.00	3,602.00	3,963.00	4,312.00
24,550.00	2,083.00	2,867.00	3,232.00	3,604.00	3,965.00	4,314.00
24,600.00	2,085.00	2,869.00	3,234.00	3,606.00	3,967.00	4,317.00
24,650.00	2,086.00	2,871.00	3,236.00	3,608.00	3,970.00	4,319.00
24,700.00	2,087.00	2,873.00	3,238.00	3,610.00	3,972.00	4,322.00
24,750.00	2,089.00	2,875.00	3,240.00	3,612.00	3,974.00	4,324.00
24,800.00	2,090.00	2,876.00	3,241.00	3,614.00	3,977.00	4,326.00
24,850.00	2,092.00	2,878.00	3,243.00	3,616.00	3,979.00	4,329.00
24,900.00	2,093.00	2,880.00	3,245.00	3,618.00	3,981.00	4,331.00
24,950.00	2,094.00	2,882.00	3,247.00	3,620.00	3,983.00	4,334.00
25,000.00	2,096.00	2,884.00	3,249.00	3,622.00	3,986.00	4,336.00
25,050.00	2,097.00	2,886.00	3,251.00	3,624.00	3,988.00	4,339.00
25,100.00	2,099.00	2,887.00	3,252.00	3,626.00	3,990.00	4,341.00
25,150.00	2,100.00	2,889.00	3,254.00	3,629.00	3,993.00	4,344.00
25,200.00	2,102.00	2,891.00	3,256.00	3,631.00	3,995.00	4,346.00
25,250.00	2,103.00	2,893.00	3,258.00	3,633.00	3,997.00	4,349.00
25,300.00	2,104.00	2,895.00	3,260.00	3,635.00	3,999.00	4,351.00
25,350.00	2,106.00	2,897.00	3,262.00	3,637.00	4,002.00	4,354.00
25,400.00	2,107.00	2,899.00	3,264.00	3,639.00	4,004.00	4,356.00
25,450.00	2,109.00	2,900.00	3,265.00	3,641.00	4,006.00	4,359.00
25,500.00	2,110.00	2,902.00	3,267.00	3,643.00	4,009.00	4,361.00
25,550.00	2,111.00	2,904.00	3,269.00	3,645.00	4,011.00	4,364.00
25,600.00	2,113.00	2,906.00	3,271.00	3,647.00	4,013.00	4,366.00
25,650.00	2,114.00	2,908.00	3,273.00	3,649.00	4,015.00	4,369.00
25,700.00	2,116.00	2,910.00	3,275.00	3,651.00	4,018.00	4,371.00
25,750.00	2,117.00	2,911.00	3,276.00	3,653.00	4,020.00	4,374.00

25,800.00	2,119.00	2,913.00	3,278.00	3,655.00	4,022.00	4,376.00
25,850.00	2,120.00	2,915.00	3,280.00	3,657.00	4,024.00	4,379.00
25,900.00	2,121.00	2,917.00	3,282.00	3,659.00	4,027.00	4,381.00
25,950.00	2,123.00	2,919.00	3,284.00	3,661.00	4,029.00	4,384.00
26,000.00	2,124.00	2,921.00	3,286.00	3,663.00	4,031.00	4,386.00
26,050.00	2,126.00	2,923.00	3,287.00	3,666.00	4,034.00	4,389.00
26,100.00	2,127.00	2,924.00	3,289.00	3,668.00	4,036.00	4,391.00
26,150.00	2,128.00	2,926.00	3,291.00	3,670.00	4,038.00	4,394.00
26,200.00	2,130.00	2,928.00	3,293.00	3,672.00	4,040.00	4,396.00
26,250.00	2,131.00	2,930.00	3,295.00	3,674.00	4,043.00	4,399.00
26,300.00	2,133.00	2,932.00	3,297.00	3,676.00	4,045.00	4,401.00
26,350.00	2,134.00	2,934.00	3,299.00	3,678.00	4,047.00	4,403.00
26,400.00	2,136.00	2,935.00	3,300.00	3,680.00	4,050.00	4,406.00
26,450.00	2,137.00	2,937.00	3,302.00	3,682.00	4,052.00	4,408.00
26,500.00	2,138.00	2,939.00	3,304.00	3,684.00	4,054.00	4,411.00
26,550.00	2,140.00	2,941.00	3,306.00	3,686.00	4,056.00	4,413.00
26,600.00	2,141.00	2,943.00	3,308.00	3,688.00	4,059.00	4,416.00
26,650.00	2,143.00	2,945.00	3,310.00	3,690.00	4,061.00	4,418.00
26,700.00	2,144.00	2,947.00	3,311.00	3,692.00	4,063.00	4,421.00
26,750.00	2,145.00	2,948.00	3,313.00	3,694.00	4,066.00	4,423.00
26,800.00	2,147.00	2,950.00	3,315.00	3,696.00	4,068.00	4,426.00
26,850.00	2,148.00	2,952.00	3,317.00	3,698.00	4,070.00	4,428.00
26,900.00	2,150.00	2,954.00	3,319.00	3,701.00	4,072.00	4,431.00
26,950.00	2,151.00	2,956.00	3,321.00	3,703.00	4,075.00	4,433.00
27,000.00	2,153.00	2,958.00	3,323.00	3,705.00	4,077.00	4,436.00
27,050.00	2,154.00	2,959.00	3,324.00	3,707.00	4,079.00	4,438.00
27,100.00	2,155.00	2,961.00	3,326.00	3,709.00	4,082.00	4,441.00

27,150.00	2,157.00	2,963.00	3,328.00	3,711.00	4,084.00	4,443.00
27,200.00	2,158.00	2,965.00	3,330.00	3,713.00	4,086.00	4,446.00
27,250.00	2,160.00	2,967.00	3,332.00	3,715.00	4,088.00	4,448.00
27,300.00	2,161.00	2,969.00	3,334.00	3,717.00	4,091.00	4,451.00
27,350.00	2,162.00	2,970.00	3,335.00	3,719.00	4,093.00	4,453.00
27,400.00	2,164.00	2,972.00	3,337.00	3,721.00	4,095.00	4,456.00
27,450.00	2,165.00	2,974.00	3,339.00	3,723.00	4,098.00	4,458.00
27,500.00	2,167.00	2,976.00	3,341.00	3,725.00	4,100.00	4,461.00
27,550.00	2,168.00	2,978.00	3,343.00	3,727.00	4,102.00	4,463.00
27,600.00	2,170.00	2,980.00	3,345.00	3,729.00	4,104.00	4,466.00
27,650.00	2,171.00	2,982.00	3,347.00	3,731.00	4,107.00	4,468.00
27,700.00	2172.00	2,983.00	3,348.00	3,733.00	4,109.00	4,471.00
27,750.00	2,174.00	2,985.00	3,350.00	3,735.00	4,111.00	4,473.00
27,800.00	2,175.00	2,987.00	3,352.00	3,738.00	4,114.00	4,475.00
27,850.00	2,177.00	2,989.00	3,354.00	3,740.00	4,116.00	4,478.00
27,900.00	2,178.00	2,991.00	3,356.00	3,742.00	4,118.00	4,480.00
27,950.00	2,179.00	2,993.00	3,357.00	3,744.00	4,120.00	4,483.00
28,000.00	2,181.00	2,994.00	3,359.00	3,746.00	4,122.00	4,485.00
28,050.00	2,182.00	2,996.00	3,361.00	3,748.00	4,125.00	4,488.00
28,100.00	2,184.00	2,998.00	3,363.00	3,750.00	4,127.00	4,490.00
28,150.00	2,185.00	3,000.00	3,365.00	3,752.00	4,129.00	4,492.00
28,200.00	2,186.00	3,001.00	3,366.00	3,754.00	4,131.00	4,495.00
28,250.00	2,188.00	3,003.00	3,368.00	3,756.00	4,133.00	4,497.00
28,300.00	2,189.00	3,005.00	3,370.00	3,758.00	4,136.00	4,500.00
28,350.00	2,190.00	3,007.00	3,372.00	3,759.00	4,138.00	4,502.00
28,400.00	2,192.00	3,009.00	3,374.00	3,761.00	4,140.00	4,504.00
28,450.00	2,193.00	3,010.00	3,375.00	3,763.00	4,142.00	4,507.00

28,500.00	2,194.00	3,012.00	3,377.00	3,765.00	4,145.00	4,509.00
28,550.00	2,196.00	3,014.00	3,379.00	3,767.00	4,147.00	4,512.00
28,600.00	2,197.00	3,016.00	3,381.00	3,769.00	4,149.00	4,514.00
28,650.00	2,199.00	3,017.00	3,382.00	3,771.00	4,151.00	4,516.00
28,700.00	2,200.00	3,019.00	3,384.00	3,773.00	4,153.00	4,519.00
28,750.00	2,201.00	3,021.00	3,386.00	3,775.00	4,156.00	4,521.00
28,800.00	2,203.00	3,023.00	3,388.00	3,777.00	4,158.00	4,524.00
28,850.00	2,204.00	3,025.00	3,390.00	3,779.00	4,160.00	4,526.00
28,900.00	2,205.00	3,026.00	3,391.00	3,781.00	4,162.00	4,528.00
28,950.00	2,207.00	3,028.00	3,393.00	3,783.00	4,164.00	4,531.00
29,000.00	2,208.00	3,030.00	3,395.00	3,785.00	4,167.00	4,533.00
29,050.00	2,210.00	3,032.00	3,397.00	3,787.00	4,169.00	4,536.00
29,100.00	2,211.00	3,034.00	3,398.00	3,789.00	4,171.00	4,538.00
29,150.00	2,212.00	3,035.00	3,400.00	3,791.00	4,173.00	4,540.00
29,200.00	2,214.00	3,037.00	3,402.00	3,793.00	4,175.00	4,543.00
29,250.00	2,215.00	3,039.00	3,404.00	3,795.00	4,178.00	4,545.00
29,300.00	2,216.00	3,041.00	3,406.00	3,797.00	4,180.00	4,548.00
29,350.00	2,218.00	3,042.00	3,407.00	3,799.00	4,182.00	4,550.00
29,400.00	2,219.00	3,044.00	3,409.00	3,801.00	4,184.00	4,552.00
29,450.00	2,220.00	3,046.00	3,411.00	3,803.00	4,186.00	4,555.00
29,500.00	2,222.00	3,048.00	3,413.00	3,805.00	4,189.00	4,557.00
29,550.00	2,223.00	3,050.00	3,415.00	3,807.00	4,191.00	4,560.00
29,600.00	2,225.00	3,051.00	3,416.00	3,809.00	4,193.00	4,562.00
29,650.00	2,226.00	3,053.00	3,418.00	3,811.00	4,195.00	4,564.00
29,700.00	2,227.00	3,055.00	3,420.00	3,813.00	4,197.00	4,567.00
29,750.00	2,229.00	3,057.00	3,422.00	3,815.00	4,200.00	4,569.00
29,800.00	2,230.00	3,058.00	3,423.00	3,817.00	4,202.00	4,572.00

29,850.00	2,231.00	3,060.00	3,425.00	3,819.00	4,204.00	4,574.00
29,900.00	2,233.00	3,062.00	3,427.00	3,821.00	4,206.00	4,576.00
29,950.00	2,234.00	3,064.00	3,429.00	3,823.00	4,208.00	4,579.00
30,000.00	2,236.00	3,066.00	3,431.00	3,825.00	4,211.00	4,581.00"

SECTION 5.

Said title is further amended by striking subsection (b) of Code Section 19-6-34, relating to inclusion of life insurance in an order of support, and inserting in lieu thereof the following:

"(b) The amount of the premium for such life insurance ~~shall~~ may be ~~counted as a part of the support ordered~~ considered as a deviation to the presumptive amount of child support pursuant to the provisions of Code Section 19-6-15, provided that the court shall review the amount of the premium for reasonableness ~~in the circumstances of the child, the parent ordered to pay support, and the other parent~~ under the circumstances of the case and the best interest of the child."

SECTION 6.

Said title is further amended by striking the period at the end of division (a)(3)(B)(iv) and replacing it with a semicolon, striking subparagraph (a)(3)(C), and striking paragraph (6) of subsection (a) of Code Section 19-6-53, relating to the duties of the Georgia Child Support Commission, and inserting in lieu thereof the following:

"(6) To develop, ~~and~~ publish, and update the child support obligation table and worksheets and schedules associated with the use of such table;"

SECTION 7.

Said title is further amended by striking Code Section 19-7-2, relating to parents´ obligations to child, and inserting in lieu thereof the following:

"19-7-2.

It is the joint and several duty of each parent to provide for the maintenance, protection, and education of his or her child until the child reaches the age of majority, dies, marries, or becomes emancipated, whichever first occurs, except as otherwise authorized and ordered pursuant to subsection ~~(d)~~ (e) of Code Section 19-6-15 and except to the extent that the duty of the parents is otherwise or further defined by court order."

SECTION 8.

This Act shall become effective on July 1, 2006, and shall apply to all cases pending on and after July 1, 2006.

SECTION 9.

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

The following amendments were read and adopted:

Representative Jones of the 46th et al. move to *amend the Committee substitute to SB 382 by inserting after* "cross-references;" *on line 12 of page 1 the following:*

to amend an Act amending Titles 5, 7, and 19 of the Official Code of Georgia Annotated so as to state legislative findings, change provisions relating to calculation of child support, and make other related changes, approved April 22, 2005 (Ga. L. 2005, p. 224), so as to change the effective date of said Act; to state legislative intent;

By striking lines 3 through 37 of page 29 and lines 1 through 12 of page 30 and inserting in lieu thereof the following:

(k) *Modification.*

(1) Except as provided in paragraph (2) of this subsection, a Parent shall not have the right to petition for modification of the child support award regardless of the length of time since the establishment of the child support award unless there is a substantial change in either Parents´ income and financial status or the needs of the Child.

(2) No petition to modify child support may be filed by either Parent within a period of two years from the date of the final order on a previous petition to modify by the same Parent except where:

(A) A Noncustodial Parent has failed to exercise the court ordered visitation;

(B) A Noncustodial Parent has exercised a greater amount of visitation than was provided in the court order; or

(C) The motion to modify is based upon an involuntary loss of income as set forth in subsection (j) of this Code section.

(3)(A) If there is a difference of at least 15 percent but less than 30 percent between a new award and a Georgia child support order entered prior to January 1, 2007, the Court may, at its discretion, phase in the new child support award over a period of up to one year with the phasing in being largely evenly distributed with at least an initial immediate adjustment of not less than 25 percent of the difference and at least one intermediate adjustment prior to the final adjustment at the end of the phase-in period.

(B) If there is a difference of 30 percent or more between a new award and a Georgia child support order entered prior to January 1, 2007, the Court may, at its discretion, phase in the new child support award over a period of up to two years with the phasing in being largely evenly distributed with at least an initial immediate adjustment of not less than 25 percent of the difference and at least one intermediate adjustment prior to the final adjustment at the end of the phase-in period.

(C) All IV-D case reviews and modifications shall proceed and be governed by Code Section 19-11-12. Subsequent changes to the Child Support Obligation Table shall be a reason to request a review for modification from the IV-D agency to the

extent that such changes are consistent with the requirements of Code Section 19-11-12.

(4) A petition for modification shall be filed and returnable under the same rules of procedure applicable to divorce proceedings. A jury may be demanded on a petition for modification but the jury shall only be responsible for determining a Parent's Gross Income and any Deviations. In the hearing upon a petition for modification, testimony may be given and evidence introduced relative to the change of circumstances, income and financial status of either Parent, or in the needs of the Child. After hearing both parties and the evidence, the Court may modify and revise the previous judgment, in accordance with the changed circumstances, income and financial status of either Parent, or in the needs of the Child, if such change or changes are satisfactorily proven so as to warrant the modification and revision and such modification and revisions are in the Child's best interest. The Court shall enter a written order specifying the basis for the modification, if any, and shall include all of the information set forth in paragraph (2) of subsection (c) of this Code section.

By striking lines 10 through 14 of page 49 and inserting in lieu thereof the following:

SECTION 8.

An Act amending Titles 5, 7, and 19 of the Official Code of Georgia Annotated so as to state legislative findings, change provisions relating to calculation of child support, and make other related changes, approved April 22, 2005 (Ga. L. 2005, p. 224), is amended by striking Section 13 and inserting in its place a new Section 13 to read as follows:

"SECTION 13.

Section 11 of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval, and the remaining sections of this Act shall become effective on ~~July 1, 2006~~ January 1, 2007."

SECTION 9.

It is the intention of this Act to delay for six months the effectiveness of the provisions of 2005 Act No. 52 of the General Assembly, excepting only those provisions of 2005 Act No. 52 creating the Georgia Child Support Commission which went into effect upon approval of that Act by the Governor.

SECTION 10.

(a) This section and Sections 8, 9, and 11 of this Act shall become effective upon their approval by the Governor or upon becoming law without such approval.

(b) Sections 1 through 7 of this Act shall become effective on January 1, 2007, and shall apply to all pending civil actions on or after January 1, 2007.

SECTION 11.

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

Representative Lindsey of the 54th et al. move to *amend the Committee substitute to SB 382 by striking line 2 of page 4 and inserting in lieu thereof the following:*

Parent prior to consideration of percentage of income,

By striking line 20 of page 5 and inserting in lieu thereof the following:

including Heath Insurance and Work Related

By striking lines 14 though 17 of page 7.

By striking "(7)" *from line 18 of page 7 and inserting in lieu thereof* "(6)".

By striking "(8)" *from line 26 of page 7 and inserting in lieu thereof* "(7)".

By striking "(9)" *from line 30 of page 7 and inserting in lieu thereof* "(8)".

By striking "(10)" *from line 9 of page 8 and inserting in lieu thereof* "(9)".

By striking "(11)" *from line 13 of page 8 and inserting in lieu thereof* "(10)".

By striking "(12)" *from line 17 of page 8 and inserting in lieu thereof* "(11)".

By striking lines 7 and 8 of page 8 and inserting in lieu thereof the following:

(I) Extraordinary expenses;
(J) Nonspecific deviations; and
(K) Parenting time;

By striking "Parenting Time Units" *and inserting in lieu thereof* "parenting time" *from line 22 of page 9.*

By striking line 33 of page 17 through line 28 of page 21 and inserting in lieu thereof the following:

(g) *Parenting Time Adjustment.* The Court or the jury may deviate from the Presumptive Amount of Child Support as set forth in subparagraph (i)(2)(K) of this Code section.

By inserting between lines 18 and 19 of page 28 the following:

(K) *Parenting time.*

(i) The Child Support Obligation Table is based upon expenditures for a Child in intact households. The Court may order or the jury may find by special interrogatory a Deviation from the Presumptive Amount of Child Support when special circumstances make the Presumptive Amount of Child Support excessive or inadequate due to extended parenting time or when the Child resides with both Parents equally.

(ii) If the Court or the jury determines that a parenting time Deviation is applicable, then such Deviation shall be applied to the Noncustodial Parent's Basic Child Support Obligation.

(iii) In accordance with subsection (d) of Code Section 19-11-8, if any action or claim for parenting time is brought under this subparagraph, it shall be an action or claim solely between the Custodial Parent and the Noncustodial Parent, and not any third parties, including the Child Support Enforcement Agency.

By striking lines 18 and 19 of page 30 and inserting in lieu thereof the following:

visitation, reasonable and.

Representatives Willard of the 49th, Lindsey of the 54th, and Ehrhart of the 36th move to *amend the Committee substitute to SB 382 by striking line 16 of page 17 and inserting in lieu thereof the following:*

the failure to consider a Qualified Child would cause substantial hardship to the Parent; provided, however, that such consideration of an adjustment shall be based upon the best interest of the Child for whom child support is being awarded.

By striking lines 29 through 34 of page 48 and inserting in lieu thereof the following:

Said title is further amended by striking subsection (a) of Code Section 19-6-53, relating to the duties of the Georgia Child Support Commission, and inserting in lieu thereof the following:

"(a) The commission shall have the following duties:

(1) To study and evaluate the effectiveness and efficiency of Georgia's child support guidelines;

(2) To evaluate and consider the experiences and results in other states which utilize child support guidelines;

(3)(A) To create and recommend to the General Assembly a child support obligation table consistent with Code Section 19-6-15. Prior to January 1, 2006, the commission shall produce the child support obligation table and provide an explanation of the underlying data and assumptions to the General Assembly by delivering copies to the President Pro Tempore of the Senate and the Speaker of the House of Representatives.

(B)(i) The child support obligation table shall include deductions from a parent's gross income for the employee's share of the contributions for the first 6.2 percent in Federal Insurance Contributions Act (FICA) and 1.45 percent in medicare taxes.

(ii) FICA tax withholding for high-income persons may vary during the year. Six and two-tenths percent is withheld on the first $90,000.00 of gross earnings. After the maximum $5,580.00 is withheld, no additional FICA taxes shall be withheld.

(iii) Self-employed persons are required by law to pay the full FICA tax of 12.4 percent up to the $90,000.00 gross earnings limit and the full medicare tax rate of 2.9 percent on all earned income.

(iv) The percentages and dollar amounts established or referenced in this subparagraph with respect to the payment of self-employment taxes shall be adjusted by the commission, as necessary, as relevant changes occur in the federal tax laws.~~,~~;

~~(C) After reviewing the commission's report, the General Assembly shall consider and approve by joint resolution the initial child support obligation table before the table shall become effective and shall authorize by joint resolution all subsequent child support obligation tables;~~

(4) To determine periodically, and at least every two years, if the child support obligation table results in appropriate presumptive awards;

(5) To identify and recommend whether and when the child support obligation table or child support guidelines should be modified;

(6) To develop~~,~~ ~~and~~ publish~~,~~ and update the child support obligation table and worksheets and schedules associated with the use of such table;

(7) To develop or cause to be developed software and a calculator associated with the use of the child support obligation table and child support guidelines;

(8) To develop training manuals and information to educate judges, attorneys, and litigants on the use of the child support obligation table and child support guidelines;

(9) To collaborate with the Institute for Continuing Judicial Education, the Institute of Continuing Legal Education, and other agencies for the purpose of training persons who will be utilizing the child support obligation table and child support guidelines; ~~and~~

(10) To make recommendations for proposed legislation.~~,~~;

(11) To study the appellate courts´ acceptance of discretionary appeals in domestic relations cases and the formulation of case law in the area of domestic relations;

(12) To study alternative programs, such as mediation, collaborative practice, and pro se assistance programs, in order to reduce litigation in child support and child custody cases; and

(13) To study the impact of having parenting time serve as a deviation to the presumptive amount of child support and make recommendations concerning the utilization of the parenting time adjustment."

The Committee substitute, as amended, was adopted.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to, by substitute, as amended.

On the passage of the Bill, by substitute, as amended, the roll call was ordered and the vote was as follows:

N Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
N Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
N Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
N Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	N Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Smith, B
Y Bordeaux	Y England	N Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
N Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	N Jordan	N Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
N Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	N Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	N Williams, E
Y Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	N Mangham	N Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 158, nays 14.

The Bill, having received the requisite constitutional majority, was passed, by substitute, as amended.

Representatives Dean of the 59th, Heckstall of the 62nd, and Smith of the 113th stated that they had been called from the floor of the House during the preceding roll call. They wished to be recorded as voting "aye" thereon.

The following Bill of the Senate was taken up for the purpose of considering the Senate's disagreeing to the House substitute thereto:

SB 64. By Senator Douglas of the 17th:

A BILL to be entitled an Act to amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to repeal the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to provide an effective date; to repeal conflicting laws; and for other purposes.

Representative Roberts of the 154th moved that the House insist on its position in substituting SB 64.

The motion prevailed.

By unanimous consent, the following Bill of the Senate was taken up for consideration and read the third time:

SB 334. By Senators Zamarripa of the 36th, Reed of the 35th, Tate of the 38th and Fort of the 39th:

A BILL to be entitled an Act to amend the "Atlanta Urban Enterprise Zone Act," approved March 24, 1988 (Ga. L. 1988, p. 4164), as amended, particularly by an Act approved April 20, 1998 (Ga. L. 1998, p. 4493), so as to change criteria for the designation of urban enterprise zones; to repeal conflicting laws; and for other purposes.

The following Committee amendment was read and adopted:

The Committee on State Planning and Community Affairs - Local moves to *amend SB 334 by striking the quotation mark at the end of line 22 on page 5 and inserting between lines 22 and 23 on page 5 the following*:

(j) The city shall, on at least a quarterly basis, provide a report to the members of the General Assembly whose districts are wholly or partially located within the City of Atlanta. The report shall contain information concerning the status of any areas designated as enterprise zones pursuant to this section.″

The report of the Committee, which was favorable to the passage of the Bill, as amended, was agreed to.

By unanimous consent, the following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 1660. By Representative Smith of the 168th:

A BILL to be entitled an Act to create a board of elections and registration for Bacon County and to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members; to provide for the qualification, terms, and removal of members; to provide for oaths and privileges; to provide for meetings, procedures, and vacancies; to relieve certain officers of powers and duties and to provide for the transfer of functions to the newly created board; to provide for certain expenditures of public funds; to provide for compensation of members of the board and personnel; to provide for offices and equipment; to provide for the board's performance of certain functions and duties for certain municipalities; to provide effective dates; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To create a board of elections and registration for Bacon County and to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members; to provide for the qualification, terms, and removal of members; to provide for oaths and privileges; to provide for meetings, procedures, and vacancies; to relieve certain officers of powers and duties and to provide for the transfer of functions to the newly created board; to provide for certain expenditures of public funds; to provide for compensation of members of the board and personnel; to provide for offices and equipment; to provide for the board's performance of certain functions and duties for certain municipalities; to provide for related matters; to provide for submission for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Pursuant to subsection (b) of Code Section 21-2-40 of the O.C.G.A., there is created the Board of Elections and Registration of Bacon County, hereinafter referred to as "the board." The board shall have the powers, duties, and responsibilities of the judge of the probate court of Bacon County under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia

Election Code," and the powers, duties, and responsibilities of the board of registrars of Bacon County under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code."

SECTION 2.

The terms "election," "elector," "political party," "primary," and "public office" shall have the same meaning as set forth in Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," unless otherwise clearly apparent from the text of this Act, and the term "commissioners" means the Board of Commissioners of Bacon County and "county" means Bacon County.

SECTION 3.

(a) The board shall be composed of five members who shall be electors of Bacon County and shall be appointed as provided in this section.

(b) Two members of the board shall be appointed by the chairperson of the county executive committee of the political party which received the highest number of votes within the county for its candidate for Governor in the general election immediately preceding the appointment of such member. Two members of the board shall be appointed by the chairperson of the political party which received the second highest number of votes within the county for its candidate for Governor in the general election immediately preceding the appointment of such member. In the event that there is no chairperson of a political party entitled to make an appointment under this subsection, the appointments on behalf of such political party shall be made by the state executive committee of such party.

(c) One member of the board shall be selected by the governing authority of Bacon County.

(d) All appointments to the board shall be promptly certified by the appointing authority of Bacon County to the clerk of the Superior Court of Bacon County.

(e) The initial appointees to the board shall take office on January 1, 2007. The member appointed by the governing authority of Bacon County and one of the two members appointed by each political party shall serve terms beginning on January 1, 2007, and ending on December 31, 2010, and until his or her respective successor is duly appointed and qualified. Successors to each such member shall thereafter be appointed by the appropriate appointing authority to serve a term of office of four years beginning January 1, 2011, and until his or her respective successor is duly appointed and qualified. The other appointee of each political party shall serve a term beginning on January 1, 2007, and ending on December 31, 2008, and until his or her respective successor is duly appointed and qualified. Successors to such members shall thereafter be appointed by the appropriate appointing authority to serve terms of office of four years beginning January 1, 2009, and until their successors are duly appointed and qualified. Thereafter, all members shall be appointed to serve four-year terms of office. The chairpersons of each political party making the initial appointments under this section shall designate which term each appointee shall serve.

(f) At the first meeting of the board in each year, the members of the board shall select one of their number to serve as chairperson. Such chairperson shall preside over all meetings of the board and shall vote only in the case of a tie.

SECTION 4.

The Bacon County Board of Commissioners, which will consider the recommendation of the board of elections and registration, shall appoint a person to serve as the election supervisor of Bacon County. Such position shall be full time. The Bacon County Board of Commissioners shall set the pay and salary of such election supervisor. The election supervisor shall generally direct and control the administration of the affairs of the board pursuant to law and duly adopted resolutions of the board. The election supervisor shall not be a member of the board of elections and registration. The election supervisor shall be supervised by the board of elections and registration and shall deemed to be an at-will employee of the board of commissioners and shall be subject to removal from office, with or without cause, by the Board of Commissioners of Bacon County.

SECTION 5.

Each member of the board shall:

(1) Be eligible to be reappointed to succeed such member;

(2) Have the right to resign at any time by giving written notice of such resignation to the governing authority of Bacon County and to the clerk of the superior court; and

(3) Serve until his or her successor is appointed and qualified.

SECTION 6.

(a) The appointing authority shall certify the appointment of each member of the board by filing an affidavit with the clerk of the superior court no later than 30 days preceding the date upon which such members are to take office, stating the name and residential address of the person appointed and certifying such member has been duly appointed as provided in this Act.

(b) The clerk of the superior court shall record each of such certifications on the minutes of the superior court and shall certify the name of each such appointed member to the Secretary of State and provide for the issuance of appropriate commissions to the members within the same time and in the same manner as provided by law for registrars.

SECTION 7.

In the event a vacancy occurs in the office of any member before the expiration of his or her term, by removal, death, resignation, or otherwise, the appointing authority which is required under Section 3 of this Act to make the appointment to the office upon the expiration of the term shall appoint a successor to serve the remainder of the unexpired term as provided for in Section 3 of this Act. If the vacancy in office is not filled within 60 days after it occurs, the vacancy shall be filled for the remainder of the term by the governing authority of Bacon County. The clerk of the superior court shall be notified of

such interim appointments and record and certify such appointments in the same manner as the regular appointment of members.

SECTION 8.

(a) The first members of the board under this Act shall be appointed as provided in this Act to take office on January 1, 2007. The board shall take no official action until all members have been certified to the clerk of the Superior Court of Bacon County.

(b) Before entering upon the member's duties, each member shall take substantially the same oath as required by law for registrars and shall have the same privileges from arrest.

SECTION 9.

(a) No person who holds elective public office shall be eligible to serve as a member of the board during the term of such elective office, and the position of any member of the board shall be deemed vacant upon such member's qualifying as a candidate for elective public office.

(b) Members of the board must be residents of Bacon County and must have been registered voters in Bacon County for a period of at least one year prior to the date of appointment to the board.

SECTION 10.

The board shall have the authority to contract with any municipality or governmental authority located within Bacon County for the holding by the board of any primary or election to be conducted within such municipality or governmental authority.

SECTION 11.

(a) The board shall be authorized and empowered to organize itself, elect from among its members a vice chairperson, determine its procedural rules and regulations, adopt bylaws, specify the functions and duties of its employees, and otherwise take such action as is appropriate to the management of its affairs; provided, however, that no such action shall conflict with state law.

(b) Action and decision by the board shall be by a majority of the members of the board.

SECTION 12.

(a) The board shall fix and establish, by appropriate resolution entered on its minutes, directives governing the execution of matters within its jurisdiction. The board shall hold meetings at the county courthouse or at the place of meeting of the commissioners. Any specially called meetings held pursuant to the bylaws adopted by the board shall be held only after notification of the time and place of the holding of such special meeting has been communicated in writing to the election supervisor to provide public notice of the meeting as required by law. All meetings of whatever kind of the board shall be conducted pursuant to Chapter 14 of Title 50 of the O.C.G.A.

(b) The board shall maintain a written record of policy decisions amended to include additions or deletions. Such written records shall be made available for the public to review pursuant to Article 4 of Chapter 18 of Title 50 of the O.C.G.A.

SECTION 13.

Compensation for the members of the board shall be fixed by the commissioners. All amounts payable under this section shall be paid from the funds of Bacon County.

SECTION 14.

(a) The board may request additional clerical assistants as needed to efficiently carry out the duties and functions of the board on either an independent contract basis or as county employees entitled to all benefits as other county employees, to be determined by the board of commissioners. The board of commissioners shall be responsible for determining the pay and salary of all clerical assistants of the board. Any such assistants shall be hired by the board of commissioners, which will consider the recommendation of the board, and such clerical assistants shall be at-will employees of the board of commissioners.

(b) The board of commissioners shall provide suitable offices and equipment and funding sufficient to employ the staff and other employees as may be necessary.

SECTION 15.

The board shall be responsible for the selection, appointment, and training of poll workers.

SECTION 16.

The Board of Commissioners of Bacon County shall cause, through its legal counsel, this Act to be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended, within 45 days after the date on which this Act is approved by the Governor or otherwise becomes law without such approval.

SECTION 17.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval for purposes of making initial appointments to the board only. This Act shall become fully effective on January 1, 2007. Upon this Act becoming fully effective or upon such later date determined by the board of commissioners, the superintendent of elections of Bacon County and the board of registrars of Bacon County shall be relieved of all powers and duties to which the board succeeds by the provisions of this Act and shall deliver to the board all equipment, supplies, materials, books, papers, records, and facilities pertaining to such powers and duties. Nothing contained herein is intended to prevent the appointment of members of the board, the hiring of an election supervisor, the hiring of clerical staff, or any necessary training for the members of the board, the election supervisor, and clerical assistants prior to January 1, 2007.

SECTION 18.
All laws and parts of laws in conflict with this Act are repealed.

The following amendment was read and adopted:

Representative Smith of the 168th moves to *amend the Senate substitute to HB 1660 by striking line 1 of page 1 through line 7 of page 6 and inserting in lieu thereof the following:*

To create a board of elections and registration for Bacon County and to provide for its powers and duties; to provide for definitions; to provide for the composition of the board and the selection and appointment of members; to provide for the qualification, terms, and removal of members; to provide for oaths and privileges; to provide for meetings, procedures, and vacancies; to relieve certain officers of powers and duties and to provide for the transfer of functions to the newly created board; to provide for certain expenditures of public funds; to provide for compensation of members of the board and personnel; to provide for offices and equipment; to provide for the board's performance of certain functions and duties for certain municipalities; to provide for related matters; to provide for submission for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.
Pursuant to subsection (b) of Code Section 21-2-40 of the O.C.G.A., there is created the Board of Elections and Registration of Bacon County, hereinafter referred to as "the board." The board shall have the powers, duties, and responsibilities of the judge of the probate court of Bacon County under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," and the powers, duties, and responsibilities of the board of registrars of Bacon County under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code."

SECTION 2.
The terms "election," "elector," "political party," "primary," and "public office" shall have the same meaning as set forth in Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," unless otherwise clearly apparent from the text of this Act, and the term "commissioners" means the Board of Commissioners of Bacon County and "county" means Bacon County.

SECTION 3.
(a) The board shall be composed of five members who shall be appointed as provided in this section.

(b) One member of the board shall be appointed by the chairperson of the county executive committee of the political party which received the highest number of votes within the county for its candidate for Governor in the general election immediately preceding the appointment of such member. One member of the board shall be appointed by the chairperson of the political party which received the second highest number of votes within the county for its candidate for Governor in the general election immediately preceding the appointment of such member. In the event that there is no chairperson of a political party entitled to make an appointment under this subsection, the appointments on behalf of such political party shall be made by the state executive committee of such party. One member of the board shall be appointed by the Bacon County delegation to the State Senate and one member of the board shall be appointed by the Bacon County delegation to the State House of Representatives.

(c) One member of the board shall be selected by the governing authority of Bacon County.

(d) All appointments to the board shall be promptly certified by the appointing authority of Bacon County to the clerk of the Superior Court of Bacon County.

(e) The initial appointees to the board shall take office on the earliest date permissible after their appointment. The member appointed by the governing authority of Bacon County and the two members appointed by each political party shall serve terms ending on December 31, 2010, and until their respective successors are duly appointed and qualified. Successors to each such member shall thereafter be appointed by the appropriate appointing authority to serve a term of office of four years beginning January 1, 2011, and until his or her respective successor is duly appointed and qualified. The appointee of each delegation to the General Assembly shall serve terms ending on December 31, 2008, and until their respective successors are duly appointed and qualified. Successors to such members shall thereafter be appointed by the appropriate appointing authority to serve terms of office of four years beginning January 1, 2009, and until their successors are duly appointed and qualified. Thereafter, all members shall be appointed to serve four-year terms of office. Members may be reappointed to succeed themselves in office.

(f) At the first meeting of the board in each year, the members of the board shall select one of their number to serve as chairperson. Such chairperson shall preside over all meetings of the board unless he or she excuses himself or herself or is dismissed from presiding by a majority vote of the board.

SECTION 4.

The Bacon County Board of Commissioners, which will consider the recommendation of the board of elections and registration, shall appoint a person to serve as the election supervisor of Bacon County. The Bacon County Board of Commissioners shall set the pay and salary of such election supervisor. The election supervisor shall generally direct and control the administration of the affairs of the board pursuant to law and duly adopted resolutions of the board. The election supervisor shall not be a member of the board of elections and registration. The election supervisor shall be supervised by the

board of elections and registration and shall deemed to be an at-will employee of the board of commissioners.

SECTION 5.

Each member of the board shall:

(1) Be eligible to be reappointed to succeed such member;

(2) Have the right to resign at any time by giving written notice of such resignation to the governing authority of Bacon County and to the clerk of the superior court; and

(3) Serve until his or her successor is appointed and qualified.

SECTION 6.

(a) The appointing authority shall certify the appointment of each member of the board by filing an affidavit with the clerk of the superior court no later than 30 days preceding the date upon which such members are to take office, stating the name and residential address of the person appointed and certifying such member has been duly appointed as provided in this Act.

(b) The clerk of the superior court shall record each of such certifications on the minutes of the superior court and shall certify the name of each such appointed member to the Secretary of State and provide for the issuance of appropriate commissions to the members within the same time and in the same manner as provided by law for registrars.

SECTION 7.

In the event a vacancy occurs in the office of any member before the expiration of his or her term, by removal, death, resignation, or otherwise, the appointing authority which is required under Section 3 of this Act to make the appointment to the office upon the expiration of the term shall appoint a successor to serve the remainder of the unexpired term as provided for in Section 3 of this Act. If the vacancy in office is not filled within 60 days after it occurs, the vacancy shall be filled for the remainder of the term by the governing authority of Bacon County. The clerk of the superior court shall be notified of such interim appointments and record and certify such appointments in the same manner as the regular appointment of members.

SECTION 8.

(a) The first members of the board under this Act shall be appointed as provided in this Act to take office on the first day permissible after their appointment. The board shall take no official action until all members have been certified to the clerk of the Superior Court of Bacon County.

(b) Before entering upon the member's duties, each member shall take substantially the same oath as required by law for registrars and shall have the same privileges from arrest.

SECTION 9.

(a) No person who holds elective public office shall be eligible to serve as a member of the board during the term of such elective office, and the position of any member of the

board shall be deemed vacant upon such member's qualifying as a candidate for elective public office.
(b) Members of the board must be residents of Bacon County and must be registered voters in Bacon County.

SECTION 10.
The board shall have the authority to contract with any municipality or governmental authority located within Bacon County for the holding by the board of any primary or election to be conducted within such municipality or governmental authority.

SECTION 11.
(a) The board shall be authorized and empowered to organize itself, elect from among its members a vice chairperson, determine its procedural rules and regulations, adopt bylaws, specify the functions and duties of its employees, and otherwise take such action as is appropriate to the management of its affairs; provided, however, that no such action shall conflict with state law.
(b) Action and decision by the board shall be by a majority of the members of the board.

SECTION 12.
(a) The board shall fix and establish, by appropriate resolution entered on its minutes, directives governing the execution of matters within its jurisdiction. The board shall hold meetings at the county courthouse or at the place of meeting of the commissioners. Any specially called meetings held pursuant to the bylaws adopted by the board shall be held only after notification of the time and place of the holding of such special meeting has been communicated in writing to the election supervisor to provide public notice of the meeting as required by law. All meetings of whatever kind of the board shall be conducted pursuant to Chapter 14 of Title 50 of the O.C.G.A.
(b) The board shall maintain a written record of policy decisions amended to include additions or deletions. Such written records shall be made available for the public to review pursuant to Article 4 of Chapter 18 of Title 50 of the O.C.G.A.

SECTION 13.
Compensation for the members of the board shall be fixed by the commissioners. All amounts payable under this section shall be paid from the funds of Bacon County.

SECTION 14.
(a) The board may request additional clerical assistants as needed to efficiently carry out the duties and functions of the board on either an independent contract basis or as county employees entitled to all benefits as other county employees, to be determined by the board of commissioners. The board of commissioners shall be responsible for determining the pay and salary of all clerical assistants of the board. Any such assistants shall be hired by the board of commissioners, which will consider the recommendation of

the board, and such clerical assistants shall be at-will employees of the board of commissioners.
(b) The board of commissioners shall provide suitable offices and equipment and funding sufficient to employ the staff and other employees as may be necessary.

SECTION 15.
The board shall be responsible for the selection, appointment, and training of poll workers.

SECTION 16.
The Board of Commissioners of Bacon County shall cause, through its legal counsel, this Act to be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965, as amended, within 45 days after the date on which this Act is approved by the Governor or otherwise becomes law without such approval.

SECTION 17.
This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall become fully effective as soon as permissible under the federal Voting Rights Act of 1965. Upon this Act becoming fully effective or upon such later date determined by the board of commissioners, the superintendent of elections of Bacon County and the board of registrars of Bacon County shall be relieved of all powers and duties to which the board succeeds by the provisions of this Act and shall deliver to the board all equipment, supplies, materials, books, papers, records, and facilities pertaining to such powers and duties. Nothing contained herein is intended to prevent the appointment of members of the board, the hiring of an election supervisor, the hiring of clerical staff, or any necessary training for the members of the board, the election supervisor, and clerical assistants prior to January 1, 2007.

SECTION 18.
All laws and parts of laws in conflict with this Act are repealed.

By unanimous consent, the following roll call vote was made applicable to the previously read Bills.

On the passage of the Bill, as amended, and on the agreement to the Senate Substitute, as amended by the House, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Maxwell	Y Scheid
Y Anderson	Y Davis	Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Millar	Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Sims, C

Y Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Heckstall
Y Hembree
Y Henson
Y Hill, C
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Roberts
Y Rogers
Y Royal
Y Rynders
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Warren
Watson
Y Wilkinson
Willard
Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the passage of the Bill, as amended, and the agreement to the Senate substitute, as amended by the House, the ayes were 154, nays 0.

The Bill, having received the requisite constitutional majority, was passed, as amended, and the House has agreed to the Senate substitute, as amended by the House.

Under the general order of business, established by the Committee on Rules, the following Bill and Resolution of the Senate were taken up for consideration and read the third time:

SR 760. By Senators Thomas of the 54th and Mullis of the 53rd:

A RESOLUTION honoring the memory of Dr. Eddie Marlow and designating the Dalton Regional Youth Detention Center Medical Clinic as the Dr. Eddie Marlow Medical Clinic; and for other purposes.

The report of the Committee, which was favorable to the adoption of the Resolution, was agreed to.

On the adoption of the Resolution, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Y Channell
Y Cheokas
Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Heckstall
E Hembree
Henson
Y Hill, C
Y Hill, C.A
Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Hudson
Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Jenkins
Jennings
Johnson
Y Jones, J
Y Jones, S
Jordan
Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Oliver
Y O'Neal
Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the adoption of the Resolution, the ayes were 144, nays 0.

The Resolution, having received the requisite constitutional majority, was adopted.

Representative Jenkins of the 8th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

SB 553. By Senator Reed of the 35th:

A BILL to be entitled an Act to incorporate the City of Chattahoochee Hill

Country in Fulton County; to provide for a charter for the City of Chattahoochee Hill Country; to provide for incorporation, boundaries, and powers of the city; to provide for general powers and limitations on powers; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, expenses, qualifications, prohibitions, and districts relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances; to provide for the office of mayor and certain duties and powers relative to the office of mayor; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city manager, a city attorney, a city clerk, a tax collector, a city accountant, and other personnel; to provide for a municipal court and the judge or judges thereof; to provide for severability; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read:

A BILL

To incorporate the City of Chattahoochee Hill Country in Fulton County; to provide for a charter for the City of Chattahoochee Hill Country; to provide for incorporation, boundaries, and powers of the city; to provide for general powers and limitations on powers; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, expenses, qualifications, prohibitions, and districts relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances; to provide for the office of mayor and certain duties and powers relative to the office of mayor; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city manager, a city attorney, a city clerk, a tax collector, a city accountant, and other personnel; to provide for a municipal court and the judge or judges thereof; to provide for practices and procedures; to provide for ethics and disclosures; to provide for taxation, licenses, and fees; to provide for franchises, service charges, and assessments; to provide for bonded and other indebtedness; to provide for accounting and budgeting; to provide for purchases; to provide for homestead exemptions; to provide for bonds for officials; to provide for other matters relative to the foregoing; to provide for referenda; to provide effective dates and transitional provisions governing the transfer of various functions and responsibilities from Fulton County to the City of Chattahoochee Hill Country; to provide for severability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

ARTICLE I

CREATION, INCORPORATION, POWERS

SECTION 1.01.
Incorporation.

This Act shall constitute the charter of the City of Chattahoochee Hill Country. The City of Chattahoochee Hill Country in the County of Fulton, and the inhabitants thereof, are constituted and declared a body politic and corporate under the same name and style of the "City of Chattahoochee Hill Country" and by that name shall have perpetual succession, may sue and be sued, plead and be impleaded, in all courts of law and equity, and in all actions whatsoever, and may have and use a common seal.

SECTION 1.02.
Corporate boundaries.

The boundaries of the City of Chattahoochee Hill Country shall be as set forth and described in Appendix A of this Act, and said Appendix A is incorporated into and made a part of this Act. The city manager shall maintain a current map and written legal description of the corporate boundaries of the city, and such map and description shall incorporate any changes which may hereafter be made in such corporate boundaries.

SECTION 1.03.
Powers and construction.

(a) This city shall have all powers possible for a city to have under the present or future Constitution and laws of this state as fully and completely as though they were specifically enumerated in this Act. This city shall have all the powers of self-government not otherwise prohibited by this Act or by general law.
(b) The powers of this city shall be construed liberally in favor of the city. The specific mention or failure to mention particular powers shall not be construed as limiting in any way the powers of this city. These powers shall include, but not be limited to, the following:

(1) Animal regulations. To regulate and license or to prohibit the keeping or running at-large of animals and fowl, and to provide for the impoundment of same if in violation of any ordinance or lawful order; to provide for the disposition by sale, gift, or humane destruction of animals and fowl when not redeemed as provided by ordinance; and to provide punishment for violation of ordinances enacted hereunder;

(2) Appropriations and expenditures. To make appropriations for the support of the government of the city; to authorize the expenditure of money for any purposes authorized by this Act and for any purpose for which a municipality is authorized by the laws of the State of Georgia; and to provide for the payment of expenses of the city;

(3) Building regulation. To regulate and to license the erection and construction of buildings and all other structures; to adopt building, housing, plumbing, electrical, gas, and heating and air conditioning codes; and to regulate all housing and building trades to the extent permitted by general law;

(4) Business regulation and taxation. To levy and to provide for the collection of regulatory fees and taxes on privileges, occupations, trades, and professions as authorized by Title 48 of the O.C.G.A. or other such applicable laws as are or may hereafter be enacted; to permit and regulate the same; to provide for the manner and method of payment of such regulatory fees and taxes; and to revoke such permits after due process for failure to pay any city taxes or fees;

(5) Condemnation. To condemn property, inside or outside the corporate limits of the city, for present or future use and for any corporate purpose deemed necessary by the city council, utilizing procedures enumerated in Title 22 of the O.C.G.A., or such other applicable laws as are or may hereafter be enacted;

(6) Contracts. To enter into contracts and agreements with other governmental entities and with private persons, firms, and corporations;

(7) Emergencies. To establish procedures for determining and proclaiming that an emergency situation exists within or outside the city, and to make and carry out all reasonable provisions deemed necessary to deal with or meet such an emergency for the protection, safety, health, or well-being of the citizens of the city;

(8) Environmental protection. To protect and preserve the natural resources, environment, and vital areas of the city, the region, and the state through the preservation and improvement of air quality, the restoration and maintenance of water resources, the control of erosion and sedimentation, the management of storm water and establishment of a storm-water utility, the management of solid and hazardous waste, and other necessary actions for the protection of the environment;

(9) Ethics. To adopt ethics ordinances and regulations governing the conduct of municipal elected officials, appointed officials, and employees, establishing procedures for ethics complaints and setting forth penalties for violations of such rules and procedures;

(10) Fire regulations. To fix and establish fire limits and from time to time to extend, enlarge, or restrict the same; to prescribe fire safety regulations not inconsistent with general law, relating to both fire prevention and detection and to fire fighting; and to prescribe penalties and punishment for violations thereof;

(11) Garbage fees. To levy, fix, assess, and collect a garbage, refuse, and trash collection and disposal and other sanitary service charge, tax, or fee for such services as may be necessary in the operation of the city from all individuals, firms, and corporations residing in or doing business therein benefiting from such services; to enforce the payment of such charges, taxes, or fees; and to provide for the manner and method of collecting such service charges;

(12) General health, safety, and welfare. To define, regulate, and prohibit any act, practice, conduct, or use of property which is detrimental to health, sanitation,

cleanliness, welfare, and safety of the inhabitants of the city, and to provide for the enforcement of such standards;
(13) Gifts. To accept or refuse gifts, donations, bequests, or grants from any source for any purpose related to powers and duties of the city and the general welfare of its citizens, on such terms and conditions as the donor or grantor may impose;
(14) Health and sanitation. To prescribe standards of health and sanitation and to provide for the enforcement of such standards;
(15) Jail sentences. To provide that persons given jail sentences in the city's court may work out such sentences in any public works or on the streets, roads, drains, and other public property in the city; to provide for commitment of such persons to any jail; to provide for the use of pretrial diversion and any alternative sentencing allowed by law; or to provide for commitment of such persons to any county work camp or county jail by agreement with the appropriate county officials;
(16) Motor vehicles. To regulate the operation of motor vehicles and exercise control over all traffic, including parking upon or across the streets, roads, alleys, and walkways of the city;
(17) Municipal agencies and delegation of power. To create, alter, or abolish departments, boards, offices, commissions, and agencies of the city, and to confer upon such agencies the necessary and appropriate authority for carrying out all the powers conferred upon or delegated to the same;
(18) Municipal debts. To appropriate and borrow money for the payment of debts of the city and to issue bonds for the purpose of raising revenue to carry out any project, program, or venture authorized by this Act or the laws of the State of Georgia;
(19) Municipal property ownership. To acquire, dispose of, lease, and hold in trust or otherwise any real, personal, or mixed property, in fee simple or lesser interest, inside or outside the property limits of the city;
(20) Municipal property protection. To provide for the preservation and protection of property and equipment of the city and the administration and use of same by the public; and to prescribe penalties and punishment for violations thereof;
(21) Municipal utilities. To acquire, lease, construct, operate, maintain, sell, and dispose of public utilities, including but not limited to a system of waterworks, sewers and drains, sewage disposal, storm-water management, gas works, electric light plants, cable television and other telecommunications, transportation facilities, public airports, and any other public utility; to fix the taxes, charges, rates, fares, fees, assessments, regulations, and penalties; and to provide for the withdrawal of service for refusal or failure to pay the same;
(22) Nuisance. To define a nuisance and provide for its abatement whether on public or private property;
(23) Penalties. To provide penalties for violation of any ordinances adopted pursuant to the authority of this Act and the laws of the State of Georgia;
(24) Planning and zoning. To provide comprehensive city planning for development by zoning; and to provide subdivision regulation and the like as the city council

deems necessary and reasonable to ensure a safe, healthy, and esthetically pleasing community;

(25) Police and fire protection. To exercise the power of arrest through duly appointed police officers; and to establish, operate, or contract for a police and a fire-fighting agency;

(26) Public hazards: removal. To provide for the destruction and removal of any building or other structure which is or may become dangerous or detrimental to the public;

(27) Public improvements. To provide for the acquisition, construction, building, operation, and maintenance of public ways, parks and playgrounds, recreational facilities, cemeteries, public buildings, libraries, public housing, parking facilities, or charitable, cultural, educational, recreational, conservation, sport, detentional, penal, and medical institutions, agencies, and facilities; and to provide any other public improvements inside or outside the corporate limits of the city and to regulate the use of public improvements; and for such purposes, property may be acquired by condemnation under Title 22 of the O.C.G.A., or such other applicable laws as are or may hereafter be enacted;

(28) Public peace. To provide for the prevention and punishment of loitering, disorderly conduct, drunkenness, riots, and public disturbances;

(29) Public transportation. To organize and operate such public transportation systems as are deemed beneficial;

(30) Public utilities and services. To grant franchises or make contracts for, or impose taxes on, public utilities and public service companies; and to prescribe the rates, fares, regulations, and standards and conditions of service applicable to the service to be provided by the franchise grantee or contractor, insofar as not in conflict with valid regulations of the Public Service Commission;

(31) Regulation of roadside areas. To prohibit or regulate and control the erection, removal, and maintenance of signs, billboards, trees, shrubs, fences, buildings, and any and all other structures or obstructions upon or adjacent to the rights of way of streets and roads or within view thereof, within or abutting the corporate limits of the city; and to prescribe penalties and punishment for violation of such ordinances;

(32) Retirement. To provide and maintain a retirement plan for officers and employees of the city;

(33) Roadways. To lay out, open, extend, widen, narrow, establish or change the grade of, abandon or close, construct, pave, curb, gutter, adorn with shade trees, or otherwise improve, maintain, repair, clean, prevent erosion of, and light the roads, alleys, and walkways within the corporate limits of the city; to grant franchises and rights of way throughout the streets and roads and over the bridges and viaducts for the use of public utilities; and to require real estate owners to repair and maintain in a safe condition the sidewalks adjoining their lots or lands and to impose penalties for failure to do so;

(34) Sewer fees. To levy a fee, charge, or sewer tax as necessary to assure the acquiring, constructing, equipping, operating, maintaining, and extending of a sewage

disposal plant and sewerage system, and to levy on those to whom sewers and sewerage systems are made available a sewer service fee, charge, or sewer tax for the availability or use of the sewers; to provide for the manner and method of collecting such service charges and for enforcing payment of the same; and to charge, impose, and collect a sewer connection fee or fees to those connected with the system;

(35) Solid waste disposal. To provide for the collection and disposal of garbage, rubbish, and refuse and to regulate the collection and disposal of garbage, rubbish, and refuse by others; and to provide for the separate collection of glass, tin, aluminum, cardboard, paper, and other recyclable materials and to provide for the sale of such items;

(36) Special assessments. To levy and provide for the collection of special assessments to cover the costs for any public improvements;

(37) Taxes: ad valorem. To levy and provide for the assessment, valuation, revaluation, and collection of taxes on all property subject to taxation;

(38) Taxes: other. To levy and collect such other taxes as may be allowed now or in the future by law;

(39) Taxicabs. To regulate and license vehicles operated for hire in the city; to limit the number of such vehicles; to require the operators thereof to be licensed; to require public liability insurance on such vehicles in the amounts to be prescribed by ordinance; and to regulate the parking of such vehicles;

(40) Urban redevelopment. To organize and operate an urban redevelopment program; and

(41) Other powers. To exercise and enjoy all other powers, functions, rights, privileges, and immunities necessary or desirable to promote or protect the safety, health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants; to exercise all implied powers necessary or desirable to carry into execution all powers granted in this Act as fully and completely as if such powers were fully stated herein; and to exercise all powers now or in the future authorized to be exercised by other municipal governments under other laws of the State of Georgia; and any listing of particular powers in this Act shall not be held to be exclusive of others or restrictive of general words and phrases granting powers, but shall be held to be in addition to such powers unless expressly prohibited to municipalities under the Constitution or applicable laws of the State of Georgia.

SECTION 1.04.

Exercise of powers.

All powers, functions, rights, privileges, and immunities of the city, its officers, agencies, or employees shall be carried into execution as provided by this Act. If this Act makes no provision, such shall be carried into execution as provided by ordinance or as provided by pertinent laws of the State of Georgia.

ARTICLE II

GOVERNMENT STRUCTURE, ELECTIONS,
AND LEGISLATIVE BRANCH

SECTION 2.01.
City council creation; number; election.

(a) The legislative authority of the government of Chattahoochee Hill Country, except as otherwise specifically provided in this Act, shall be vested in a city council to be composed of a mayor and five councilmembers.
(b) The mayor shall be elected by a majority vote of the qualified electors of the city at large voting at the elections of the city.
(c) Each councilmember shall be elected by a majority vote of the qualified electors of his or her respective council district voting at the elections of the city. For the purpose of electing the five councilmembers, there shall be five council districts, designated Council Districts 1 through 5, as described in Appendix B of this Act and the accompanying Redistricting Plan Components Report, which are attached to and made a part of the Act of the City of Chattahoochee Hill Country. Each person desiring to offer as a candidate for councilmember shall designate the council district for which he or she is offering.

SECTION 2.02.
Mayor and city councilmembers; election, terms,
and qualifications for office.

(a) Except as otherwise provided in subsection (c) of this section, the mayor and members of the city council shall serve for terms of four years and until their respective successors are elected and qualified. No person shall be eligible to serve as mayor or councilmember unless that person shall have been a resident of the area comprising the corporate limits of the City of Chattahoochee Hill Country for a continuous period of at least 12 months immediately prior to the date of the election for mayor or councilmember, shall continue to reside therein during that person's period of service, and shall continue to be registered and qualified to vote in municipal elections of the City of Chattahoochee Hill Country. In addition to the above requirements, no person shall be eligible to serve as a councilmember representing a council district unless that person has been a resident of the district such person seeks to represent for a continuous period of at least six months immediately prior to the date of the election for councilmember and continues to reside in such district during that person's period of service.
(b) The first general municipal elections shall be held on the Tuesday next following the first Monday in November 2007. Thereafter, general municipal elections shall be held on the Tuesday next following the first Monday in November in the odd-numbered year following by more than two years the year in which said first municipal election is held, and quadrennially thereafter.
(c) The first mayor and the initial councilmembers shall take office on the first day of the first month immediately following the first municipal election provided for in subsection

(b) of this section and shall serve for terms which expire when their successors take office in January of the first year immediately following the second municipal election provided for therein. Thereafter the mayor and councilmembers shall take office as provided in Code Section 21-2-541.1 of the O.C.G.A. and serve for terms of four years. The initial members and future members of the governing authority shall serve until their successors are elected and qualified.

SECTION 2.03.
Vacancy; filling of vacancies; suspensions.

The office of mayor or councilmember shall become vacant upon the incumbent's death, resignation, forfeiture of office, or removal from office in any manner authorized by this Act or the general laws of the State of Georgia. A vacancy in the office of mayor or councilmember shall be filled for the remainder of the unexpired term by a special election if such vacancy occurs 12 months or more prior to the expiration of the term of that office. If such vacancy occurs within 12 months of the expiration of the term of that office, the city council or those members remaining shall appoint a successor for the remainder of the term. This provision shall also apply to a temporary vacancy created by the suspension from office of the mayor or any councilmember.

SECTION 2.04.
Nonpartisan elections.

Political parties shall not conduct primaries for city offices and all names of candidates for city offices shall be listed without party designation.

SECTION 2.05.
Election by majority vote.

The candidates for mayor and councilmember who receive a majority of the votes cast in the applicable election shall be elected to a term of office. In the event no candidate receives a majority of the votes cast in said election, a run-off election shall be held between the two candidates receiving the highest number of votes. Such runoff shall be held at the time specified by state election law, unless such run-off date is postponed by court order.

SECTION 2.06.
Applicability of general laws; qualifying; other provisions.

All primaries and elections shall be held and conducted in accordance with Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now or hereafter amended. Except as otherwise provided by this Act, the city council shall, by ordinance or resolution, prescribe such rules and regulations as it deems appropriate, including but not

limited to the establishment of qualifying fees, to fulfill any options and duties under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now or hereafter amended.

SECTION 2.07.
Compensation and expenses.

The annual salary of the mayor shall be $16,500.00 and the annual salary for each councilmember shall be $12,500.00. Such salary shall be paid from municipal funds in monthly installments. The city council may provide by ordinance for the provision of insurance, retirement, workers´ compensation, and other employee benefits to the mayor and members of the city council and may provide by ordinance for the reimbursement of expenses actually and necessarily incurred by the mayor and members of the city council in carrying out their official duties.

SECTION 2.08.
Inquiries and investigations.

The city council may make inquiries and investigations into the affairs of the city and conduct of any department, office, or agency thereof and for this purpose may subpoena witnesses, administer oaths, take testimony, and require the production of evidence. Any person who fails or refuses to obey a lawful order issued in the exercise of these powers by the city council shall be punished as may be provided by ordinance.

SECTION 2.09.
Meetings and mayor pro tempore.

(a) The city council shall meet on the first working day in January immediately following each regular municipal election. The meeting shall be called to order by the mayor-elect and the oath of office shall be administered to the newly elected mayor and councilmembers by a judicial officer authorized to administer oaths. The oath shall, to the extent that it comports with federal and state law, be as follows:

"I do solemnly swear or affirm that I will faithfully execute the office of [councilmember or mayor as the case may be] of the City of Chattahoochee Hill Country, and will to the best of my ability support and defend the Constitution of the United States, the Constitution of Georgia, and the Act, ordinances, and regulations of the City of Chattahoochee Hill Country. I am not the holder of any unaccounted for public money due this state or any political subdivision or authority thereof. I am not the holder of any office of trust under the government of the United States, any other state, or any foreign state which I by the laws of the State of Georgia am prohibited from holding. I am otherwise qualified to hold said office according to the Constitution and laws of Georgia. I have been a resident of my district and the City of Chattahoochee Hill Country for the time required by the Constitution and laws of this

state and by the municipal Act. I will perform the duties of my office in the best interest of the City of Chattahoochee Hill Country to the best of my ability without fear, favor, affection, reward, or expectation thereof."

(b) Following the induction of the mayor and councilmembers, the city council, by a majority vote of the councilmembers, shall elect a councilmember to be mayor pro tempore, who shall serve for a term of four years and until a successor is elected and qualified. The mayor pro tempore shall assume the duties and powers of the mayor during the mayor's disability or absence, except that the mayor pro tempore shall continue to vote as a councilmember and may not exercise the mayor's prerogative to vote in the case of a tie. During the mayor's disability or absence, the mayor pro tempore may veto any action of the city council. If the mayor pro tempore is absent because of sickness or disqualification, any one of the remaining councilmembers, chosen by the members present, shall be clothed with all the rights and privileges of the mayor and shall perform the mayor's duties in the same manner as the mayor pro tempore.

(c) The city council shall, at least once a month, hold regular meetings at such times and places as prescribed by ordinance. The council may recess any regular meeting and continue such meeting on any weekday or hour it may fix and may transact any business at such continued meeting as may be transacted at any regular meeting.

(d) Special meetings of the council may be held on the call of the mayor or three members of the council. Notice of such special meetings shall be delivered to all members of the council and the mayor personally, by registered mail, or by electronic means, at least 24 hours in advance of the meeting. Such notice to councilmembers shall not be required if the mayor and all councilmembers are present when the special meeting is called. Such notice of any special meeting may be waived by the mayor or a councilmember in writing before or after such a meeting and attendance at the meeting shall also constitute a waiver of notice. The notice of such special meeting shall state what business is to be transacted at the special meeting. Only the business stated in the call may be transacted at the special meeting.

SECTION 2.10.
Quorum; voting.

Three councilmembers shall constitute a quorum and shall be authorized to transact business for the council. Voting on the adoption of ordinances shall be taken by voice vote and the yeas and nays shall be recorded in the minutes, but on the request of any member there shall be a roll-call vote. In order for any ordinance, resolution, motion, or other action of the council to be adopted, the measure must receive at least two affirmative votes and must receive the affirmative votes of a majority of those voting. No member of the city council shall abstain from voting on any matter properly brought before the council for official action except when such member of council has a conflict of interest which is disclosed in writing prior to or at the meeting and made a part of the minutes. Any member of the city council present and eligible to vote on a matter and refusing to do so for any reason other than a properly disclosed and recorded conflict of

interest shall be deemed to have acquiesced or concurred with the members of the majority who did vote on the question involved. The mayor shall vote only in the case of a tie or in the case where his or her vote will provide the affirmative vote required for approval of a matter.

SECTION 2.11.

General power and authority of the council.

(a) Except as otherwise provided by law or by this Act, the council shall be vested with all the powers of government of the City of Chattahoochee Hill Country as provided by Article I of this Act.

(b) In addition to all other powers conferred upon it by law, the council shall have the authority to adopt and provide for the execution of such ordinances, resolutions, rules, and regulations, not inconsistent with this Act and the Constitution and the laws of the State of Georgia, which it shall deem necessary, expedient, or helpful for the peace, good order, protection of life and property, health, welfare, sanitation, comfort, convenience, prosperity, or well-being of the inhabitants of the City of Chattahoochee Hill Country and may enforce such ordinances by imposing penalties for violation thereof.

(c) The city council may, by ordinance or resolution, adopt rules and bylaws to govern the conduct of its business, including procedures and penalties for compelling the attendance of absent members. Such rules may include punishment for contemptuous behavior conducted in the presence of the city council.

SECTION 2.12.

Administrative and service departments.

The council, by ordinance, may establish, abolish, merge, or consolidate offices, positions of employment, departments, and agencies of the city as it shall deem necessary for the proper administration of the affairs and government of the city; provided, however, that the office of city manager may be abolished only upon an affirmative vote of four of the five members of the council. The council shall prescribe the functions and duties of existing departments, offices, and agencies or of any departments, offices, and agencies hereinafter created or established; may provide that the same person shall fill any number of offices and positions of employment; and may transfer or change the functions and duties of offices, positions of employment, departments, and agencies of the city.

(b) The operations and responsibilities of each department now or hereafter established in the city shall be distributed among such divisions or bureaus as may be provided by ordinance of the council. Each department shall consist of such officers, employees, and positions as may be provided by this Act or by ordinance and shall be subject to the general supervision and guidance of the mayor and council.

SECTION 2.13.

Boards, commissions, and authorities.

(a) All members of boards, commissions, and authorities of the city shall be nominated by the mayor and be confirmed by the council for such terms of office and such manner of appointment as provided by ordinance, except where other appointing authority, term of office, or manner of appointment is prescribed by this Act or by applicable state law.
(b) No member of any board, commission, or authority of the city shall hold any elective office in the city. Councilmembers and the mayor, however, may serve as voting ex officio members of such boards, commissions, or authorities.
(c) Any vacancy in office of any member of a board, commission, or authority of the city shall be filled for the unexpired term in the manner prescribed for original appointment, except as otherwise provided by this Act or any applicable state law.
(d) No member of any board, commission, or authority shall assume office until he or she shall have executed and filed with the designated officer of the city an oath obligating himself or herself to faithfully and impartially perform the duties of his or her office, such oath to be prescribed by ordinance of the council and administered by the mayor.
(e) Any member of a board, commission, or authority may be removed from office for cause by a vote of a majority of the members of the council.
(f) Members of boards, commissions, and authorities may receive such compensation and expenses in the performance of their official duties as prescribed by ordinance.
(g) Except as otherwise provided by this Act or by applicable state law, each board, commission, or authority of the city government shall elect one of its members as chairperson and one member as vice chairperson for terms of one year and may elect as its secretary one of its own members or may appoint as secretary an employee of the city. Each board, commission, or authority of the city government may establish such bylaws, rules, and regulations not inconsistent with this Act, ordinances of the city, or applicable state law as it deems appropriate and necessary for the conduct of its affairs, copies of which shall be filed with the designated officer of the city.

SECTION 2.14.
Ordinance form; procedures.

Every proposed ordinance and resolution shall be introduced in writing and the city council shall have the authority to approve, disapprove, or amend the same. A resolution may be passed at the time it is offered, but an ordinance shall not be adopted until the title of said ordinance shall have been read at two city council meetings, provided that the beginnings of said meetings shall be not less than 24 hours nor more than 60 days apart. This requirement of two readings shall not apply to emergency ordinances or to ordinances adopted at the first business meeting of the city council in a calendar year.

SECTION 2.15.
Submission of ordinances to the mayor.

(a) Every ordinance, resolution, and other action adopted by the council shall be presented promptly to the mayor. Except for council approval of appointments to

committees, boards, and commissions, the employment of any appointed officer, internal affairs, or matters which must be approved by the voters, the mayor may veto any action adopted by the city council.

(b) The veto must be exercised no later than the next regular city council meeting following the meeting at which the action was taken. If an action is disapproved, the mayor shall submit to the council a written statement of the reasons for the mayor's veto.

(c) An action vetoed by the mayor shall automatically be on the agenda at the next regular meeting of the city council for reconsideration. If the minimum number of councilmembers necessary to vote on overriding the veto are not present, the action may be continued until the next meeting at which the minimum number of councilmembers are present. Such action shall not become effective unless it is readopted by the affirmative votes of at least four members of council within 60 days of the veto.

(d) The mayor may disapprove or reduce any item or items of appropriation in any ordinance or resolution. The approved part or parts of any ordinance or resolution making appropriations shall become law, and the part or parts disapproved or reduced shall not become law unless subsequently passed by the city council over the mayor's veto as provided in this Act.

(e) If an ordinance or resolution has been signed by the mayor, it shall become effective. If an ordinance or resolution is neither approved nor disapproved by the next regular meeting of the city council, it shall become effective.

ARTICLE III
EXECUTIVE BRANCH

SECTION 3.01.
Powers and duties of the mayor.

(a) The mayor shall be the chief executive officer of the city government, a member of and the presiding officer of the city council, and responsible for the efficient and orderly administration of the city's affairs. The mayor shall be responsible for the enforcement of laws, rules, regulations, ordinances, and franchises in the city. The mayor may conduct inquiries and investigations into the conduct of the city's affairs and shall have such powers and duties as specified in this Act or as may be provided by ordinance consistent with this Act.

(b) The mayor shall:

(1) Preside at all meetings of the city council;

(2) Be the head of the city for the purpose of service of process and for ceremonial purposes and be the official spokesperson for the city and the advocate of policy;

(3) Sign as a matter of course on behalf of the city all written and approved contracts, ordinances, resolutions, and other instruments executed by the city which by law are required to be in writing;

(4) See that all laws and ordinances of the city are faithfully executed;

(5) Vote on any motion, resolution, ordinance, or other question before the council only as provided in Section 2.10 of this Act and vote on any matter before a committee on which he or she serves;
(6) Obtain short-term loans in the name of the city when authorized by the city council to do so;
(7) Appoint councilmembers to oversee and report on the functions of the various departments of the city;
(8) Require the city manager to meet with him or her at a time and place designated for consultation and advice upon the affairs of the city;
(9) Name qualified residents of the city to boards and commissions with approval of the city council;
(10) Make recommendations with respect to the employment or termination of city employees;
(11) Prepare or have prepared an agenda for each meeting of the city council which shall include all business submitted by the mayor, any councilmember, the city manager, and the city attorney; and
(12) Fulfill and perform such other duties as are imposed by this Act and duly adopted ordinances.

SECTION 3.02.
City manager; appointment, qualification, and compensation.

The mayor shall appoint, subject to confirmation by the council, for an indefinite term an officer whose title shall be "city manager" and the city manager shall serve at the pleasure of the council. The city manager shall be appointed without regard to political beliefs and solely on the basis of his or her executive and administrative qualifications with special reference to his or her educational background and actual experience in, and knowledge of, the duties of office as hereinafter prescribed.

SECTION 3.03.
City manager; chief administrative officer.

The city manager shall be the chief administrative officer of the government of the City of Chattahoochee Hill Country. The city manager must devote all of his or her working time and attention to the affairs of the city and shall be responsible to the mayor and council for the proper and efficient administration of the affairs of the city over which said officer has jurisdiction; provided, however, that the council may by resolution permit the office of city manager to be a part-time position.

SECTION 3.04.
City manager; powers and duties enumerated.

The city manager shall have the power, and it shall be his or her duty to:

(1) See that all laws and ordinances are enforced;

(2) Appoint and employ all necessary employees of the city, provided that excepted from the power of this appointment are those officers and employees who by this Act are appointed or elected by the council or departments not under the jurisdiction of the city manager;

(3) Remove employees employed by said officer without the consent of the council and without assigning any reason therefor;

(4) Exercise supervision and control of all departments and all divisions created in this Act or that may hereafter be created by the council except as otherwise provided in this Act;

(5) Attend all meetings of the council with a right to take part in the discussions, but having no vote. The city manager shall be entitled to notice of all special meetings;

(6) Recommend to the council, after prior review and comment by the mayor, for adoption such measures as the city manager may deem necessary or expedient;

(7) See that all terms and conditions imposed in favor of the city or its inhabitants in any public utility franchise are faithfully kept and performed and upon knowledge of any violation thereof to call the same to the attention of the city attorney, whose duty it shall be forthwith to take such steps as are necessary to protect and enforce the same;

(8) Make and execute all lawful contracts on behalf of the city as to matters within said officer's jurisdiction to the extent that such contracts are funded in the city's budget, except such as may be otherwise provided by law; provided, however, that no contract purchase or obligation requiring a budget amendment shall be valid and binding until after approval of the council;

(9) Act as budget officer to prepare and submit to the council, after review and comment by the mayor, prior to the beginning of each fiscal year a budget of proposed expenditures for the ensuing year, showing in as much detail as practicable the amounts allotted to each department of the city government and the reasons for such estimated expenditures;

(10) Keep the council at all times fully advised as to the financial condition and needs of the city;

(11) Make a full written report to the council on the first of each month, unless otherwise directed by the council, showing the operations and expenditures of each department of the city government for the preceding month, and a synopsis of such reports shall be published by the clerk of the city;

(12) Fix all salaries and compensation of city employees in accordance with the city budget and the city pay and classification plan; and

(13) Perform such other duties as may be prescribed by this Act or required by ordinance or resolution of the council.

SECTION 3.05.

Council interference with administration.

Except for the purpose of inquiries and investigations under Section 2.08 of this Act, the city council or its members shall deal with city officers and employees who are subject to the direction or supervision of the manager solely through the manager, and neither the city council nor its members shall give orders to any such officer or employee, either publicly or privately.

SECTION 3.06.
City manager; removal.

(a) The mayor and council may remove the city manager from office in accordance with the following procedures:

(1) The council shall adopt by affirmative vote of a majority of all its members a preliminary resolution removing the city manager and may suspend the city manager from duty for a period not to exceed 45 days. A copy of the resolution shall be delivered promptly to the city manager;

(2) Within five days after a copy of the resolution is delivered to the city manager, he or she may file with the council a written request for a public hearing. This hearing shall be held at a council meeting not earlier than 15 days nor later than 30 days after the request is filed. The city manager may file with the council a written reply not later than five days before the hearing; and

(3) The council may adopt a final resolution of removal, which may be made effective immediately, by affirmative vote of four of its members at any time after five days from the date when a copy of the preliminary resolution was delivered to the city manager, if he or she has not requested a public hearing, or at any time after the public hearing if he or she has requested one.

(b) The city manager shall continue to receive his or her salary until the effective date of a final resolution of removal and, unless he or she has been convicted of a felony at that time, he or she shall be given not less than 60 days´ severance pay. The action of the council in suspending or removing the city manager shall not be subject to review by any court or agency.

(c) If the city manager becomes disabled and is unable to carry out the duties of the office or if the city manager dies, the acting city manager shall perform the duties of the city manager until the city manager's disability is removed or until the city manager is replaced. Removal of the city manager because of disability shall be carried out in accordance with the provisions of subsection (a) of this section.

SECTION 3.07.
Acting city manager.

(a) The city manager may designate in writing any administrative employee of the city who shall exercise all powers, duties, and functions of the city manager during the city manager's temporary absence from the city or during the city manager's disability. If such designation has not been made and the city manager is absent from the city or unable to

perform the duties of the office or to make such designation, the council may, by resolution, appoint any qualified administrative employee of the city to perform the powers, duties, and functions of the city manager until the city manager shall return to the city, the disability ceases, or the council appoints a new city manager.

(b) In the event of a vacancy in the office of city manager, the council may designate a person as acting city manager, who shall exercise all powers, duties, and functions of the city manager until a city manager is appointed.

SECTION 3.08.

City attorney.

The mayor shall nominate and the council shall confirm by majority vote of the council a city attorney, together with such assistant city attorneys as may be deemed appropriate, and shall provide for the payment of such attorney or attorneys for services rendered to the city. The city attorney shall be responsible for representing and defending the city in all litigation in which the city is a party; may be the prosecuting officer in the municipal court; shall attend the meetings of the council as directed; shall advise the council, mayor, other officers, and employees of the city concerning legal aspects of the city's affairs; and shall perform such other duties as may be required by virtue of his or her position as city attorney. The city attorney shall review all contracts of the city but shall not have the power to bind the city.

SECTION 3.09.

City clerk.

The mayor may appoint a city clerk, subject to confirmation by majority vote of the council, to keep a journal of the proceedings of the city council; to maintain in a safe place all records and documents pertaining to the affairs of the city; and to perform such duties as may be required by law or ordinance or as the mayor or city manager may direct.

SECTION 3.10.

Tax collector.

The mayor may appoint a tax collector, subject to confirmation by majority vote of the council, to collect all taxes, licenses, fees, and other moneys belonging to the city subject to the provisions of this Act and the ordinances of the city; and the tax collector shall diligently comply with and enforce all general laws of Georgia relating to the collection, sale, or foreclosure of taxes by municipalities.

SECTION 3.11.

City accountant.

The mayor may appoint a city accountant, subject to confirmation by majority vote of the council, to perform the duties of an accountant.

SECTION 3.12.
Consolidation of functions.

As elsewhere herein, the city manager, with the approval of the council, may consolidate any two or more of the positions of city clerk, tax collector, and city accountant, or any other positions or may assign the functions of any one or more of such positions to the holder or holders of any other positions. The city manager may also, with the approval of the city council, perform all or any part of the functions of any of the positions or offices in lieu of the appointment of other persons to perform the same.

SECTION 3.13.
Position classification and pay plans; employment at will.

The city manager shall be responsible for the preparation of a position classification and a pay plan which shall be submitted to the council for approval. Said plan may apply to all employees of the City of Chattahoochee Hill Country and any of its agencies and offices. When a pay plan has been adopted by the council, neither the council nor the city manager shall increase or decrease the salaries of individual employees except in conformity with such pay plan or pursuant to an amendment of said pay plan duly adopted by the council. Except as otherwise provided in this Act, all employees of the city shall be subject to removal or discharge, with or without cause, at any time.

ARTICLE IV
MUNICIPAL COURT

SECTION 4.01.
Creation.

There is established a court to be known as the Municipal Court of the City of Chattahoochee Hill Country which shall have jurisdiction and authority to try offenses against the laws and ordinances of said city and to punish for a violation of the same. Such court shall have the power to enforce its judgments by the imposition of such penalties as may be provided by law, including ordinances of the city; to punish witnesses for nonattendance and to punish also any person who may counsel or advise, aid, encourage, or persuade another whose testimony is desired or material in any proceeding before said court to go or move beyond the reach of the process of the court; to try all offenses within the territorial limits of the city constituting traffic cases which, under the laws of Georgia, are placed within the jurisdiction of municipal courts to the extent of, and in accordance with, the provisions of such laws and all laws subsequently enacted amendatory thereof. Said court shall be presided over by the judge of said court.

In the absence or disqualification of the judge, the judge pro tempore shall preside and shall exercise the same powers and duties as the judge when so acting.

SECTION 4.02.
Judge.

(a) No person shall be qualified or eligible to serve as judge unless he or she shall have attained the age of 21 years and shall have been a member of the State Bar of Georgia for a minimum of three years. The judge shall be appointed by resolution of the council. The compensation of the judge shall be fixed by the council. The position of judge created in this article shall not be a full-time position, and the person serving in said position may engage in the private practice of law.
(b) The judge pro tempore shall serve as requested by the judge, shall have the same qualifications as the judge, shall be appointed by resolution of the council, and shall take the same oath as the judge.
(c) Before entering on duties of his or her office, the judge and judge pro tempore shall take an oath before an officer duly authorized to administer oaths in this state declaring that he or she will truly, honestly, and faithfully discharge the duties of his or her office to the best of his or her ability without fear, favor, or partiality. The oath shall be entered upon the minutes of the council.
(d) The judge, or judge pro tempore, shall serve for a term of four years but may be removed from the position by a two-thirds´ vote of the entire membership of the city council or upon action taken by the State Judicial Qualifications Commission for:

(1) Willful misconduct in office;
(2) Willful and persistent failure to perform duties;
(3) Habitual intemperance;
(4) Conduct prejudicial to the administration of justice which brings the judicial office into disrepute; or
(5) Disability seriously interfering with the performance of duties, which is, or is likely to become, of a permanent character.

SECTION 4.03.
Convening.

Said court shall be convened at such times as designated by ordinance or at such times as deemed necessary by the judge to keep current the dockets thereof.

SECTION 4.04.
Jurisdiction; powers.

(a) The municipal court shall try and punish for crimes against the City of Chattahoochee Hill Country and for violation of its ordinances. The municipal court shall have authority to punish those in its presence for contempt, provided that such punishment shall not

exceed $200.00 or imprisonment for 15 days. The municipal court may fix punishment for offenses within its jurisdiction to the full extent allowed by state law.
(b) The municipal court shall have authority to establish a schedule of fees to defray the cost of operation.
(c) The municipal court shall have authority to establish bail and recognizances to ensure the presence of those charged with violations before said court and shall have discretionary authority to accept cash or personal or real property as security for appearances of persons charged with violations. Whenever any person shall give bail for his or her appearance and shall fail to appear at the time fixed for trial, the bond shall be forfeited by the judge presiding at such time and an execution issued thereon by serving the defendant and his or her sureties with a rule nisi at least two days before a hearing on the rule nisi. In the event that cash or property is accepted in lieu of bond for security for the appearance of a defendant at trial, and if such defendant fails to appear at the time and place fixed for trial, the cash so deposited shall be on order of the judge declared forfeited to the City of Chattahoochee Hill Country, or the property so deposited shall have a lien against it for the value forfeited.
(d) The municipal court shall have the authority to bind prisoners over to the appropriate court when it appears, by probable cause, that a state law has been violated.
(e) The municipal court shall have the authority to administer oaths and to perform all other acts necessary or proper to the conduct of said court.
(f) The municipal court may compel the presence of all parties necessary to a proper disposal of each case by the issuance of summons, subpoena, and warrants which may be served as executed by any officer as authorized by this Act or by state law.
(g) The municipal court is specifically vested with all of the judicial jurisdiction and judicial powers throughout the entire area of the City of Chattahoochee Hill Country granted by state laws generally to municipal courts, and particularly by such laws as authorize the abatement of nuisances.

SECTION 4.05.
Certiorari.

The right of certiorari from the decision and judgment of the municipal court shall exist in all criminal cases and ordinance violation cases, and such certiorari shall be obtained under the sanction of a judge of the Superior Court of Fulton County under the laws of the State of Georgia regulating the granting and issuance of writs of certiorari.

SECTION 4.06.
Rules for court.

With the approval of the council, the judge shall have full power and authority to make reasonable rules and regulations necessary and proper to secure the efficient and successful administration of the municipal court.

ARTICLE V
FINANCE AND FISCAL

SECTION 5.01.
Fiscal year.

The council shall set the fiscal year by ordinance. Said fiscal year shall constitute the budget year and the year for financial accounting and reporting of each and every office, department or institution, agency, and activity of the city government, unless otherwise provided by state or federal law.

SECTION 5.02.
Preparation of budgets.

The council shall provide, by ordinance, the procedures and requirements for the preparation and execution of an annual operating budget and a capital improvement program and a capital budget, including requirements as to the scope, content, and form of such budgets and programs.

SECTION 5.03.
Submission of operating budget to city council.

On or before a date fixed by the council, but not later than 30 days prior to the beginning of each fiscal year, the city manager shall, after review and comment by the mayor, submit to the council a proposed operating budget for the ensuing fiscal year. The budget shall be accompanied by a message from the city manager containing a statement of the general fiscal policies of the city, the important features of the budget, explanations of major changes recommended for the next fiscal year, a general summary of the budget, and such other comments and information as he or she may deem pertinent. The operating budget and the capital improvements budget hereinafter provided for, the budget message, and all supporting documents shall be filed in the office of the city manager and shall be open to public inspection.

SECTION 5.04.
Action by council on budget.

The council may amend the operating budget proposed by the city manager, except that the budget, as finally amended and adopted, must provide for all expenditures required by law, or by other provisions of this Act, and for all debt service requirements for the ensuing fiscal year and the total appropriations from any fund shall not exceed the estimated fund balance, reserves, and revenues, constituting the fund availability of such fund.

SECTION 5.05.
Audits.

(a) There shall be an annual independent audit of all city accounts, funds, and financial transactions by a certified public accountant selected by the city council. The audit shall be conducted according to generally accepted accounting principles. Any audit of any funds by the state or federal government may be accepted as satisfying the requirements of this Act. Copies of all audit reports shall be available at printing cost to the public.
(b) As a minimum, all audits and budgets of the city shall satisfy the requirements of Chapter 81 of Title 36 of the O.C.G.A., relating to local government audits and budgets.

SECTION 5.06.
General homestead exemption.

(a) As used in this section, the term:
(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Chattahoochee Hill Country, except for any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.
(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.
(b) Each resident of the City of Chattahoochee Hill Country is granted an exemption on that person's homestead from City of Chattahoochee Hill Country ad valorem taxes for municipal purposes in the amount of $15,000.00 of the assessed value of that homestead. The value of that property in excess of such exempted amount shall remain subject to taxation.
(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, giving such information relative to receiving such exemption as will enable the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Chattahoochee Hill Country, or the designee thereof, shall provide application forms for this purpose.
(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.
(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

SECTION 5.07.
General homestead exemption for citizens age 65 or over.

(a) As used in this section, the term:
(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Chattahoochee Hill Country except for any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.
(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.
(3) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.
(b) Each resident of the City of Chattahoochee Hill Country who is a senior citizen is granted an exemption on that person's homestead from City of Chattahoochee Hill Country ad valorem taxes for municipal purposes in the amount of $15,000.00 of the assessed value of that homestead. The value of that property in excess of such exempted amount shall remain subject to taxation.
(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, giving the person's age and such additional information relative to receiving such exemption as will enable the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Chattahoochee Hill Country, or the designee thereof, shall provide application forms for this purpose.
(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the

City of Chattahoochee Hill Country, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

SECTION 5.08.

Homestead exemption for citizens age 65 or over meeting certain income requirements.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Chattahoochee Hill Country, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Income" means adjusted gross income as such term is defined in the Internal Revenue Code of 1986, as such code is defined in Code Section 48-1-2 of the O.C.G.A., except that for purposes of this section the term shall include only that portion of income or benefits received as retirement, survivor, or disability benefits under the federal Social Security Act or under any other public or private retirement, disability, or pension system which exceeds the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act.

(4) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of Chattahoochee Hill Country who is a senior citizen is granted an exemption on that person's homestead from City of Chattahoochee Hill Country ad valorem taxes for municipal purposes in the amount of $10,000.00 of the assessed value of that homestead. The exemption granted by this subsection shall only be granted if that person's income, together with the income of the spouse who also occupies and resides at such homestead does not exceed the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act for the immediately preceding year. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, giving the person's age, income, and such additional information relative to receiving such exemption as will enable the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Chattahoochee Hill Country, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

SECTION 5.09.

Homestead exemption for citizens age 70 or over
and disabled persons meeting certain income requirements.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of Chattahoochee Hill Country, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Income" means adjusted gross income determined pursuant to the Internal Revenue Code of 1986, as amended, for federal income tax purposes, except that for the purposes of this section the term shall include only that portion of income or benefits received as retirement, survivor, or disability benefits under the federal Social Security Act or under any other public or private retirement, disability, or pension

system which exceeds the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act.

(4) "Senior citizen" means a person who is 70 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of Chattahoochee Hill Country who is a senior citizen or who is disabled is granted an exemption on that person's homestead from City of Chattahoochee Hill Country ad valorem taxes for municipal purposes for the full value of that homestead. The exemption granted by this subsection shall only be granted if that person's income, together with the income of the spouse who also occupies and resides at such homestead does not exceed the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act for the immediately preceding year.

(c)(1) In order to qualify for the exemption provided for in subsection (b) of this section as being disabled, the person claiming such exemption shall be required to obtain a certificate from not more than three physicians licensed to practice medicine under Chapter 34 of Title 43 of the O.C.G.A., as amended, certifying that in the opinion of such physician or physicians such person is mentally or physically incapacitated to the extent that such person is unable to be gainfully employed and that such incapacity is likely to be permanent. Such certificate or certificates shall constitute part of and be submitted with the application provided for in paragraph (2) of this subsection.

(2) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, giving the person's age, income, and such additional information relative to receiving such exemption as will enable the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of Chattahoochee Hill Country, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of Chattahoochee Hill Country, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead

exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.
(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

ARTICLE VI
GENERAL PROVISIONS

SECTION 6.01.
Referendum and initial election.

(a) Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election superintendent of Fulton County shall call a special election for the purpose of submitting this Act to the qualified voters of the proposed City of Chattahoochee Hill Country for approval or rejection. The superintendent shall set the date of such election for the third Tuesday in June, 2007. The superintendent shall issue the call for such election at least 30 days prior to the date thereof. The superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of Fulton County. The ballot shall have written or printed thereon the words:

"( ) YES Shall the Act incorporating the City of Chattahoochee Hill Country in Fulton County and granting homestead exemption described therein be
( ) NO approved?"

All persons desiring to vote for approval of the Act shall vote "Yes," and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, it shall become of full force and effect as provided in Section 6.02 of this Act; otherwise this Act shall not take effect and a second referendum shall be called and held in like manner on the Tuesday after the first Monday in November, 2007. If more than one-half of the votes cast on such question are for approval of this Act, it shall become of full force and effect; otherwise it shall be void and of no force and effect. The initial expense of such election shall be borne by Fulton County. Within two years after the election if the incorporation is approved, the City of Chattahoochee Hill Country shall reimburse Fulton County for the actual cost of printing and personnel services for such election and for the initial election of the mayor and members of the city council pursuant to subsection (b) of Section 2.02 of this Act. It shall be the duty of the superintendent to hold and conduct such election. It shall be his or her further duty to certify the result thereof to the Secretary of State.
(b) For the purposes of the referendum election provided for in this section and for the purposes of the election to be held on the Tuesday next following the first Monday in November, 2007, the qualified electors of the City of Chattahoochee Hill Country shall be those qualified electors of Fulton County residing within the corporate limits of the

City of Chattahoochee Hill Country as described by Appendix A of this Act. At subsequent municipal elections, the qualified electors of the City of Chattahoochee Hill Country shall be determined pursuant to the authority of Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code."

(c) Only for the purposes of holding and conducting the referendum election provided for by this section and holding and conducting the election of the mayor and city councilmembers of the City of Chattahoochee Hill Country to be held on the Tuesday next following the first Monday in November, 2007, the election superintendent of Fulton County is vested with the powers and duties of the election superintendent of the City of Chattahoochee Hill Country and the powers and duties of the governing authority of the City of Chattahoochee Hill Country.

SECTION 6.02.

Effective dates.

(a) Section 6.01 of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval. The remaining provisions of this Act shall become effective on October 30, 2006; provided, however, that the provisions of this Act necessary for the election to be held on the Tuesday next following the first Monday in November, 2007, shall be effective upon the certification of the results of such referendum election.

(b) A period of time will be needed for an orderly transition of various government functions from Fulton County to the City of Chattahoochee Hill Country. Accordingly, there shall be a transition period beginning October 30, 2006, and ending at midnight of the last day of the twenty-fourth month following such day. During such transition period, all provisions of this Act shall be effective as law, but not all provisions of this Act shall be implemented.

(c) During such transition period, Fulton County shall continue to provide within the territorial limits of Chattahoochee Hill Country all government services and functions which Fulton County provided in that area as of the date of enactment of this Act, except to the extent otherwise provided in this section; provided, however, that by agreement of Fulton County and the City of Chattahoochee Hill Country responsibility for any such service or function may be transferred to the City of Chattahoochee Hill Country at such time as may be agreed upon by the parties. If this Act is approved as provided for by Section 6.01 of this Act, effective December 1, 2007, the City of Chattahoochee Hill Country shall collect taxes, fees, assessments, fines and forfeitures, and other moneys within the territorial limits of Chattahoochee Hill Country; provided, however, that upon at least 30 days´ prior written notice to Fulton County by the City of Chattahoochee Hill Country, the authority to collect any tax, fee, assessment, fine, forfeiture, or other moneys shall remain with Fulton County after December 1, 2007, until such time as Fulton County receives subsequent notice from the City of Chattahoochee Hill Country that such authority shall be transferred to the City of Chattahoochee Hill Country. Where a particular tax, fee, assessment, fine, forfeiture, or other amount collected is specifically

related to the provision of a particular government service or function by Fulton County, the service or function shall continue to be provided by the county contingent upon payment by the city of the actual cost of providing such service or function unless otherwise provided in a written agreement between the city and the county. Any existing contract for the performance of a governmental service with a private person residing or doing business within the city limits shall not be altered or adversely affected by the establishment of this Act of the City of Chattahoochee Hill Country.

(d) During the transition period, the governing authority of the City of Chattahoochee Hill Country:

(1) Shall hold regular meetings and may hold special meetings as provided in this Act;

(2) May enact ordinances and resolutions as provided in this Act;

(3) May amend this Act by home rule action as provided by general law;

(4) May accept gifts and grants;

(5) May borrow money and incur indebtedness to the extent authorized by this Act and general law;

(6) May levy and collect an ad valorem tax for the calendar year next following the first municipal election;

(7) May establish a fiscal year and budget;

(8) May create, alter, or abolish departments, boards, offices, commissions, and agencies of the city; appoint and remove officers and employees; and exercise all necessary or appropriate personnel and management functions; and

(9) May generally exercise any power granted by this Act or general law, except to the extent that a power is specifically and integrally related to the provision of a governmental service, function, or responsibility not yet provided or carried out by the city.

(e) During the transition period, the Municipal Court of Chattahoochee Hill Country shall exercise its jurisdiction to the extent appropriate with respect to the government services and functions performed by the City of Chattahoochee Hill Country and the appropriate court or courts of Fulton County shall retain jurisdiction over the area incorporated as the City of Chattahoochee Hill Country with respect to government services and functions performed by Fulton County. Any transfer of jurisdiction to the City of Chattahoochee Hill Country at the beginning of, during, at the end of, or after the transition period shall not in and of itself abate any judicial proceeding pending in Fulton County or the pending prosecution of any violation of any ordinance of Fulton County.

(f) During the transition period, the governing authority of Chattahoochee Hill Country may at any time, without the necessity of any agreement by Fulton County, commence to exercise its planning and zoning powers; provided, however, that the city shall give the county at least 30 days´ written notice of the date on which the city will assume the exercise of such powers. Upon the governing authority of Chattahoochee Hill Country commencing to exercise its planning and zoning powers, the Municipal Court of Chattahoochee Hill Country shall immediately have jurisdiction to enforce the planning

and zoning ordinances of the city. The provisions of this subsection shall control over any conflicting provisions of any other subsection of this section.

(g) Effective upon the termination of the transition period, subsections (c) through (f) of this section shall cease to apply except for the last sentence of subsection (e) which shall remain effective. Effective upon the termination of the transition period, the City of Chattahoochee Hill Country shall be a fully functioning municipal corporation and subject to all general laws of this state.

SECTION 6.03.

Catchlines.

The catchlines of sections of this Act or any ordinance printed in boldface type, italics, or otherwise, are intended as mere catchwords to indicate the contents of the section, and:

(1) Shall not be deemed or taken to be titles of such sections or as any part of the section; and

(2) Shall not be so deemed when any of such sections, including the catchlines, are amended or reenacted unless expressly provided to the contrary.

Furthermore, the article and section headings contained in this Act shall not be deemed to govern, limit, or modify or in any manner affect the scope, meaning, or intent of the provisions of any article or section hereof.

SECTION 6.04.

Directory nature of dates.

If it is necessary to delay any action called for in this Act for providential cause, delay in securing approval under the federal Voting Rights Act, or any other reason, it is the intention of the General Assembly that the action be delayed rather than abandoned. Any delay in performing any action under this Act, whether for cause or otherwise, shall not operate to frustrate the overall intent of this Act. Without limiting the generality of the foregoing, it is specifically provided that:

(1) If it is not possible to hold the referendum election provided for in Section 6.01 of this Act on the date specified in that section, then such referendum shall be held as soon after such date as is reasonably practicable; and

(2) If it is not possible to hold the first regular municipal election provided for in Section 2.02 of this Act on the date specified in that section, then there shall be a special election for the initial members of the governing authority to be held as soon thereafter as is reasonably practicable, and the commencement of the initial terms of office shall be delayed accordingly.

SECTION 6.05.

Severability.

In the event any section, subsection, sentence, clause, or phrase of this Act shall be

declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this Act, which shall remain of full force and effect, as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof. The General Assembly hereby declares that it would have passed the remaining parts of this Act if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional.

SECTION 6.06.
Repealer.

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

APPENDIX A

The corporate limits of the City of Chattahoochee Hill Country shall consist of the following described territory of Fulton County:

Fulton County
Tract: 103.01
BG: 7
7997
Tract: 104
BG: 1
All that portion of block 1008 located westerly of Pea Creek/Little Pea Creek to its intersection of Hemp Road and Rivertown Road
1010 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021
1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033
1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045
1046 1047 1048 1049 1050 1051 1052 1053 1054 1055 1056 1057
1058 1059 1060 1061 1062 1063 1064 1065 1066 1067 1068 1069
1070 1071 1072 1073 1074 1075 1076 1077 1078 1079 1080 1081
1082 1083 1084 1993 1994 1995 1996 1997 1998
BG: 2
2003 2018 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028
2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040
2041 2042 2043 2044 2045 2046 2047 2048 2050 2994 2995
BG: 4
4002 4003 4004 4005 4039 4040 4041

The corporate limits shall not include any such territory which, on the date of the approval of this Act, was a part of any other municipal corporation.

APPENDIX B

Council Districts 1 through 5 shall consist of the described territory of the City of Chattahoochee Hill Country attached to this Act and made a part thereof and further identified as Plan Name: chathillccp1re Plan Type: Local User: staff Administrator: S035. When used in such attachment, the terms "Tract" and "BG" (Block Group) shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2000 for the State of Georgia. The separate numeric designations in a Tract description which are underneath a "BG" heading shall mean and describe individual Blocks within a Block Group as provided in the report of the Bureau of the Census for the United States decennial census of 2000 for the State of Georgia. Any part of the City of Chattahoochee Hill Country which is not included in any such district described in that attachment shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2000 for the State of Georgia. Any part of the City of Chattahoochee Hill Country which is described in that attachment as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included with that district contiguous to such part which contains the least population according to the United States decennial census of 2000 for the State of Georgia.

APPENDIX C

CERTIFICATE AS TO MINIMUM STANDARDS FOR INCORPORATION OF A NEW MUNICIPAL CORPORATION

I, _____, Georgia State _____ from the ___ District and the author of this bill introduced at the 2006 Session of the General Assembly of Georgia, which grants an original municipal Act to the City of Chattahoochee Hill Country, do hereby certify that this bill is in compliance with the minimum standards required by Chapter 31 of Title 36 of the O.C.G.A. This certificate is executed to conform to the requirements of Code Section 36-31-5 of the O.C.G.A.

So certified, this _____ day of _____, 20__.

_____

_____

District 001
Fulton County
Tract: 104
BG: 1
1070 1071

BG: 4
4004 4005 4039 4040 4041

District 002
Fulton County
Tract: 104
BG: 1
All that portion of block 1008 located westerly of Pea Creek/Little Creek to its intersection of Hemp Road and Rivertown Road
1010 1012 1013 1014 1015 1016 1022 1059 1060 1061 1062 1063 1064 1065 1066 1998
BG: 4
4002 4003

District 003
Fulton County
Tract: 103.01
BG: 7
7997
Tract: 104
BG: 1
1017 1018 1019 1020 1021 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049 1050 1051 1054 1055 1056 1057 1058 1993 1994 1995 1996 1067 1068 1069 1072 1073 1074 1075 1076 1077

District 004
Fulton County
Tract: 104
BG: 2
2003 2018 2019 2020 2021 2046 2047 2048 2050

District 005
Fulton County
Tract: 104
BG: 1
1052 1053 1078 1079 1080 1081 1082 1083 1084 1997
BG: 2
2022 2023 2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035 2036 2037 2038 2039 2040 2041 2042 2043 2044 2045 2994 2995

The following amendment was read and adopted:

Representatives Fludd of the 66th, Scott of the 153rd, and Bruce of the 64th move to *amend the Committee substitute to SB 553 by striking lines 13 through 16 of page 31 and inserting in lieu thereof the following:*

provided in Section 6.02 of this Act; otherwise, it shall not take effect and shall be void and of no force.

The Committee substitute, as amended, was adopted.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to, as amended.

On the passage of the Bill, by substitute, as amended, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Crawford	Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	N Maxwell	Scheid
Y Anderson	Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Mitchell	Y Sims, F
N Benton	Y Dukes	Y Jacobs	Y Morgan	Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Lakly	Y Porter	Y Thomas, B
Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Loudermilk	Y Reece, S	Y Willard
Y Coan	N Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Heckstall	Maddox	Y Roberts	Y Williams, R
Y Coleman, T	E Hembree	Y Mangham	Y Rogers	Y Wix

Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 148, nays 3.

The Bill, having received the requisite constitutional majority, was passed, by substitute, as amended.

Representative Carter of the 159th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate adheres to its disagreement to the House substitute and has appointed a Committee of Conference to confer with a like committee on the part of the House on the following bill of the Senate:

SB 503. By Senators Hamrick of the 30th and Hill of the 4th:

> A BILL to be entitled an Act to amend Chapter 21A of Title 15, Title 17, and Code Section 42-8-34.1 of the O.C.G.A., relating respectively to judicial accounting, criminal procedure, and to legal defense for indigents, requirements for revocation of probated or suspended sentence, so as to change certain provisions relating to the Georgia Public Defender Standards Council and the provision of legal services to indigent persons; to clarify that the application fee for indigent defense services is not a prerequisite to obtaining legal services; to specify the types of standards that shall be submitted to the General Oversight Committee for the Georgia Public Defender Standards Council; to change certain provisions relating to the budget for the Office of the Georgia Capital Defender; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Mullis of the 53rd, Tolleson of the 20th, and Rogers of the 21st.

The Senate has passed by the requisite constitutional majority the following bill of the House:

HB 1502. By Representatives Royal of the 171st, O`Neal of the 146th and Roberts of the 154th:

A BILL to be entitled an Act to amend Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to provide for additional powers, duties, and authority of the state revenue commissioner with respect to property appraisal and assessment; to change certain provisions relating to bona fide conservation use covenants; to change certain provisions regarding appointment of members of county boards of tax assessors; to change certain provisions regarding qualifications of members of county boards of tax assessors; to change certain provisions regarding eligibility and terms of office of members of county boards of tax assessors; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has passed as amended, by the requisite constitutional majority, the following bill of the House:

HB 881. By Representatives Chambers of the 81st, Burmeister of the 119th, Drenner of the 86th, Henson of the 87th, Reece of the 27th and others:

A BILL to be entitled an Act to amend Code Section 43-29-7 of the Official Code of Georgia Annotated, relating to license requirements for dispensing opticians, qualifications of applicants, subjects to be tested on examination, and issuance and display of license, so as to specify certain requirements for practical training and experience for an applicant to obtain licensure through an apprenticeship program; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 1473. By Representatives Brown of the 69th, Channell of the 116th, Stephens of the 164th, Shaw of the 176th and Ehrhart of the 36th:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require prior legislative approval for the submission of certain waivers pursuant to Section 1115 of the federal Social Security Act; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

Under the general order of business, established by the Committee on Rules, the following Bill of the Senate was taken up for consideration and read the third time:

SB 547. By Senators Seabaugh of the 28th, Cagle of the 49th, Johnson of the 1st, Williams of the 19th and Stephens of the 27th:

A BILL to be entitled an Act to amend Chapter 39A of Title 43 of the Official Code of Georgia Annotated, relating to real estate appraisers, so as to provide for the recusal of board members when a conflict of interest exists; to provide for circumstances for removal of board members; to provide standards for offering education courses on appraising; to provide for certain conditions for the investigation of appraisers; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Heckstall
E Hembree
Henson
Y Hill, C
Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Yates
Richardson, Speaker

On the passage of the Bill, the ayes were 155, nays 0.

The Bill, having received the requisite constitutional majority, was passed.

The following Bills of the House were taken up for the purpose of considering the Senate substitutes thereto:

HB 1187. By Representatives Willard of the 49th, Geisinger of the 48th, Lindsey of the 54th, Holmes of the 61st, Burkhalter of the 50th and others:

A BILL to be entitled an Act to amend Article 5 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to uniform property tax administration and equalization, so as to provide for an additional county classification for appraisal staff purposes; to change certain provisions regarding composition and duties of county appraisal staffs; to change certain provisions regarding designation and duties of chief appraisers; to change certain provisions regarding selection of the chairperson of the board of tax assessors; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Article 5 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to uniform property tax administration and equalization, so as to provide for an additional county classification for appraisal staff purposes; to change certain provisions regarding composition and duties of county appraisal staffs; to change certain provisions regarding designation and duties of chief appraisers; to provide that such changes shall sunset after a period of time; to provide for effective dates and automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I

SECTION 1.

Article 5 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to uniform property tax administration and equalization, is amended by striking Code Section 48-5-261, relating to classification of counties, and inserting in its place a new Code Section 48-5-261 to read as follows:

"48-5-261.

For the purpose of administering this part, the counties of this state are placed in the following classes:

(1) Class I — Counties having less than 3,000 parcels of real property;
(2) Class II — Counties having at least 3,000 but less than 8,000 parcels of real property;
(3) Class III — Counties having at least 8,000 but less than 15,000 parcels of real property;
(4) Class IV — Counties having at least 15,000 but less than 25,000 parcels of real property;
(5) Class V — Counties having at least 25,000 but less than 35,000 parcels of real property;
(6) Class VI — Counties having at least 35,000 but less than 50,000 parcels of real property;
(7) Class VII — Counties having at least 50,000 but less than 100,000 parcels of real property; ~~and~~
(8) Class VIII — Counties having at least 100,000 ~~or more~~ but less than 275,000 parcels of real property~~.~~; and
(9) Class IX — Counties having 275,000 or more parcels of real property."

SECTION 2.

Said article is further amended by striking Code Section 48-5-262, relating to composition and duties of county appraisal staffs, and inserting in its place a new Code Section 48-5-262 to read as follows:

"48-5-262.

(a) Class I counties shall provide for an appraisal staff pursuant to paragraph (1) of Code Section 48-5-260 by:
(1) Employing a full-time appraiser;
(2) Contracting with a contiguous county to provide the staff requirement; or
(3) Contracting with a professional appraisal person to provide the staff requirement.

(b) Each county other than Class I counties shall employ a minimum staff of appraisers, to be known as the county property appraisal staff, to perform the duties set forth in this part. For compensation purposes, the appraisers will be designated, lowest grade first, as Appraiser I, Appraiser II, Appraiser III, and Appraiser IV.

(c) The minimum staff requirement for each county shall be as follows:
(1) Class II counties — One Appraiser III;
(2) Class III counties — One Appraiser III and one Appraiser I;
(3) Class IV counties — One Appraiser III, one Appraiser II, and one Appraiser I;
(4) Class V counties — Two Appraisers III, two Appraisers II, and one Appraiser I;
(5) Class VI counties — One Appraiser IV, two Appraisers III, two Appraisers II, and one Appraiser I;
(6) Class VII counties — One Appraiser IV, four Appraisers III, one Appraiser II, and two Appraisers I;
(7) Class VIII counties — Two Appraisers IV, eight Appraisers III, five Appraisers II, and five Appraisers I~~.~~; and

(8) Class IX counties — Two Appraisers IV, eight Appraisers III, five Appraisers II, and five Appraisers I.

(d) The establishment of minimum staff requirements shall not preclude any county from employing additional appraisers in order to carry out this part.

(e)(1) As used in this subsection, the term 'county civil service system' means any county civil service system, county merit system, county personnel plan or policy, or stated rules of work.

(2)(A) ~~The~~ Except as otherwise provided in subparagraph (B) of this paragraph, the county governing authority shall be authorized, in its discretion and upon adoption of the appropriate resolution or ordinance, to provide that staff and employees of the county board of tax assessors shall be positions of employment covered by the county civil service system. Following the adoption of such ordinance or resolution, the county board of tax assessors may hire and manage such employees, but only in compliance with the county civil service system. The failure of the county board of tax assessors to comply with the requirements of such system shall be grounds for removal of one or more members of the county board of tax assessors pursuant to subsection (b) of Code Section 48-5-295.

(B) The chief appraiser, appraisers, staff, and employees of the county board of tax assessors in Class IX counties shall be positions of employment covered by the county civil service system. The county manager may hire and manage the chief appraiser, appraisers, staff, and employees in compliance with the county civil service system. The failure of the county board of tax assessors to comply with the requirements of such system shall be grounds for removal of one or more members of the county board of tax assessors pursuant to subsection (b) of Code Section 48-5-295."

SECTION 3.

Said article is further amended by striking Code Section 48-5-264, relating to designation and duties of chief appraisers, and inserting in its place a new Code Section 48-5-264 to read as follows:

"48-5-264.

(a) ~~The~~ Except as otherwise provided in subsection (b) of this Code section, the board of tax assessors in each county other than a Class IX county shall designate an Appraiser IV or, in those counties not having an Appraiser IV, an Appraiser III as the chief appraiser of the county.

(b) In each Class IX county, the chief appraiser shall be selected pursuant to subparagraph (e)(2)(B) of Code Section 48-5-262.

(c) The chief appraiser shall be responsible for:

(1) The operation and functioning of the county property appraisal staff;

(2) Certifying and signing documents prepared by the staff; and

(3) Implementing procedures deemed necessary for the efficient operation of the staff.

~~(b)~~(d) The chief appraiser of any county other than a Class IX county may appoint an assistant and may delegate ~~his~~ such chief appraiser's authority in writing to the assistant.

~~(c)~~(e) The chief appraiser may be a member of the county board of tax assessors."

SECTION 4.

Said article is further amended by striking subsection (b) of Code Section 48-5-290, relating to creation of county boards of tax assessors, and inserting in its place a new subsection (b) to read as follows:

"(b) Except as otherwise provided in Code Section 48-5-309 ~~with respect to the election of board members~~, each county board of tax assessors shall consist of not less than three nor more than five members to be appointed by the county governing authority."

SECTION 5.

Said article is further amended by striking Code Section 48-5-309, relating to applicability of such article to certain boards of tax assessors, and inserting in its place new Code Sections 48-5-309 and 48-5-309.1 to read as follows:

"48-5-309.

(a) Nothing contained in Code Sections 48-5-291 through 48-5-300 and 48-5-302 through 48-5-308 regarding appointment, terms of office, vacancies, removals, qualifications, or compensation of members of county boards of tax assessors shall apply to any county which has elected to elect the members of its county board of tax assessors.

(b) Nothing contained in Code Sections 48-5-291 through 48-5-297, 48-5-299, 48-5-300, and 48-5-302 through 48-5-308 regarding appointment or terms of office of members of county boards of tax assessors shall apply to Class IX counties.

48-5-309.1

In each Class IX county, the members of the board of assessors shall be nominated by the chairperson of the county board of commissioners subject to approval by the county board of commissioners. The members shall be appointed for terms of office of four years. The members shall serve only for the duration of the four-year term and shall serve until their respective successors are appointed and qualified. No person shall be eligible to serve as a member of the board of assessors more than two terms of office."

PART II

SECTION 6.

Article 5 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to uniform property tax administration and equalization, is amended by striking Code Section 48-5-261, relating to classification of counties, and inserting in its place a new Code Section 48-5-261 to read as follows:

"48-5-261.

For the purpose of administering this part, the counties of this state are placed in the following classes:

(1) Class I — Counties having less than 3,000 parcels of real property;

(2) Class II — Counties having at least 3,000 but less than 8,000 parcels of real property;

(3) Class III — Counties having at least 8,000 but less than 15,000 parcels of real property;

(4) Class IV — Counties having at least 15,000 but less than 25,000 parcels of real property;

(5) Class V — Counties having at least 25,000 but less than 35,000 parcels of real property;

(6) Class VI — Counties having at least 35,000 but less than 50,000 parcels of real property;

(7) Class VII — Counties having at least 50,000 but less than 100,000 parcels of real property; and

(8) Class VIII — Counties having at least 100,000 or more parcels of real property."

SECTION 7.

Said article is further amended by striking Code Section 48-5-262, relating to composition and duties of county appraisal staffs, and inserting in its place a new Code Section 48-5-262 to read as follows:

"48-5-262.

(a) Class I counties shall provide for an appraisal staff pursuant to paragraph (1) of Code Section 48-5-260 by:

(1) Employing a full-time appraiser;

(2) Contracting with a contiguous county to provide the staff requirement; or

(3) Contracting with a professional appraisal person to provide the staff requirement.

(b) Each county other than Class I counties shall employ a minimum staff of appraisers, to be known as the county property appraisal staff, to perform the duties set forth in this part. For compensation purposes, the appraisers will be designated, lowest grade first, as Appraiser I, Appraiser II, Appraiser III, and Appraiser IV.

(c) The minimum staff requirement for each county shall be as follows:

(1) Class II counties — One Appraiser III;

(2) Class III counties — One Appraiser III and one Appraiser I;

(3) Class IV counties — One Appraiser III, one Appraiser II, and one Appraiser I;

(4) Class V counties — Two Appraisers III, two Appraisers II, and one Appraiser I;

(5) Class VI counties — One Appraiser IV, two Appraisers III, two Appraisers II, and one Appraiser I;

(6) Class VII counties — One Appraiser IV, four Appraisers III, one Appraiser II, and two Appraisers I; and

(7) Class VIII counties — Two Appraisers IV, eight Appraisers III, five Appraisers II, and five Appraisers I.

(d) The establishment of minimum staff requirements shall not preclude any county from employing additional appraisers in order to carry out this part.

(e)(1) As used in this subsection, the term 'county civil service system' means any county civil service system, county merit system, county personnel plan or policy, or stated rules of work.

(2) The county governing authority shall be authorized, in its discretion and upon adoption of the appropriate resolution or ordinance, to provide that staff and employees of the county board of tax assessors shall be positions of employment covered by the county civil service system. Following the adoption of such ordinance or resolution, the county board of tax assessors may hire and manage such employees, but only in compliance with the county civil service system. The failure of the county board of tax assessors to comply with the requirements of such system shall be grounds for removal of one or more members of the county board of tax assessors pursuant to subsection (b) of Code Section 48-5-295."

SECTION 8.

Said article is further amended by striking Code Section 48-5-264, relating to designation and duties of chief appraisers, and inserting in its place a new Code Section 48-5-264 to read as follows:

"48-5-264.

(a) The board of tax assessors in each county shall designate an Appraiser IV or, in those counties not having an Appraiser IV, an Appraiser III as the chief appraiser of the county. The chief appraiser shall be responsible for:

(1) The operation and functioning of the county property appraisal staff;

(2) Certifying and signing documents prepared by the staff; and

(3) Implementing procedures deemed necessary for the efficient operation of the staff.

(b) The chief appraiser may appoint an assistant and may delegate his authority in writing to the assistant.

(c) The chief appraiser may be a member of the county board of tax assessors."

SECTION 9.

Said article is further amended by striking subsection (b) of Code Section 48-5-290, relating to creation of county boards of tax assessors, and inserting in its place a new subsection (b) to read as follows:

"(b) Except as provided in Code Section 48-5-309 with respect to the election of board members, each county board of tax assessors shall consist of not less than three nor more than five members to be appointed by the county governing authority."

SECTION 10.

Said article is further amended by striking Code Section 48-5-309, relating to applicability of such article to certain boards of tax assessors, and inserting in its place new Code Sections 48-5-309 and 48-5-309.1 to read as follows:

"48-5-309.
Nothing contained in Code Sections 48-5-291 through 48-5-300 and 48-5-302 through 48-5-308 regarding appointment, terms of office, vacancies, removals, qualifications, or compensation of members of county boards of tax assessors shall apply to any county which has elected to elect the members of its county board of tax assessors.

~~48-5-309.1~~
~~In each Class IX county, the members of the board of assessors shall be nominated by the chairperson of the county board of commissioners subject to approval by the county board of commissioners. The members shall be appointed for terms of office of four years. The members shall serve only for the duration of the four-year term and shall serve until their respective successors are appointed and qualified. No person shall be eligible to serve as a member of the board of assessors more than two terms of office.~~"

PART III
SECTION 11.
(a) This section and Section 12 of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.
(b) Part I of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall stand repealed in its entirety on December 31, 2009.
(c) Part II of this Act shall become effective on January 1, 2010.

SECTION 12.
All laws and parts of laws in conflict with this Act are repealed.

Representative Willard of the 49th moved that the House disagree to the Senate substitute to HB 1187.

The motion prevailed.

HB 1473. By Representatives Brown of the 69th, Channell of the 116th, Stephens of the 164th, Shaw of the 176th and Ehrhart of the 36th:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require prior legislative approval for the submission of certain waivers pursuant to Section 1115 of the federal Social Security Act; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to provide for a limit on the effective date of the Medicaid estate recovery program; to provide for substantial and unreasonable hardship waivers under certain circumstances; to provide for notice requirements; to provide for installment payments; to provide for submission of an amendment to the state plan; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Said article is further amended by striking Code Section 49-4-147.1, relating to claims by the department against the estate of Medicaid recipients, and inserting in lieu thereof the following:

"49-4-147.1.

(a) In accordance with applicable federal law and regulations, including those under Title XIX of the federal Social Security Act, the department may make claim against the estate of a Medicaid recipient for the amount of any medical assistance payments made on such person's behalf by the department. A claim shall be made against the estate of a deceased Medicaid recipient only if at the time of application for medical assistance, the applicant received written notice that the medical assistance costs could be recovered from the applicant's estate and the applicant signed a written acknowledgment of receipt of such notice, the estate is otherwise subject to recovery, if no hardship or other exemption exists. The commissioner shall waive such claim if he or she determines enforcement of the claim would result in substantial and unreasonable hardship to dependents of the individual against whose estate the claim exists.

(b) The estate recovery program established pursuant to this Code section shall not be effective any earlier than the effective date of this subsection. In no event shall the department make claims against the estate of a Medicaid recipient for the amount of any medical assistance payments made on such person's behalf prior to the effective date of this subsection.

(c) The commissioner shall delay execution of a claim against the estate where the dependents or heirs agree to pay the full amount of the claim in reasonable installments.

(d) A substantial and unreasonable hardship shall be presumed to exist where the proposed recovery would reduce the value of the estate below $100,000.00. The value of the estate for this purpose shall not include year's support, funeral and burial expenses, necessary expenses of administration, or reasonable expenses of the recipient's last illness. No later than July 1, 2006, the department shall submit an amendment to the state plan with the United States Department of Health and Human Services Centers for Medicare and Medicaid Services reflecting the provisions of this

subsection. In the event that such amended state plan is not approved, this subsection shall stand repealed in its entirety."

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

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

Representative Brown of the 69th moved that the House disagree to the Senate substitute to HB 1473.

The motion prevailed.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate insists on its substitute to the following bill of the House:

HB 848. By Representatives Butler of the 18th, Maxwell of the 17th, England of the 108th, Roberts of the 154th and Stephens of the 164th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, so as to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for a referendum; to provide for effective dates; to provide for applicability; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

The following Bill of the House was taken up for the purpose of considering the Senate's insistence on its position in substituting the same:

HB 848. By Representatives Butler of the 18th, Maxwell of the 17th, England of the 108th, Roberts of the 154th and Stephens of the 164th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax

exemptions, so as to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for a referendum; to provide for effective dates; to provide for applicability; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

Representative Martin of the 47th moved that the House insist on its position in disagreeing to the Senate substitute to HB 848 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Martin of the 47th, Butler of the 18th, and O`Neal of the 146th.

The following Bill of the Senate was taken up for the purpose of considering the Senate's appointment of a Committee of Conference thereon:

SB 288. By Senators Rogers of the 21st, Hamrick of the 30th and Hill of the 32nd:

A BILL to be entitled an Act to amend Article 17 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to teachers and other school personnel, so as to enact the "Grade Integrity Act of 2005"; to provide that no classroom teacher shall be required, coerced, intimidated, or disciplined in any manner to change the grade of a student; to provide for an ethical violation reportable to the Professional Standards Commission; to provide for related matters; to repeal conflicting laws; and for other purposes.

Representative Maxwell of the 17th moved that the House recede from its position in insisting on its substitute to SB 288.

On the motion, the roll call was ordered and the vote was as follows:

N Abdul-Salaam	N Crawford	N Hill, C.A	N Martin	N Sailor
N Amerson	N Cummings	N Holmes	Y Maxwell	N Scheid
N Anderson	Y Davis	N Holt	N May	N Scott, A
N Ashe	N Day	N Horne	McCall	N Scott, M
N Barnard	N Dean	N Houston	McClinton	N Setzler
N Barnes	Y Dickson	N Howard, E	N Meadows	N Shaw

N Bearden	N Dodson	N Hudson	N Millar	N Sheldon
N Beasley-Teague	N Dollar	N Hugley	N Mills	N Sims, C
N Benfield	N Drenner	N Jackson	N Mitchell	N Sims, F
Y Benton	N Dukes	N Jacobs	Morgan	N Sinkfield
N Black	N Ehrhart	N James	N Morris	N Smith, B
N Bordeaux	N England	Y Jamieson	N Mosby	N Smith, L
N Borders	N Epps	N Jenkins	Mosley	N Smith, P
N Bridges	N Everson	N Jennings	N Mumford	N Smith, R
N Brooks	N Fleming	N Johnson	N Murphy, J	N Smith, T
N Brown	N Floyd, H	N Jones, J	N Murphy, Q	Smith, V
N Bruce	N Floyd, J	N Jones, S	N Neal	E Smyre
N Bryant	N Fludd	N Jordan	N Oliver	N Stanley-Turner
N Buckner, D	N Forster	N Keen	O'Neal	N Stephens
N Buckner, G	Y Franklin	N Keown	N Orrock	Stephenson
N Burkhalter	N Freeman	N Kidd	N Parham	N Talton
N Burmeister	Gardner	Knight	N Parrish	N Teilhet
N Burns	N Geisinger	N Knox	N Parsons	N Thomas, A.M
N Butler	N Golick	N Lakly	N Porter	N Thomas, B
N Byrd	N Graves, D	N Lane, B	N Powell	N Tumlin
N Carter	N Graves, T	N Lane, R	N Ralston	N Walker
Casas	N Greene	N Lewis	N Randall	N Warren
N Chambers	N Hanner	N Lindsey	N Ray	N Watson
Channell	N Harbin	N Lord	N Reece, B	N Wilkinson
N Cheokas	N Hatfield	N Loudermilk	N Reece, S	Willard
N Coan	Heard, J	N Lucas	N Reese	N Williams, A
N Cole	N Heard, K	Lunsford	N Rice	N Williams, E
Y Coleman, B	Heckstall	N Maddox	N Roberts	N Williams, R
N Coleman, T	Y Hembree	N Mangham	N Rogers	N Wix
N Cooper	N Henson	N Manning	N Royal	Yates
N Cox	N Hill, C	N Marin	N Rynders	Richardson, Speaker

On the motion, the ayes were 8, nays 154.

The motion was lost.

The House has adhered.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Maxwell of the 17th, Coleman of the 97th, and Hembree of the 67th.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate adheres to its substitute and has appointed a Committee of Conference on the following bill of the House:

HB 941. By Representatives Benton of the 31st, England of the 108th, Bearden of the 68th, Mosley of the 178th, Maddox of the 172nd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to recognize the religious heritage of America; to direct the Secretary of State to prepare documents relative to that heritage; to authorize counties to post documents relative to that heritage for education; to direct the Attorney General to defend counties who display documents relative to the religious heritage of America; to set forth the text relative to the religious heritage of America; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Hudgens of the 47th, Schaefer of the 50th, and Douglas of the 17th.

The Senate has passed by the requisite constitutional majority the following bills of the House:

HB 1126. By Representative Barnard of the 166th:

A BILL to be entitled an Act to amend Code Section 45-18-10 of the Official Code of Georgia Annotated, relating to the right of continuation of insurance benefits for former state employees, so as to provide an exemption from the eight-year service requirement for correctional officers injured by inmate violence when five years or less from becoming eligible for medicare medical coverage; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 1316. By Representatives Martin of the 47th, Roberts of the 154th, Watson of the 91st, Burkhalter of the 50th, Parrish of the 156th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education, so as to provide for the creation of the High School Athletics Overview Committee; to provide for its composition, powers, and duties; to provide for reports; to provide for performance criteria; to provide for expenditure of funds; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Bills of the House were taken up for the purpose of considering the Senate substitute or amendments thereto:

HB 955. By Representatives Geisinger of the 48th, Chambers of the 81st, Millar of the 79th and Lindsey of the 54th:

A BILL to be entitled an Act to amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to public records exempt from disclosure, so as to add an exemption for records of the Metropolitan Atlanta Rapid Transit Authority relating to the development and implementation of the TransCard or SmartCard fare payment system; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to public records exempt from disclosure, so as to add an exemption for records of the Metropolitan Atlanta Rapid Transit Authority relating to the personal information of persons who have purchased cards under the TransCard or SmartCard fare payment system; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 50-18-72 of the Official Code of Georgia Annotated, relating to public records exempt from disclosure, is amended by striking paragraphs (18) and (19) of subsection (a) and inserting in place thereof the following:

"(18) Records of the State Road and Tollway Authority which would reveal the financial accounts or travel history of any individual who is a motorist upon such toll project. Such financial records shall include, but not be limited to, social security number, home address, home telephone number, e-mail address, credit or debit card information, and bank account information but shall not include the user's name; ~~or~~

(19) Records maintained by public postsecondary educational institutions in this state and associated foundations of such institutions that contain personal information concerning donors or potential donors to such institutions or foundations; provided, however, that the name of any donor and the amount of donation made by such donor shall be subject to disclosure if such donor or any entity in which such donor has a substantial interest transacts business with the public postsecondary educational institution to which the donation is made within three years of the date of such donation. As used in this paragraph, the term 'transact business' means to sell or lease any personal property, real property, or services on behalf of oneself or on behalf of any third party as an agent, broker, dealer, or representative in an amount in excess of

$10,000.00 in the aggregate in a calendar year and the term 'substantial interest' means the direct or indirect ownership of more than 25 percent of the assets or stock of an entity~~.~~; or

(20) Records of the Metropolitan Atlanta Rapid Transit Authority or of any other transit system that is connected to that system's TransCard or SmartCard system which would reveal the financial records or travel history of any individual who is a purchaser of a TransCard or SmartCard or similar fare medium. Such financial records shall include, but not be limited to, social security number, home address, home telephone number, e-mail address, credit or debit card information, and bank account information but shall not include the user's name."

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

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

Representative Geisinger of the 48th moved that the House agree to the Senate substitute to HB 955.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Holt	Y May	Y Scott, A
Y Ashe	N Day	Y Horne	McCall	Y Scott, M
Y Barnard	Dean	Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Oliver	Y Stanley-Turner
Y Buckner, D	Forster	Y Keen	O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Ralston	Y Walker

Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	E Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 157, nays 1.

The motion prevailed.

HB 847. By Representatives Butler of the 18th, Oliver of the 83rd and Smith of the 70th:

A BILL to be entitled an Act to amend Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to juvenile proceedings, so as to establish the conditions for minors to become emancipated by law; to provide for definitions; to provide for the rights and duties of parents; to provide for court proceedings for emancipation; to provide for powers of the court relative to an emancipation proceeding; to provide for rescission and the effect of rescission on obligations, rights, or interests; to provide for the rights and responsibilities of an emancipated minor; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate amendments were read:

Senate Amendment #1

The Senate moves to *amend HB 847 by striking line 3 of page 2 and inserting in lieu thereof the following:*

(2) 'Minor' means a person who is at least 16 but less than 18 years of age.

Senate Amendment #2

The Senate moves to *amend HB 847 by striking lines 1 and 2 of page 1 and inserting in lieu thereof the following:*

To amend Chapter 11 of Title 15 and Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to juvenile proceedings and marriage generally, so as to establish the conditions for minors to become emancipated by

By inserting after "minor;" *on line 7 of page 1 the following:*

to provide that a person be at least 18 years of age in order to contract for marriage except under limited circumstances; to repeal an exception to such age requirement in the case of pregnancy or live birth; to repeal an exception to parental consent based upon pregnancy or live birth; to change certain provisions relating to proof of age for applicants to marry; to change certain provisions relating to parental consent; to repeal a provision relating to notification of parents for underage applicants and additional fees;

By inserting after line 31 of page 7 the following:

SECTION 6A.

Chapter 3 of Title 19 of the Official Code of Georgia Annotated, relating to marriage generally, is amended by striking Code Section 19-3-2, relating to who may contract marriage, and inserting in lieu thereof the following:

"19-3-2.

(a) To be able to contract marriage, a person must:

(1) Be of sound mind;

(2) Except as provided in subsection (b) of this Code section, be ~~Be~~ at least ~~16~~ 18 years of age~~. If either applicant is under the age of majority, parental consent shall be required, as provided in Code Section 19-3-37. However, the age limitations contained in this paragraph shall not apply upon proof of pregnancy on the part of the female or in instances in which both applicants are the parents of a living child born out of wedlock, in which case the parties may contract marriage regardless of age~~;

(3) Have no living spouse of a previous undissolved marriage. The dissolution of a previous marriage in divorce proceedings must be affirmatively established and will not be presumed. Nothing in this paragraph shall be construed to affect the legitimacy of children; and

(4) Not be related to the prospective spouse by blood or marriage within the prohibited degrees.

(b) If either applicant for marriage is 16 or 17 years of age, parental consent as provided in Code Section 19-3-37 shall be required."

SECTION 6B.

Said chapter is further amended by striking in its entirety Code Section 19-3-36, relating to proof of age of applicants, physician's certificate of pregnancy or parenthood of applicants under age of 16, inspection of certificate, and destruction of certificate, and inserting in lieu thereof the following:

"19-3-36.

The judge of the probate court to whom the application for a marriage license is made shall satisfy himself or herself that the provisions set forth in Code Section 19-3-2 regarding age limitations are met or that such limitations are not required by virtue of an order issued pursuant to Code Section 15-11-183. If the judge does not know of his

or her own knowledge the age of a party for whom a marriage license is sought, the judge shall require the applicant to furnish the court with documentary evidence of proof of age in the form of a birth certificate, driver's license, baptismal certificate, certificate of birth registration, selective service card, court record, passport, immigration papers, alien papers, citizenship papers, armed forces discharge papers, armed forces identification card, or hospital admission card containing the full name and date of birth. In the event an applicant does not possess any of the above but appears to the judge to be at least 25 years of age, the applicant, in lieu of furnishing the judge with one of the above, may give an affidavit to the judge stating the applicant's age. Applicants who have satisfactorily proved that they have reached the age of majority may be issued a marriage license immediately."

SECTION 6C.

Said chapter is further amended by striking subsection (b) of Code Section 19-3-37, relating to parental consent to marriage of underage applicants, when necessary, and how obtained, and inserting in lieu thereof the following:

"(b) *When parental consent required; how obtained.* ~~Except when the female applicant is pregnant or when both applicants are the parents of a living child born out of wedlock, in~~ In cases where the parties applying for a license ~~have not yet reached the age of majority~~ are 16 or 17 years of age, their ages to be proved to the judge of the probate court as provided in Code Section 19-3-36, the parents or guardians of each underage applicant ~~must~~ shall appear in person before the judge and consent to the proposed marriage, provided that if physical presence because of illness or infirmity is impossible, an affidavit by the incapacitated parent or guardian along with an affidavit signed by a licensed attending physician stating that the parent or guardian is physically incapable of being present shall suffice. The licensed attending physician shall include only those physicians licensed under Chapter 34 of Title 43 or under corresponding requirements pertaining to licensed attending physicians in sister states."

SECTION 6D.

Said chapter is further amended by striking and reserving Code Section 19-3-38, relating to notification of parents of underage applicants and an additional fee, and inserting in lieu thereof the following:

"19-3-38.

~~The judge of the probate court shall be required, in all cases where parental consent is not required under Code Sections 19-3-2, 19-3-36, and 19-3-37, to notify the parents of any male or female 17 years of age or younger who applies for a marriage license. The parents shall be notified immediately by first-class mail at their last known address. In license applications which require notification of parents under this Code section, the judge shall collect an additional fee of $1.00, which shall be in addition to any other fee authorized by law.~~ Reserved."

Representative Butler of the 18th moved that the House agree to the Senate amendments to HB 847.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
E Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Dean
Y Dickson
Y Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Heckstall
E Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
N Lord
Y Loudermilk
Lucas
Y Lunsford
Maddox
Y Mangham
Manning
Y Marin
Y Martin
E Maxwell
Y May
Y McCall
McClinton
Y Meadows
Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Porter
Y Powell
Ralston
Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Watson
Y Wilkinson
E Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson,
Speaker

On the motion, the ayes were 155, nays 1.

The motion prevailed.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by the requisite constitutional majority the following bill of the House:

HB 1497. By Representatives Knight of the 126th, Chambers of the 81st, Burkhalter of the 50th and Benfield of the 85th:

A BILL to be entitled an Act to amend Chapter 8 of Title 4 of the Official Code of Georgia Annotated, relating to dogs, so as to provide for requirements for persons who own vicious dogs; to provide for a short title; to provide for definitions; to provide for requirements for possessing a vicious dog; to provide for restrictions on permitting vicious dogs to be outside of proper enclosures; to provide for confiscation of vicious dogs under certain circumstances; to provide for penalties; to provide that the article is supplementary to other laws; to provide for liability for damages; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Bill of the House was taken up for the purpose of considering the report of the Committee of Conference thereon:

HB 1390. By Representative Ehrhart of the 36th:

A BILL to be entitled an Act to amend Chapter 30 of Title 43 of the Official Code of Georgia Annotated, relating to optometrists, so as to change certain provisions relating to creation of the State Board of Optometry, its composition, and qualifications of its members; to change certain provisions relating to the terms of office of board members; to provide for related matters; to repeal conflicting laws; and for other purposes.

COMMITTEE OF CONFERENCE REPORT ON HB 1390

The Committee of Conference on HB 1390 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1390 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ D. Balfour
Senator, 9th District

/s/ Ronnie Chance
Senator, 16th District

FOR THE HOUSE
OF REPRESENTATIVES:

/s/ Ehrhart
Representative, 36th District

/s/ Smith
Representative, 168th District

/s/ Pearson
Senator, 51st District

/s/ Mike Coan
Representative, 101st District

A BILL

To amend Chapter 30 of Title 43 of the Official Code of Georgia Annotated, relating to optometrists, so as to provide for additional pharmaceutical agents which may be used by a doctor of optometry for treatment purposes; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 30 of Title 43 of the Official Code of Georgia Annotated, relating to optometrists, is amended by striking subparagraph (D) of paragraph (2) of Code Section 43-30-1, relating to definitions, and inserting in lieu thereof the following:

"(D) Pharmaceutical agents which are used by a doctor of optometry for treatment purposes and administered orally may only be:

(i)(I) Nonnarcotic oral analgesics and Schedule III or Schedule IV controlled substances which are oral analgesics;

~~(ii)~~(II) Used for ocular pain; and

~~(iii)~~(III) Used for no more than 72 hours without consultation with the patient's physician; or

(ii) Oral antibiotics and oral antivirals for use in treating diseases and conditions of the eye and adnexa oculi only."

SECTION 2.

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

Representative Ehrhart of the 36th moved that the House adopt the report of the Committee of Conference on HB 1390.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	E Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	N Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
N Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L

Y Borders	Y Epps	Y Jenkins	Mosley	Y Smith, P
Y Bridges	Y Everson	N Jennings	Y Mumford	Y Smith, R
Y Brooks	Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	N Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Y Thomas, A.M
N Butler	N Golick	Y Lakly	Y Porter	Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	N Hatfield	Y Loudermilk	Y Reece, S	E Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	N Heard, K	Y Lunsford	Y Rice	Y Williams, E
E Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	E Hembree	Y Mangham	Y Rogers	Y Wix
N Cooper	Henson	Y Manning	Y Royal	Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 144, nays 9.

The motion prevailed.

The following Bill of the Senate was taken up for the purpose of considering the Senate amendment to the House substitute thereto:

SB 450. By Senators Kemp of the 46th, Wiles of the 37th, Seabaugh of the 28th, Mullis of the 53rd, Whitehead, Sr. of the 24th and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts; Chapter 2 of Title 21 of the O.C.G.A., relating to primaries and elections generally; Chapter 5 of Title 36 of the O.C.G.A., relating to organization of county government; and Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to ad valorem taxation of property, so as to revise the pay structure for certain county officers and officials; to revise the minimum salary schedules of pay for sheriffs, tax commissioners, clerks of superior court, and judges of probate court; to provide for longevity pay increases for certain members of county governing authorities; to provide for legislative intent; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate amendment was read:

The Senate moves to *amend the House substitute to SB 450 by striking* "2007" *on line 21 on page 2, line 33 on page 4, line 9 on page 6, line 19 on page 8, line 31 on page 10, and line 24 on page 14 and inserting in lieu thereof* "2006" *and by striking lines 26 through 32 on page 15.*

By striking "July 1, ~~1999~~ 2006" *on line 4 on page 13 and inserting in lieu thereof* "~~July 1, 1999~~ January 1, 2007" *and by striking* "$250.00" *on line 5 on page 13 and inserting in lieu thereof* "$175.00".

By striking lines 12 and 13 on page 13 and inserting in lieu thereof the following:

salaried coroner or deputy coroner.
(b.1) Any local Acts providing for the compensation of the various coroners shall remain in full force and effect, except in those instances where such local Acts provide for a salary in an amount which is less than the amount of compensation such coroner would be entitled to pursuant to subsection (b) of this Code section in which case the coroner may select on an annual basis beginning January 1, 2007, to be compensated pursuant to subsection (b) of this Code section or by the salary provided for by local Act.″

Representative Butler of the 18th moved that the House agree to the Senate amendment to the House substitute to SB 450.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	N Sailor
Y Amerson	Cummings	N Holmes	E Maxwell	N Scheid
Anderson	Davis	Y Holt	N May	N Scott, A
Ashe	Y Day	Y Horne	Y McCall	N Scott, M
Y Barnard	Y Dean	N Houston	McClinton	Setzler
N Barnes	Y Dickson	N Howard, E	N Meadows	N Shaw
Y Bearden	N Dodson	Y Hudson	N Millar	N Sheldon
Beasley-Teague	Y Dollar	N Hugley	N Mills	Y Sims, C
N Benfield	N Drenner	N Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	N Jacobs	Morgan	Y Sinkfield
N Black	Ehrhart	Y James	Y Morris	Y Smith, B
N Bordeaux	Y England	N Jamieson	Y Mosby	Y Smith, L
N Borders	Y Epps	Y Jenkins	Mosley	Y Smith, P
Y Bridges	Y Everson	N Jennings	Y Mumford	N Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
N Brown	Y Floyd, H	Jones, J	N Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	N Oliver	Y Stanley-Turner
N Buckner, D	Forster	N Keen	Y O'Neal	Y Stephens
Buckner, G	N Franklin	N Keown	N Orrock	Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Thomas, B
Byrd	Y Graves, D	N Lane, B	Y Powell	Y Tumlin

Y Carter	N Graves, T	N Lane, R	Y Ralston	N Walker
Y Casas	Y Greene	N Lewis	N Randall	N Warren
N Chambers	Hanner	N Lindsey	Y Ray	Watson
Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	N Hatfield	N Loudermilk	Y Reece, S	E Willard
N Coan	Y Heard, J	N Lucas	N Reese	N Williams, A
Cole	Y Heard, K	N Lunsford	Y Rice	Y Williams, E
E Coleman, B	Heckstall	Y Maddox	Y Roberts	N Williams, R
Coleman, T	E Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	N Henson	N Manning	Y Royal	Y Yates
Y Cox	N Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion the ayes were 97, nays 54.

The motion prevailed.

Representative Walker of the 107th stated that he inadvertently voted "nay" on the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bills of the House were taken up for the purpose of considering the Senate substitutes or amendment thereto:

HB 1227. By Representatives England of the 108th, Coleman of the 97th, McCall of the 30th, Roberts of the 154th, Black of the 174th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to create the Agricultural Education Oversight Commission; to provide for membership, filling of vacancies, terms, officers, duties, meetings, and reimbursement of members of the commission; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to create the Agricultural Education Advisory Commission; to provide for membership, filling of vacancies, terms, officers, duties, meetings, and reimbursement of members of the commission; to provide for automatic repeal; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, is amended by adding a new part to read as follows:

"Part 8

20-14-90.

(a) There is created the Agricultural Education Advisory Commission.

(b)(1) The commission shall consist of three members of the House of Representatives to be appointed by the Speaker of the House, at least one of whom shall be from the House Committee on Agriculture and Consumer Affairs and at least one of whom shall be from the House Committee on Education; three members of the Senate to be appointed by the Senate Committee on Assignments, at least one of whom shall be from the Senate Agriculture and Consumer Affairs Committee and at least one of whom shall be from the Senate Education and Youth Committee; three members who are not members of the General Assembly to be appointed by the Governor; and three members who are not members of the General Assembly to be appointed by the State School Superintendent.

(2) Vacancies in the commission shall be filled in the same manner as the original appointments.

(3)(A) Legislative members of the commission shall serve two-year terms concurrent with their terms as members of the General Assembly.

(B) Nonlegislative members of the commission shall serve for two year terms concurrent with those terms of legislative members of the commission.

(c) The Speaker of the House shall designate one of the commission members from the House of Representatives as a co-chairperson of the commission, and the Senate Committee on Assignments shall designate one of the commission members from the Senate as a co-chairperson of the commission. Each co-chairperson shall serve as such concurrent with his or her term as a member of the commission.

(d)(1) The head of the agricultural education program of the Department of Education shall report annually to commission regarding the conditions, needs, issues, and problems of the program.

(2) The commission shall periodically review the conditions, needs, issues, and problems related to the agricultural education program, issue annually a report on the same to the General Assembly, and recommend any action or legislation which the commission deems necessary or appropriate.

(e)(1) The commission may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this Code section. The commission shall meet upon the call of either co-chairperson. The commission shall meet not less than two nor more than four times annually.

(2) The legislative members of the commission shall receive the allowances provided for in Code Section 28-1-8. Any citizen members shall receive a daily expense

allowance in the amount specified in subsection (b) of Code Section 45-7-21 as well as the mileage or transportation allowance authorized for state employees. Any members of the commission who are state officials, other than legislative members, and state employees shall receive no compensation for their services on the commission, but they shall be reimbursed for expenses incurred by them in the performance of their duties as members of the commission in the same manner as they are reimbursed for expenses in their capacities as state officials or employees. The funds necessary for the reimbursement of the expenses of state officials, other than legislative members, and state employees shall come from funds appropriated to or otherwise available to the Department of Education. All other funds necessary to carry out the provisions of this Code section shall come from funds appropriated to the House of Representatives and the Senate. The expenses and allowances authorized by this paragraph shall not be received by members of the commission for more than four days annually.

(f) This part shall stand repealed on December 31, 2012."

SECTION 2.

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

Representative England of the 108th moved that the House agree to the Senate substitute to HB 1227.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	N Martin	Y Sailor
Y Amerson	Cummings	Y Holmes	E Maxwell	Y Scheid
Y Anderson	Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	N Scott, M
Y Barnard	Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Millar	Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	N Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Golick	Y Lakly	Y Porter	Y Thomas, B
N Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin

Y Carter	N Graves, T	Y Lane, R	Y Ralston	Y Walker
Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	N Loudermilk	Reece, S	E Willard
Coan	Y Heard, J	Y Lucas	Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
E Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Coleman, T	E Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 143, nays 6.

The motion prevailed.

HB 1228. By Representatives England of the 108th, Coleman of the 97th, McCall of the 30th, Roberts of the 154th, Black of the 174th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 14 of Title 20 of the Official Code of Georgia Annotated, relating to education accountability assessment programs, so as to create the Career and Technical Education Oversight Commission; to provide for membership, filling of vacancies, terms, officers, duties, meetings, and reimbursement of members of the commission; to repeal conflicting laws; and for other purposes.

The following Senate amendment was read:

The Senate moves to *amend HB 1228 by striking line 4 of page 1 and inserting in lieu thereof the following:*

terms, officers, duties, meetings, and reimbursement of members of the commission; to provide for automatic repeal; to

By striking line 2 of page 3 and inserting in lieu thereof the following:

commission for more than four days annually.
(f) This part shall stand repealed on December 31, 2012."

Representative England of the 108th moved that the House agree to the Senate amendment to HB 1228.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
N Byrd
Y Carter
Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
E Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Cummings
Y Davis
Y Day
Dean
Y Dickson
Y Dodson
Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Fludd
Y Forster
N Franklin
Y Freeman
Y Gardner
Y Geisinger
Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Heckstall
E Hembree
Y Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
N Loudermilk
Y Lucas
Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
E Maxwell
Y May
Y McCall
McClinton
N Meadows
Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Scott, A
N Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
E Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 149, nays 5.

The motion prevailed.

HB 1053. By Representatives Mills of the 25th, Rice of the 51st, Ehrhart of the 36th, Keen of the 179th, Fleming of the 117th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate promoting the national motto, "In God We Trust"; to provide for a portion of the revenue to go to the Boy Scouts of America; to provide for issuance, renewal, fees, licensing agreements, applications, and

transfers relative to such special license plates; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, so as to define certain terms; to change certain provisions relating to commemorative license plates for Georgia organizations, promotional agreements, and fees; to repeal and reserve certain provisions regarding special license plates; to provide for special license plates promoting beneficial projects and supporting worthy agencies, funds, or nonprofit corporations, as determined by the General Assembly; to provide for issuance, renewal, fees, licensing agreements, applications, dedication of revenue, audits, and transfers relative to such special license plates; to provide for related matters; to provide for a contingent effective date; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, is amended by striking Code Section 40-2-32.1, relating to commemorative license plates for Georgia organizations, promotional agreements, and fees, and inserting in lieu thereof the following:

"40-2-32.1.

(a) In the event the General Assembly enacts any law approving the sale of commemorative license plates recognizing Georgia organizations or institutions, including educational institutions, civic associations, and social organizations, the commissioner shall approve the form of any such license plates and shall be authorized to enter into any agreements with private parties for the purpose of promoting the sale of any such license plates.

(b) Beginning in calendar year 1998, any Georgia resident who is the owner of a motor vehicle, except a vehicle registered under the International Registration Plan, upon complying with the motor vehicle laws relating to registration and licensing of motor vehicles and upon the payment of a manufacturing fee of $25.00 in addition to the regular motor vehicle registration fee shall be issued a commemorative license plate pursuant to the enactment of a law by the General Assembly and approval by the commissioner in accordance with subsection (a) of this Code section. Revalidation decals, upon payment of fees required by law and collected by the county tag agent and remitted to the state as provided in Code Section 40-2-34, shall be issued for any such

commemorative license plates in the same manner as provided for general issue license plates.

(c) ~~Any such agreements for the purpose of promoting the sale of commemorative license plates may authorize the manufacturing fee to be apportioned, as determined by the commissioner, between the organization commemorated by the license plates, the vendor administering the sale and promotion of the license plates, and the State of Georgia~~ All funds derived from the sale of license plates pursuant to this Code section, less a $1.00 processing fee which shall be granted to county tag offices per plate sold, shall be remitted to the state as provided by Code Section 40-2-34."

SECTION 2.

Said chapter is further amended in Code Section 40-2-34, relating to reports and remittances by tag agents, by adding a new subsection to read as follows:

"(f) All funds derived from motor vehicle registrations or the sale of any license plates and remitted to the state shall be deposited in the general fund of the state treasury unless otherwise specifically authorized by the Constitution and provided for in this chapter."

SECTION 3.

Said chapter is further amended by repealing and reserving Code Section 40-2-48, relating to special license plates promoting the United States Disabled Athletes Fund.

SECTION 4.

Said chapter is further amended by repealing and reserving Code Section 40-2-49, relating to special license plates promoting the Nongame-Endangered Wildlife Program of the Georgia Department of Natural Resources.

SECTION 5.

Said chapter is further amended by repealing and reserving Code Section 40-2-49.1, relating to special license plates promoting the Bobwhite Quail Restoration Initiative.

SECTION 6.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.3, relating to special license plates commemorating Civil War battlefields and historic sites.

SECTION 7.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.6, relating to special license plates promoting conservation and enhancement of trout populations.

SECTION 8.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.13, relating to special license plates promoting historic preservation efforts.

SECTION 9.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.15, relating to special license plates promoting NASCAR or promoting bicycle safety.

SECTION 10.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.16, relating to special license plates honoring families with a member serving in the military.

SECTION 11.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.17, relating to "Support Georgia Troops" special license plates.

SECTION 12.

Said chapter is further amended by adding a new Code section to read as follows:

"40-2-86.18.

(a)(1) As used in this Code section, the term:

(A) 'Manufacturing fee' means a $25.00 fee paid at the time a metal special license plate is issued.

(B) 'Special tag renewal fee' means a $25.00 fee paid at the time a revalidation decal is issued for a special license plate.

(2) The General Assembly has determined that the issuance of special license plates to support an agency or fund or a program beneficial to the people of this state that is administered by a nonprofit corporation organized under Section 501(c)(3) of Title 26 of the Internal Revenue Code and dedicating a portion of the funds raised from the sale of these special license plates is in the best interests of the people of this state. Therefore, the special license plates listed in subsection (n) of this Code section shall be issued by the department beginning on July 1, 2007, if all of the requirements of subsections (b) through (k) of this Code section have been satisfied. The license plates listed in subsection (m) of this Code section shall continue to be issued as long as they continue to meet the requirements of subsections (b), (c), (f), (g), (i), (j), and (k) of this Code section.

(b) The agency, fund, or nonprofit corporation sponsoring the special license plate, in cooperation with the commissioner, shall design special distinctive license plates appropriate to promote the program benefited by the sale of the special license plate. The special license plates must be of the same size as general issue motor vehicle license plates and shall include a unique design and identifying number, whereby the total number of characters does not exceed six. No two recipients shall receive identically numbered plates. The graphic on the special license plate shall be placed to the left of the alphanumeric characters and shall be no larger than three inches by three inches. The agency, fund, or nonprofit corporation sponsoring the license plate may request the assignment of the first of 100 in a series of license plates upon payment of an additional initial registration fee of $25.00 for each license plate requested.

(c) Notwithstanding the provisions of subsection (b) of this Code section, no special license plate shall be produced until such time as the State of Georgia has, through a licensing agreement or otherwise, received such licenses or other permissions as may be required to produce the special license plate. The design of the initial edition of any special license plate, as well as the design of subsequent editions and excepting only any part or parts of the designs owned by others and licensed to the state, shall be owned solely by the State of Georgia for its exclusive use and control, except as authorized by the commissioner. The commissioner may take such steps as may be necessary to give notice of and protect such right, including the copyright or copyrights. However, such steps shall be cumulative of the ownership and exclusive use and control established by this subsection as a matter of law, and no person shall reproduce or otherwise use such design or designs, except as authorized by the commissioner.

(d) Beginning on January 1, 2007, any Georgia resident who is the owner of a motor vehicle, except a vehicle registered under the International Registration Plan, upon complying with the motor vehicle laws relating to registration and licensing of motor vehicles and upon the payment of the manufacturing fee and the special tag renewal fee in addition to the regular motor vehicle registration fee shall be able to apply for a special license plate listed in subsection (n) of this Code section. Revalidation decals shall be issued for special license plates in the same manner as provided for general issue license plates.

(e) The manufacturing fee and the special tag renewal fee derived from the sale of special license plates listed in subsection (n) of this Code section shall be apportioned as follows: $1.00 to the county tag agent, $2.00 to the department, $12.00 to be deposited into the general fund, and $10.00 to be dedicated to the sponsoring agency, fund, or nonprofit corporation as permitted by Article III, Section IX, Paragraph VI(n) of the Constitution.

(f) Before the department disburses to the agency, fund, or nonprofit corporation funds from the sale of special license plates, the agency, fund, or nonprofit corporation must provide a written statement stating the manner in which such funds shall be utilized. In addition, a nonprofit corporation must provide the department with documentation of its nonprofit status under Section 501(c)(3) of Title 26 of the Internal Revenue Code. The purposes for which the funds shall be utilized must be the same as those specified in subsections (m) and (n) of this Code section authorizing the dedication to the agency, fund, or nonprofit corporation of revenue from the sale of special license plates. The agency, fund, or nonprofit corporation shall periodically provide to the commissioner an audit of the use of the funds or other evidence of use of the funds satisfactory to the commissioner. If it is determined that the funds are not being used for the purposes set forth in the statement provided by the agency, fund, or nonprofit corporation, the department shall withhold payment of such funds until such noncompliance issues are resolved.

(g) An applicant may request a special license plate any time during the applicant's registration period. If such a license plate is to replace a current valid license plate, the special license plate if issued under subsection (m) of this Code section shall be issued

with appropriate decals attached upon payment of the manufacturing fee but without payment of the special tag renewal fee. However, special license plates issued under subsection (n) of this Code section shall be issued with appropriate decals attached upon payment of the manufacturing fee and the special tag renewal fee.

(h) No special license plate authorized pursuant to subsection (n) of this Code section shall be issued except upon the receipt by the department of at least 1,000 applications. The special license plate shall have an application period of two years after January 1, 2007, for payment of the manufacturing fee. After such time if the minimum number of applications is not met, the department shall not continue to accept the manufacturing fee, and all fees shall be refunded to applicants.

(i) The department shall not be required to continue to manufacture the special license plate if the number of active registrations falls below 500 registrations at any time during the period provided for in subsection (b) of Code Section 40-2-31. A current registrant may continue to renew such special license plate during his or her annual registration period upon payment of the special tag renewal fee, which fee shall be collected by the county tag agent at the time of collection of other registration fees and shall be remitted to the state as provided in Code Section 40-2-34. The department may continue to issue such special license plates that it has in its inventory to assist in achieving the minimum number of registrations. If the special license plate falls below 500 active registrations at any time during the period provided for in subsection (b) of Code Section 40-2-31, the sponsoring agency, fund, or nonprofit corporation shall be required again to obtain 1,000 applications accompanied by the manufacturing fee to continue to manufacture the special license plate.

(j) Special license plates shall be transferred from one vehicle to another vehicle in accordance with the provisions of Code Section 40-2-80.

(k) Special license plates shall be issued within 30 days of application once the requirements of this Code section have been met.

(l) The commissioner is authorized and directed to establish procedures and promulgate rules and regulations to effectuate the purposes of this Code section.

(m)(1) The General Assembly has determined that the existing special license plates supporting the agencies, funds, or nonprofit corporations listed in this subsection shall continue to be issued for the purposes indicated and that all of the funds raised from the manufacturing fee and the special tag renewal fee, less a $1.00 fee to be paid to the county tag agent and a $2.00 manufacturing or special tag renewal fee to be paid to the department, shall be disbursed to the agency, fund, or nonprofit corporation indicated in this subsection.

(2) A special license plate promoting the United States Disabled Athletes Fund, for the support of disabled athletes. The funds raised by the sale of this special license plate shall be disbursed to the United States Disabled Athletes Fund.

(3) Special license plates promoting the Nongame-Endangered Wildlife Program of the Georgia Department of Natural Resources. The funds raised by the sale of these special license plates shall be disbursed to the Nongame Wildlife Conservation and Wildlife Habitat Acquisition Fund of the Georgia Department of Natural Resources

for the purposes enumerated in subsection (b) of Code Section 12-3-602. Such license plates shall not include a space for a county name decal but shall instead bear the legend 'Give Wildlife a Chance' in lieu of the name of the county of issuance.

(4) A special license plate commemorating Civil War battlefields and historic sites. The funds raised by the sale of this special license plate shall be disbursed to the Civil War Commission for the acquisition of Civil War battlefields and associated Civil War historic sites in this state and for the maintenance, protection, and interpretation of the same as provided by Ga. L. 1993, p. 1952.

(5) A special license plate promoting conservation and enhancement of trout populations. The funds raised by the sale of this special license plate shall be disbursed to the Wildlife Resources Division of the Department of Natural Resources to supplement trout restoration and management programs.

(6) A special license plate promoting historic preservation efforts. The funds raised by the sale of this special license plate shall be disbursed to the Department of Natural Resources for use by the Historic Preservation Division to fund historic preservation programs in the state through the Georgia historic preservation grant program as otherwise authorized by law.

(7) A special license plate promoting bicycle safety. The funds raised by the sale of this special license plate shall be disbursed to the Governor's Highway Safety Program administered by the Office of Highway Safety in the Department of Public Safety.

(8) A special license plate honoring families with a member serving in the military. The funds raised by the sale of this special license plate shall be disbursed to the Department of Veterans Service for use by the National Guard Foundation in carrying out such programs and purposes as may be contractually agreed upon by the department and the foundation.

(9) A special license plate promoting 'Support Georgia Troops.' The funds raised by the sale of this special license plate shall be disbursed to the Department of Veterans Service for use by the National Guard Foundation in carrying out such programs and purposes as may be contractually agreed upon by the department and the foundation.

(10) A special license plate promoting NASCAR. The provisions of paragraph (1) of this subsection notwithstanding, from the additional $25.00 fee charged for the issuance and renewal of the NASCAR license plates authorized under this paragraph, $10.25 shall be used by the department for purchasing plates from the supplier of the plates, as designated by NASCAR, and royalty costs, and $14.75 shall be disbursed to the Governor's Highway Safety Program administered by the Office of Highway Safety in the Department of Public Safety.

(11) A special license plate supporting the Bobwhite Quail Restoration Initiative. The funds raised by the sale of this special license plate shall be disbursed to the Wildlife Resources Division of the Department of Natural Resources to conduct programs designed to enhance the bobwhite quail population in this state. Such programs may include the creation of habitat demonstration areas on state managed wildlife lands, education programs, technical assistance to private landowners in the

creation and maintenance of bobwhite quail habitats on their lands, and projects to encourage public support for the license plate and the activities it funds. The Department of Natural Resources may enter into such contractual agreements as may be appropriate to further the objectives of the Bobwhite Quail Restoration Initiative, including entering into contractual agreements whereby private landowners, public agencies, or corporate entities create, preserve, or enhance habitat for bobwhite quail in return for the payment of incentives. Such license plate shall not include a space for a county decal but shall instead bear the legend 'Support Wildlife' in lieu of the name of the county of issuance.

(n)(1) The General Assembly has determined that license plates supporting the agencies, funds, or nonprofit corporations listed in this subsection shall be issued for the purposes indicated and with a portion of the revenue being disbursed to the agency, fund, or nonprofit corporation indicated in this subsection. The revenue disbursement for the special license plates in this subsection shall be as described in subsection (e) of this Code section.

(2) A special license plate to display 'Support Our Public Libraries' to support the purchase of books and literary programming for public libraries in Georgia. The funds raised by the sale of this special license plate shall be disbursed to the Georgia Center for the Book.

(3) A special license plate for Children's Healthcare of Atlanta to support the work this pediatric hospital system does in the State of Georgia. The funds raised by the sale of this special license plate shall be disbursed to Children's Healthcare of Atlanta.

(4) A special license plate for the Georgia War Veterans Nursing Home to support the implementation and operation of the Georgia War Veterans Nursing Home. The funds raised by the sale of this special license plate shall be disbursed to the Department of Veterans Service for use in operating the Georgia War Veterans Nursing Home.

(5) A special license plate for the Georgia Automobile Racing Hall of Fame Association to promote the Georgia Automobile Racing Hall of Fame Association, which is devoted to preserving the history of automobile racing in Georgia. The funds raised by the sale of this special license plate shall be disbursed to the Georgia Automobile Racing Hall of Fame Association.

(6) A special license plate for the Alzheimer's Association, Georgia Chapter, to help eliminate Alzheimer's disease through the advancement of research and to enhance care and support for individuals, their families, and caregivers. The funds raised by the sale of this special license plate shall be disbursed to the Alzheimer's Association, Georgia Chapter.

(7) A special license plate for the school health and physical education program to help fund school health and physical education programs. The funds raised by the sale of this special license plate shall be disbursed to the Department of Education.

(8) A special license plate for stroke awareness, treatment, and prevention to support programs aiding stroke victims in Georgia. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Stroke Awareness' in

lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Center for Telehealth of the Medical College of Georgia.

(9) A special license plate for Project Lifesaver promoting the establishment of a Project Lifesaver or similar type of program by local law enforcement agencies. Project Lifesaver's mission is to use state of the art technology in assisting those who care for victims of Alzheimer's disease and other related mental dysfunction disorders and victims who become lost. The funds raised by the sale of this special license plate shall be disbursed to the Department of Public Safety or a nonprofit corporation organized exclusively for the purpose of establishing a Project Lifesaver or similar type of program by local law enforcement agencies.

(10) A special license plate for pediatric cancer to raise funds to support the treatment of pediatric cancer. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Cure Kids´ Cancer' in lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Department of Community Health to be deposited in the Indigent Care Trust Fund created by Code Section 31-8-152 to fund pediatric cancer screening and treatment related programs for those children who are medically indigent and may have cancer.

(11) A special license plate for the child care industry to promote the child care industry by encouraging higher educational standards and providing for professional camaraderie for child care providers. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Support Improved Child Care' in lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Minority Alliance for Child Care Development Advocates, Inc., for the development of programs to help improve child care.

(12) A special license plate to display the motto, 'In God We Trust.' The funds raised by the sale of this special license plate shall be disbursed to the Boy Scouts of America for the development of scouting programs.

(13) A special license plate for child abuse prevention. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Prevent Child Abuse' in lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Foster Family Foundation of Georgia for the development of programs to help victims of child abuse.

(14) A special license plate for the Thanks Mom and Dad Fund. The funds raised by the sale of this special license plate shall be disbursed to the Department of Human Resources to address the key needs of the state's older population or a nonprofit corporation organized to serve the needs of the state's older population.

(15) A special license plate for pediatric cancer research. The funds raised by the sale of this special license plate shall be disbursed to the Joanna McAfee Childhood Cancer Foundation for support of pediatric cancer research.

(16) A special license plate for supporting beautification projects in Cobb County. The funds raised by the sale of this special license plate shall be disbursed to Keep Cobb Beautiful, Inc., for support of beautification projects in Cobb County.
(17) A special license plate for the AIDS Survival Project. The funds raised by the sale of this special license plate shall be disbursed to the AIDS Survival Project which is committed to providing people living with HIV the information and support they need to live healthy and productive lives.
(18) A special license endorsing 'Support Our Troops.' The funds raised by the sale of this special license plate shall be disbursed to Georgia Support Our Troops, Inc.
(19) A special license plate for the Sons of Confederate Veterans. The funds raised by the sale of this special license plate shall be disbursed to Georgia Sons of Confederate Veterans.
(20) A special license plate for amyotrophic lateral sclerosis (ALS), also known as 'Lou Gehrig's disease,' to support research and education on amyotrophic lateral sclerosis. The funds raised by the sale of this special license plate shall be disbursed to the ALS Association of Georgia.
(21) A special license plate for foster parents to support programs for foster parents in Georgia. The funds raised by the sale of this special license plate shall be disbursed to The Adoptive and Foster Parent Association of Georgia, Inc., for support of foster parents in Georgia.
(22) A special license plate for the Atlanta Braves Foundation to assist the charities supported by the foundation. The funds raised by the sale of this special license plate shall be disbursed to the Department of Community Affairs or such other public agency or nonprofit corporation as may be designated.
(23) A special license plate for the Atlanta Falcons Foundation to assist the charities supported by the foundation. The funds raised by the sale of this special license plate shall be disbursed to the Department of Community Affairs or such other public agency or nonprofit corporation as may be designated.
(24) A special license plate for supporting beautification projects in Georgia. The funds raised by the sale of this special license plate shall be disbursed to Keep Georgia Beautiful Foundation, Inc., for support of beautification projects in Georgia.
(25) A special license plate displaying the logo of Choose Life, Inc. The words 'Choose Life' must appear at the bottom. The funds raised by the sale of this special license plate shall be disbursed to Choose Life of Georgia, Inc., to be distributed among nonprofit corporations in Georgia that counsel women to consider adoption.
(26) A special license plate supporting education on the maritime history of Georgia's coast. The funds raised by the sale of this special license plate shall be disbursed to The Georgia Maritime Foundation, Inc., for use in programs supporting education on the maritime history of Georgia.
(27) A special license plate supporting programs for persons with brain-related disorders and disabilities. The funds raised by the sale of this special license plate shall be disbursed to Pilot International, for support of programs for persons with brain-related disorders in Georgia.

(28) A special license plate supporting agriculture in Georgia. The funds raised by the sale of this special license plate shall be evenly split between Georgia 4-H and the Georgia Association of Future Farmers of America to fund projects promoting agriculture in Georgia.
(29) A special license plate promoting the Georgia equine industry. The funds raised by the sale of this special license plate shall be disbursed to the Agricultural Commodity Commission for Equines. A special license plate promoting African American History and Tourism in Georgia.
(30) A special license plate for supporting "Bronze Star" for war veterans. The fund raised by the sale shall be disbursed to the National Guard Family Foundation."

SECTION 13.

(a) This Act shall become effective on January 1, 2007, except as otherwise provided in subsection (b) of this section.
(b) If an amendment to the Constitution of the State of Georgia authorizing the dedication of revenue from sales of special license plates to agencies, funds, or nonprofit corporations designated by the General Assembly is not ratified at the general election in 2006, this Act shall be repealed in its entirety on January 1, 2007, and no such motor vehicle license plates shall be issued pursuant to this Act.

SECTION 14.

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

Representative Mills of the 25th moved that the House agree to the Senate substitute to HB 1053.

The motion was lost.

The House has disagreed.

The following Bills of the Senate were taken up for the purpose of considering the Senate's disagreeing to the House substitute or amendment thereto:

SB 572. By Senators Goggans of the 7th, Stephens of the 27th, Williams of the 19th, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to establish and define a crime of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Representative Cooper of the 41st moved that the House insist on its position in substituting SB 572.

The motion prevailed.

SB 136. By Senators Smith of the 52nd, Hill of the 32nd, Wiles of the 37th and Weber of the 40th:

A BILL to be entitled an Act to amend Code Section 15-11-47 of the Official Code of Georgia Annotated, relating to procedure on taking child into custody, detention, and bail, so as to provide for bail for children alleged to be delinquent or unruly; to provide for related matters; to repeal conflicting laws; and for other purposes.

Representative Ralston of the 7th moved that the House recede from its position in amending SB 136.

On the motion, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	E Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Ehrhart	James	E Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Mosley	Y Smith, P
Y Bridges	Y Everson	N Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Y Thomas, A.M
Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Heard, J	Y Lucas	Y Reese	Y Williams, A

Y Cole	Y Heard, K	Y Lunsford	Rice	Williams, E
E Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	E Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Rynders	Richardson, Speaker

On the motion, the ayes were 150, nays 1.

The motion prevailed.

The following Bill of the Senate was taken up for the purpose of considering the Senate's appointment of a Committee of Conference thereon:

SB 503. By Senators Hamrick of the 30th and Hill of the 4th:

A BILL to be entitled an Act to amend Chapter 21A of Title 15, Title 17, and Code Section 42-8-34.1 of the O.C.G.A., relating respectively to judicial accounting, criminal procedure, and to legal defense for indigents, requirements for revocation of probated or suspended sentence, so as to change certain provisions relating to the Georgia Public Defender Standards Council and the provision of legal services to indigent persons; to clarify that the application fee for indigent defense services is not a prerequisite to obtaining legal services; to specify the types of standards that shall be submitted to the General Oversight Committee for the Georgia Public Defender Standards Council; to change certain provisions relating to the budget for the Office of the Georgia Capital Defender; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Representative Ralston of the 7th moved that the House adhere to its position in insisting on its substitute to SB 503 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Crawford of the 127th, May of the 111th, and Ralston of the 7th.

The following Bill of the House was taken up for the purpose of considering the Senate amendment thereto:

HB 1008. By Representative Carter of the 159th:

A BILL to be entitled an Act to amend Article 9 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, the "Georgia Hospice Law," so as to provide that palliative care may be provided under hospice to patients with advanced and progressive diseases with a life expectancy of more than six months; to revise certain definitions relating to hospice care; to provide for construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate amendment was read:

The Senate moves to *amend HB 1008 by inserting* "to provide for a contingent effective date; "*after* "matters;" *on line 4 of page 1.*

By inserting between lines 21 and 22 of page 3 the following:

SECTION 2A.

This Act shall become effective only if funds are specifically appropriated for purposes of this Act in an appropriations Act making specific reference to this Act and shall become effective when funds so appropriated become available for expenditure.

Representative Carter of the 159th moved that the House disagree to the Senate amendment to HB 1008.

The motion prevailed.

The following Bill of the House was taken up for the purpose of considering the Senate's insistence on its position in amending the same:

HB 1211. By Representatives Reese of the 98th, Lane of the 158th, Ralston of the 7th, Holt of the 112th, Crawford of the 127th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Southern Appalachian brook trout as the official state cold water game fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

Representative Reese of the 98th moved that the House insist on its position in disagreeing to the Senate amendment to HB 1211 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Reese of the 98th, Lane of the 158th, and Day of the 163rd.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 429. By Representatives Smith of the 168th, Rogers of the 26th, Manning of the 32nd, Coleman of the 144th and Graves of the 137th:

A BILL to be entitled an Act to amend Code Section 48-7-161 of the Official Code of Georgia Annotated, relating to definitions relative to the setoff of debt collection, so as to authorize a setoff of certain debts owed to public housing authorities; to repeal conflicting laws; and for other purposes.

Under the general order of business, the following Bills of the Senate, having been postponed from the previous legislative day, were taken up for consideration and read the third time:

SB 588. By Senators Rogers of the 21st, Shafer of the 48th, Staton of the 18th and Hill of the 32nd:

A BILL to be entitled an Act to amend Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to fair business practices, so as to prohibit the use or display of social security numbers except in specified circumstances; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read:

A BILL

To amend Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to fair business practices, so as to prohibit the use or display of social

security numbers except in specified circumstances; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to fair business practices, is amended by inserting a new Code Section 10-1-393.8, immediately following Code Section 10-1-393.7, relating to solicitations during final illness, to read as follows:

"10-1-393.8.

(a) Except as otherwise provided in this Code section, a person, firm, or corporation shall not:

(1) Publicly post or publicly display in any manner an individual's social security number. As used in this Code section, 'publicly post' or 'publicly display' means to intentionally communicate or otherwise make available to the general public;

(2) Require an individual to transmit his or her social security number over the Internet, unless the connection is secure or the social security number is encrypted; or

(3) Require an individual to use his or her social security number to access an Internet website, unless a password or unique personal identification number or other authentication device is also required to access the Internet website.

(b) This Code section shall not apply to:

(1) The collection, release, or use of an individual's social security number as required by state or federal law;

(2) The inclusion of an individual's social security number in an application, form, or document sent by mail, electronically transmitted, or transmitted by facsimile:

(A) As part of an application or enrollment process;

(B) To establish, amend, or terminate an account, contract, or policy; or

(C) To confirm the accuracy of the individual's social security number;

(3) The use of an individual's social security number for internal verification or administrative purposes; or

(4) An interactive computer service provider's or a telecommunications provider's transmission or routing of, or intermediate temporary storage or caching of, an individual's social security number.

(c) This Code section shall not impose a duty on an interactive computer service provider or a telecommunications provider actively to monitor its service or to affirmatively seek evidence of the transmission of social security numbers on its service.

(d) Notwithstanding the provisions of this Code section, the clerks of superior court of this state and the Georgia Superior Court Clerks´ Cooperative Authority shall be held harmless for filing, publicly posting, or publicly displaying any document containing an individual's social security number that the clerk is otherwise required by law to file, publicly post, or publicly display for public inspection."

SECTION 2.

This Act shall become effective on July 1, 2006.

SECTION 3.

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

The following amendment was read and ruled not germane:

Representative Teilhet of the 40th et al. move to *amend the Committee substitute to SB 588 by striking lines 1 through 4 of page 1 and inserting in lieu thereof the following:*

To amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to prohibit the use or display of social security numbers except in specified circumstances; to define certain terms; to provide that a person may place a security freeze on his or her credit report by notifying the credit reporting agencies; to provide for procedures; to provide for a temporary or permanent lifting of such freeze; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

By striking lines 7 and 8 of page 1 and inserting in lieu thereof the following:

Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, is amended by inserting a new Code Section 10-1-393.8,

By inserting after line 15 of page 2 the following:

SECTION 3.

Said chapter is further amended by inserting the following:

"10-1-913.

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

(1) 'Consumer reporting agency' means any person that, for monetary fees, dues, or on a cooperative nonprofit basis, regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties.

(2) 'Credit information' shall mean any credit related information derived from a credit report or found on a credit report.

(3) 'Credit report' shall mean any written, oral, or other communication of information by a consumer reporting agency bearing on a consumer's credit worthiness, credit standing, or credit capacity which is used or expected to be used or collected in whole or in part for the purpose of serving as a factor in establishing the consumer's eligibility for credit or insurance to be used primarily for personal, family, or household purposes.

(4) 'Security freeze' means a notice placed in a consumer's credit report that prohibits the consumer credit reporting agency from releasing the consumer's credit report or any information from it without the express authorization of the consumer.

(b) A consumer may elect to place a security freeze on his or her credit report by making a request in writing by certified mail to a consumer credit reporting agency. A consumer credit reporting agency shall place a security freeze on a consumer's credit report no later than five business days after receiving a written request from the consumer. The consumer credit reporting agency shall send a written confirmation of the security freeze to the consumer within ten business days and shall provide the consumer with a unique personal identification number or password to be used by the consumer when providing authorization for the release of his or her credit for a specific party or period of time.

(c) If a security freeze is in place, a consumer reporting agency shall not release credit information from a consumer's credit report to a third party without prior express authorization from the consumer; provided, however, that a consumer credit reporting agency may advise a third party that a security freeze is in effect with respect to the consumer's credit report.

(d) If the consumer wishes to allow his or her credit report to be accessed for a specific party or period of time while a freeze is in place, he or she shall contact the consumer credit reporting agency, request that the freeze be temporarily lifted, and provide the following:

(1) Proper identification;

(2) The unique personal identification number or password provided by the credit reporting agency pursuant to subsection (b) of this Code section; and

(3) The proper information regarding the third party who is to receive the credit report or the time period for which the report shall be available to users of the credit report.

(e) A consumer credit reporting agency that receives a request from a consumer to temporarily lift a freeze on a credit report pursuant to subsection (d) of this Code section shall comply with the request no later than three business days after receiving the request.

(f) A consumer credit reporting agency may develop procedures involving the use of telephone, facsimile, the Internet, or other electronic media to receive and process a request from a consumer to temporarily lift a freeze on a credit report pursuant to subsection (d) of this Code section in an expedited manner.

(g) A consumer credit reporting agency shall remove or temporarily lift a freeze placed on a consumer's credit report only in the following cases:

(1) Upon consumer request, pursuant to subsection (d) of this Code section; or

(2) If the consumer's credit report was frozen due to a material misrepresentation of fact by the consumer. If a consumer credit reporting agency intends to remove a freeze upon a consumer's credit report pursuant to this paragraph, the consumer credit reporting agency shall notify the consumer in writing prior to removing the freeze on the consumer's credit report.

(h) If a third party requests access to a consumer credit report on which a security freeze is in effect and this request is in connection with an application for credit or any other use and the consumer does not allow his or her credit report to be accessed for that specific party or period of time, the third party may treat the application as incomplete.

(i) If a consumer requests a security freeze, the consumer credit reporting agency shall disclose the process of placing and temporarily lifting a freeze and the process for allowing access to information from the consumer's credit report for a specific party or period of time while the freeze is in place.

(j) A security freeze shall remain in place until the consumer requests that the security freeze be removed. A consumer credit reporting agency shall remove a security freeze within three business days of receiving a request for removal from the consumer who provides both of the following:

(1) Proper identification; and

(2) The unique personal identification number or password provided by the credit reporting agency pursuant to subsection (d) of this Code section.

(k) A consumer reporting agency may charge a fee of no more than $8.00 to a consumer for each freeze, removal of the freeze, or temporary lift of the freeze for a period of time, or a fee of no more than $8.00 for a temporary lift of a freeze for a specific party, regarding access to a consumer credit report, except that a consumer credit reporting agency may not charge a fee to a victim of identity theft who has submitted a valid police report that alleges the offense of identity fraud pursuant to Article 8 of Chapter 9 of Title 16."

By renumbering Sections 2 and 3 as Sections 3 and 4, respectively.

The Committee substitute was adopted.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	E Maxwell	Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	E Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L

Y Borders	Y Epps	Y Jenkins	Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Lunsford	Y Rice	Williams, E
E Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	E Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Manning	Y Royal	Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 157, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

Representative Jones of the 46th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

SB 455. By Senators Shafer of the 48th and Wiles of the 37th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 16 of the O.C.G.A., relating to invasions of privacy, so as to define certain terms; to provide that it shall be illegal for a customer proprietary network information broker to obtain or release certain customer information; to provide for penalties; to provide for exceptions; to amend Code Section 43-38-11 of the O.C.G.A., relating to denial, revocation, or sanction of licenses and registrations, action by the Georgia Board of Private Detective and Security Agencies, and judicial review, so as to provide that it shall be grounds for such board to deny or revoke a license if the applicant has obtained certain customer information; to amend Chapter 5 of Title 46 of the O.C.G.A., relating to telephone and telegraph service, so as to define certain terms; to provide that no telecommunications company may release certain customer information; to provide for rules and regulations; to provide for

exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read:

A BILL

To amend Article 3 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to invasions of privacy, so as to provide a short title; to provide findings of fact; to define certain terms; to provide that it shall be illegal for a telephone records broker to obtain or release certain customer information; to provide for penalties; to provide for exceptions; to amend Code Section 43-38-11 of the Official Code of Georgia Annotated, relating to denial, revocation, or sanction of licenses and registrations, action by the Georgia Board of Private Detective and Security Agencies, and judicial review, so as to provide that it shall be grounds for such board to deny or revoke a license if the applicant has obtained certain customer information; to amend Chapter 5 of Title 46 of the Official Code of Georgia Annotated, relating to telephone and telegraph service, so as to define certain terms; to provide that no telecommunications company may release certain customer information; to provide for exceptions; to provide for action in the event of a breach of security; to provide for customer notification; to provide that a violation of such provisions shall be an unfair or deceptive practice in consumer transactions; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

This Act shall be known and may be cited as the "Telephone Records Privacy Protection Act."

SECTION 2.

The General Assembly finds that:

(1) Telephone records can be of great use to criminals because the information contained in call logs listed in such records include a wealth of personal data;

(2) Many call logs reveal the names of telephone users´ doctors, public and private relationships, business associates, and more;

(3) Although other personal information such as social security numbers may appear on public documents, which can be accessed by data brokers, the only warehouse of telephone records is located at the telephone companies themselves;

(4) Telephone records are sometimes accessed without authorization of the customer by:

(A) An employee of the telephone service provider selling the data; and

(B) "Pretexting," whereby a data broker or other person pretends to be the owner of the telephone and convinces the telephone company's employees to release the data to such person; and

(5) Telephone companies encourage customers to manage their accounts online with many setting up the online capability in advance, although many customers never access their account online. If someone seeking the information activates the account before the customer, he or she can gain unfettered access to the telephone records and call logs of that customer.

SECTION 3.

Article 3 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to invasions of privacy, is amended by inserting a new Code section to read as follows:

"16-11-70.

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

(1) 'End user' means any person, corporation, partnership, firm, municipality, cooperative, organization, governmental agency, building owner, or other entity provided with a telecommunications service for its own consumption and not for resale.

(2) 'Telephone record' means information retained by a telecommunications company that relates to the telephone number dialed by the customer, the number of telephone calls directed to a customer, or other data related to the telephone calls typically contained on a customer telephone bill, such as the time the calls started and ended, the duration of the calls, the time of day the calls were made, and any charges applied. For purposes of this Code section, any information collected and retained by, or on behalf of, customers utilizing caller identification or other similar technology does not constitute a telephone record.

(3) 'Telephone records broker' means any person or organization that is neither a telecommunications company nor a vendor or supplier for a telecommunications company obligated by contract to protect the confidentiality of telephone records and that purchases, acquires, sells, or releases the telephone record of any third party with whom it has no prior or existing business relationship or that attempts to purchase, acquire, sell, or release the telephone record of any party with whom it has no prior or existing business relationship.

(b) It is unlawful for any telephone records broker to purchase, acquire, sell, or release the telephone records of any person who is a Georgia resident or to attempt to purchase, acquire, sell, or release the telephone record of any third party who is a Georgia resident. This Code section applies whether the customer's telephone record is obtained by the telephone records broker directly from a telecommunications company or from any other third-party source. For purposes of this Code section, a person is a Georgia resident if the individual has a Georgia billing address.

(c) A violation of any provision of this Code section shall be punishable by a civil fine in an amount not to exceed $10,000.00 for each violation. The prosecuting attorney or the Attorney General shall be authorized to prosecute the civil case. Each telephone

record purchased, acquired, sold, or released and each attempt to purchase, acquire, sell, or release a telephone record constitutes a separate violation of this Code section.

(d) Any violation of this Code section shall constitute a tort and shall create a right of action in the person or entity whose telephone records have been purchased, acquired, sold, or released for which damages may be recovered. Special damages may be inferred by the violation. Reasonable attorney's fees shall be awarded to the plaintiff where the plaintiff has prevailed in the underlying action.

(e) No provision of this Code section shall be construed to prevent any action by a law enforcement agency or any officer, employee, or agent of a law enforcement agency to obtain the telephone records or personal identifying information of any third party who is a Georgia resident in connection with the performance of the official duties of the agency, officer, employee, or agent."

SECTION 4.

Code Section 43-38-11 of the Official Code of Georgia Annotated, relating to denial, revocation, or sanction of licenses and registrations, action by the Georgia Board of Private Detective and Security Agencies, and judicial review, is amended by striking the word "or" at the end of paragraph (14) of subsection (a), by striking the period at the end of paragraph (15) of subsection (a) and inserting in lieu thereof "; or", and by inserting immediately following paragraph (15) of subsection (a) a new paragraph to read as follows:

"(16) Purchased, acquired, sold, or released the telephone records, as such term is defined in Code Section 46-5-210, of any third party who is a Georgia resident."

SECTION 5.

Chapter 5 of Title 46 of the Official Code of Georgia Annotated, relating to telephone and telegraph service, is amended by inserting at the end thereof a new article to read as follows:

"ARTICLE 6.

46-5-210.

(a) As used in this article, the term:

(1) 'Breach of telephone records' means the unauthorized acquisition of telephone records that compromises the security, confidentiality, or integrity of that information as maintained by the telecommunications company.

(2) 'End user' means any person, corporation, partnership, firm, municipality, cooperative, organization, governmental agency, building owner, or other entity provided with a telecommunications service for its own consumption and not for resale.

(3) 'Notice' means:

(A) Written notice;

(B) Electronic notice, if the notice provided is consistent with the provisions regarding electronic records and signatures set forth in Section 7001 of Title 15 of the United States Code; or

(C) Substitute notice, if the telecommunications company demonstrates that the cost of providing notice would exceed $250,000.00, that the affected class to be notified exceeds 500,000 individuals, or that the telecommunications company does not have sufficient contact information to provide written or electronic notice to such individuals. Substitute notice shall consist of all of the following:

(i) E-mail notice, if the telecommunications company has e-mail addresses for the individuals to be notified;

(ii) Conspicuous posting of the notice on the telecommunications company's website, if the telecommunications company maintains one; and

(iii) Notification to major state-wide media.

(4) 'Telephone record' means information retained by a telecommunications company that relates to the telephone number dialed by the customer, the number of telephone calls directed to a customer, or other data related to the telephone calls typically contained on a customer telephone bill, such as the time the calls started and ended, the duration of the calls, the time of day the calls were made, and any charges applied. For purposes of this article, any information collected and retained by, or on behalf of, customers utilizing caller identification or other similar technology does not constitute a telephone record.

46-5-211.

No telecommunications company may release the telephone records of any end user with a Georgia billing address without the express consent of the end user except with proper law enforcement or court order documentation, as otherwise allowed by law, or by an interconnection agreement that has been approved by the Public Service Commission.

46-5-212.

Each telecommunications company shall provide annually to the office of the Attorney General certification that it has established operating procedures for security of telephone records that are adequate to ensure compliance with 47 U.S.C. Section 222 and any rules promulgated thereunder.

46-5-213.

No provision of this article shall be construed to prohibit a telecommunications company, vendor, or supplier from obtaining, using, releasing, or permitting access to any telephone record of any end user with a Georgia billing address:

(1) As otherwise authorized or permitted by law or by an interconnection agreement that has been approved by the Public Service Commission;

(2) With the lawful consent of the end user or the end user's designated representative;

(3) As necessary for the provision of services and management of the network, for the protection of the rights or property of the provider, for the protection of end users, and for the protection of other telecommunications companies from fraudulent, abusive, or unlawful use of or subscription to services;
(4) To a governmental entity, if the telecommunications company reasonably believes that an emergency involving the immediate danger of death or serious physical injury to any person justifies disclosure of the information;
(5) To the National Center for Missing and Exploited Children, in connection with the report submitted thereto under Section 227 of the federal Victims of Child Abuse Act of 1990;
(6) To the telecommunications company's affiliates, agents, suppliers, vendors, or subcontractors to provide service or billing functions; or
(7) To a court or party to a legal proceeding pursuant to a court order, subpoena, notice to produce, or discovery in that proceeding.

46-5-214.
(a) In the event of a breach of a telephone record concerning a Georgia resident, the telecommunications company must provide notice to the Georgia resident immediately following discovery or notification of the breach if such breach is reasonably likely to cause quantifiable harm to the Georgia resident. The notice must be made in the most expedient manner possible and without unreasonable delay, consistent with any measures necessary to determine the scope of the breach and restore the reasonable integrity, security, and confidentiality of the telephone record.
(b) Notwithstanding any provisions of this article to contrary, a telecommunications company that maintains its own notification procedures as part of an information security policy for the treatment of personal information and is otherwise consistent with the timing requirements of this Code section shall be deemed to be in compliance with the notification requirements of this Code section if it notifies the individuals who are the subject of the notice in accordance with its policies in the event of a breach of the security of the system.
(c) A violation of this Code section constitutes an unfair or deceptive practice in consumer transactions within the meaning of Part 2 of Article 15 of Chapter 1 of Title 10, the 'Fair Business Practices Act of 1975.'"

SECTION 6.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 7.

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

The following amendment was read and adopted:

Representative Loudermilk of the 14th moves to *amend the Committee substitute to SB 455 by inserting between lines 8 and 9 of page 6 the following:*

(c) The notice required by this Code section shall be delayed if a law enforcement agency informs the business that notification may impede a criminal investigation or jeopardize national or homeland security, provided that such request is made in writing or the business documents such request contemporaneously in writing, including the name of the law enforcement officer making the request and the officer's law enforcement agency engaged in the investigation. The notice required by this Code section shall be provided without unreasonable delay after the law enforcement agency communicates to the business its determination that notice will no longer impede the investigation or jeopardize national or homeland security.

By striking "(c)" *and inserting in its place* "(d)" *on line 9 of page 6.*

The Committee substitute, as amended, was adopted.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to, as amended.

On the passage of the Bill, by substitute, as amended, the roll call was ordered and the vote was as follows:

Y Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Amerson	Y Cummings	Y Holmes	E Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Y Dodson	Y Hudson	Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Epps	Y Jenkins	Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Teilhet
Y Burns	Y Geisinger	Y Knox	Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	E Graves, T	Y Lane, R	Y Ralston	Y Walker

Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
E Coleman, B	Heckstall	Y Maddox	Roberts	Y Williams, R
Y Coleman, T	E Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 156, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute, as amended.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 1073. By Representatives O`Neal of the 146th, Talton of the 145th, Ray of the 136th and Floyd of the 147th:

A BILL to be entitled an Act to amend Code Section 15-6-2 of the O.C.G.A., relating to the number of judges of superior courts, so as to provide for a third judge of the superior courts of the Houston Judicial Circuit; to provide for the appointment of such additional judge by the Governor; to provide for the election of successors to the judge initially appointed; to prescribe the powers of said judge; to prescribe the compensation, salary, and expense allowance of said judge to be paid by the State of Georgia and the counties comprising said circuit; to authorize the judges of said court to divide and allocate the work and duties thereof; to authorize the governing authority of the counties which comprise the Houston Judicial Circuit to provide facilities, office space, supplies, equipment, and personnel for said judges; to declare inherent authority; to provide for a conditional effective date; to repeal conflicting laws; and for other purposes.

The Senate has passed by the requisite constitutional majority the following bills of the House:

HB 1417. By Representatives Ralston of the 7th, Fleming of the 117th, Mumford of the 95th and Crawford of the 127th:

A BILL to be entitled an Act to amend Code Section 15-12-40 of the Official Code of Georgia Annotated, relating to compilation, maintenance, and revision of jury lists, so as to allow the Administrative Office of the Courts to assist the board of jury commissioners in compiling, maintaining, and revising the lists of trial jurors and grand jurors; to amend Code Section 40-5-2 of the Official Code of Georgia Annotated, relating to keeping of records of applications for licenses and information, so as to provide for a cross-reference to the Administrative Office of the Courts receiving certain information; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1636. By Representatives Cooper of the 41st, Tumlin of the 38th, Parsons of the 42nd, Jones of the 44th, Wix of the 33rd and others:

A BILL to be entitled an Act to amend an Act consolidating the offices of tax collector and tax receiver into the office of tax commissioner of Cobb County, approved February 17, 1949 (Ga. L. 1949, p. 790), as amended, particularly by an Act approved May 6, 2005 (Ga. L. 2005, p. 3846), so as to change the compensation of certain employees of such office; to repeal conflicting laws; and for other purposes.

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 1259. By Representatives Hill of the 21st, Burmeister of the 119th, Day of the 163rd and Ralston of the 7th:

A BILL to be entitled an Act to amend Chapter 38 of Title 43 of the O.C.G.A., relating to private detectives and security agencies, so as to revise a definition; to revise the licensing process for private detectives and private security officers; to permit one or more individuals to qualify to hold the license for an individual, firm, association, company, partnership, limited liability company, or corporation; to provide the board with authority to promulgate rules to ensure that individuals are capable of assuming full responsibility for operations of the particular individual, firm, association, company, partnership, limited liability company, or corporation; to revise the provisions for issuing permits for carrying firearms for certain private detectives and private security officers; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

The Senate adheres to its amendment and has appointed a Committee of Conference on the following bill of the House:

HB 1090. By Representatives Harbin of the 118th, Fleming of the 117th, Burmeister of the 119th and Rogers of the 26th:

A BILL to be entitled an Act to amend Chapter 10 of Title 13 of the O.C.G.A., relating to contracts for public works, and Article 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, so as to provide that a contractor that is more than 30 days behind in the performance of a state public works construction contract or a construction or maintenance contract with the Department of Transportation due to the fault of such contractor shall not be eligible to bid on any additional state public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contract is brought current or is completed; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Whitehead of the 24th, Stephens of the 27th, and Pearson of the 51st.

The Senate has disagreed to the House amendment to the Senate substitute to the following bill of the House:

HB 1157. By Representatives Burkhalter of the 50th, Richardson of the 19th, Keen of the 179th and Fleming of the 117th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to change certain provisions regarding income tax credits for employers providing approved retraining programs; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue commissioner; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitute to the following bill of the Senate:

SB 77. By Senators Unterman of the 45th, Hudgens of the 47th, Schaefer of the 50th, Goggans of the 7th, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 15 of the O.C.G.A., relating to parental notification, so as to define and eliminate certain terms; to require certain types of identification to be presented in order for a physician to perform an abortion; to amend Chapter 12 of Title 16 of the O.C.G.A., relating to offenses against health and morals, so as to provide that all abortions must be performed in certain facilities; to provide for certain reports by physicians; to provide for certain forms; to provide for certain reports by the Department of Human Resources; to provide for a short title; to provide for definitions; to require that a female give her informed consent prior to an abortion; to provide for related matters; to provide for severability; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Resolutions of the House were read and referred to the Committee on Rules:

HR 2215. By Representatives Ashe of the 56th and Gardner of the 57th:

A RESOLUTION commending Julie Edelson; and for other purposes.

HR 2216. By Representatives Geisinger of the 48th, Lewis of the 15th, Burkhalter of the 50th, Murphy of the 23rd, Forster of the 3rd and others:

A RESOLUTION commending the federal government for reviewing whether the existing moratorium on offshore gas drilling should be removed; and for other purposes.

HR 2217. By Representatives Geisinger of the 48th, Lewis of the 15th, Burkhalter of the 50th, Murphy of the 23rd, Forster of the 3rd and others:

A RESOLUTION commending the Southern States Energy Board for its consideration of undertaking a project to inventory and study the possibility of exploring for natural gas in the coastal areas of Georgia; and for other purposes.

Under the general order of business, established by the Committee on Rules, the following Bill of the Senate, having been postponed from March 27, 2006, was taken up for consideration and read the third time:

SB 510. By Senators Pearson of the 51st, Balfour of the 9th, Seabaugh of the 28th, Wiles of the 37th and Rogers of the 21st:

A BILL to be entitled an Act to amend Title 12 of the O.C.G.A., relating to conservation and natural resources, so as to change certain provisions relating to minimum standards and procedures for protection of river corridors; to change certain provisions regarding minimum standards and procedures regarding river corridors; to provide for limitations with respect to certain stream buffers; to change certain provisions relating to uses to which provisions of certain river protection statutes are inapplicable; to change certain provisions relating to local regulation of land in drainage basins, enforcement where local regulation inadequate, and failure of governing authority to meet requirements; to change certain provisions relating to best management practices regarding land-disturbing activities; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read:

A BILL

To amend Article 1 of Chapter 2 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions related to the Department of Natural Resources, so as to change certain provisions relating to minimum standards and procedures for protection of river corridors, streams, and reservoirs as part of local government comprehensive plans; to define certain terms; to provide certain exemptions from stream and water supply reservoir buffer requirements; to provide for grant of variances from stream and water supply reservoir buffer requirements under certain circumstances by the director of the Environmental Protection Division; to provide for alternative methods of protection of small water supply watersheds; to provide for applicability; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 1 of Chapter 2 of Title 12 of the Official Code of Georgia Annotated, relating to general provisions related to the Department of Natural Resources, is amended in subsection (c) of Code Section 12-2-8, relating to minimum standards and procedures for protection of river corridors, streams, and reservoirs as part of local government comprehensive plans, by adding new paragraphs to read as follows:

"(1.1) 'Large water supply watershed' means a water supply watershed consisting of not less than 100 square miles of land area."

"(4) 'Small water supply watershed' means a water supply watershed consisting of less than 100 square miles of land area.

(5) 'Storm-water management ordinance' means an ordinance regulating the collection, conveyance, storage, treatment, and disposal of storm-water runoff in a manner intended to prevent increased flood damage, streambank channel erosion,

habitat degradation, and water quality degradation and to enhance and promote the public health, safety, and general welfare.

(6) 'Water supply reservoir' means a governmentally owned impoundment of water the primary purpose of which is to provide water to one or more governmentally owned public drinking water systems. Such term does not include any multipurpose reservoir owned by the United States Army Corps of Engineers.

(7) 'Water supply watershed' means that portion of a watershed that is upstream of a water supply reservoir or governmentally owned public drinking water intake."

SECTION 2.

Said article is further amended in Code Section 12-2-8, relating to minimum standards and procedures for protection of river corridors, streams, and reservoirs as part of local government comprehensive plans, by striking subsections (b) and (d) and inserting in lieu thereof the following:

"(b) The department is therefore authorized to develop minimum standards and procedures, in accordance with paragraph (2) of subsection (b) of Code Section 50-8-7.1 and in accordance with the procedures provided in Code Section 50-8-7.2 for the promulgation of minimum standards and procedures, for the protection of the natural resources, environment, and vital areas of the state, including, but not limited to, the protection of mountains, the protection of river corridors, the protection of ~~watersheds of streams and reservoirs which are to be used for public water supply~~ water supply watersheds, for the protection of the purity of ground water, and for the protection of wetlands, which minimum standards and procedures shall be used by local governments in developing, preparing, and implementing their comprehensive plans as that term is defined in paragraph (3) of subsection (a) of Code Section 50-8-2."

"(d)(1) The minimum standards and procedures for watershed protection referred to in subsection (b) of this Code section shall specifically include, but shall not be limited to, buffer areas along streams and water supply reservoirs, land development densities, and land use activities. The department may adopt differing minimum standards and procedures of watershed protection based on ~~the size of the watershed~~ whether a large water supply watershed or small water supply watershed is involved, the size or flow volume of the stream or water supply reservoir, and whether or not the actual use of the ~~municipal~~ water supply is existing or proposed.

(2)(A)(i) Nothing in such standards shall prohibit or be construed to prohibit the building of a single-family dwelling, including the usual appurtenances thereto, within that portion of a buffer area, if any, that is in addition to the minimum buffer area required under Chapter 7 of this title, the 'Erosion and Sedimentation Act of 1975,' subject to the following conditions:

(I) Such dwelling must be in compliance with all other local zoning regulations;

(II) A septic tank or tanks serving such dwelling may be located in said additional buffer area but the drainfield for any such tank or tanks must be outside said area; and

(III) Any such dwelling must be located on a tract containing at least two acres of land and there shall be only one such dwelling on each such two-acre or larger tract.

(ii) Except as expressly provided otherwise in division (i) of this subparagraph, septic tanks and septic tank drainfields shall be prohibited within such additional buffer area.

(iii) Such standards shall provide for encroachments into the additional buffer area as needed for the construction of public roads and public utility crossings of such additional buffer areas, provided that such encroachments meet all applicable requirements of Chapter 7 of this title.

(B) Any minimum standards and procedures adopted by the department under subsection (b) of this Code section that provide for buffers along streams or water supply reservoirs that are in addition to those minimum buffers required by Chapter 7 of this title shall provide for a variance from such additional buffer requirements. On or before December 31, 2006, the Board of Natural Resources shall adopt rules and regulations that contain specific criteria for the grant or denial by the director of requests for variances. After such date, no variance shall be granted by the director which is not consistent with the criteria contained in such rules and regulations. Such rules and regulations shall provide, at a minimum, that the director shall consider granting a variance in the following circumstances:

(i) Where a proposed land disturbing activity within the additional buffer would require the landowner to acquire a permit from the United States Army Corps of Engineers under Section 404 of the federal Water Pollution Control Act Amendment of 1972, 33 U.S.C. Section 1344, and the Corps of Engineers has approved a mitigation plan to be implemented as a condition of such a permit;

(ii) Where the landowner provides a plan satisfactory to the director that shows that, even with the proposed land disturbing activity within the additional buffer, the completed project will result in maintained or improved water quality downstream of the project; or

(iii) Where a project with a proposed land disturbing activity within the additional buffer is located in or upstream and within ten linear miles of a stream segment listed as impaired under Section 303(d) of the federal Water Pollution Control Act Amendment of 1972, 33 U.S.C. Section 1313(d) and the landowner provides a plan satisfactory to the director that shows that the completed project will result in maintained or improved water quality in such listed stream segment and that the project has no adverse impact relative to the pollutants of concern in such stream segment.

All projects covered under divisions (i), (ii), and (iii) of this subparagraph shall meet all criteria set forth in rules and regulations for specific variance criteria adopted by the board by December 31, 2006.

(C) In addition to complying with minimum standards and procedures for buffers along streams and water supply reservoirs in small water supply watersheds as adopted by the department under subsection (b) of this Code section that provide for

buffers along streams or water supply reservoirs in addition to those minimum buffers required by Chapter 7 of this title, a local government may adopt a storm-water management ordinance applicable to perennial streams in that portion of a small water supply watershed that lies within a seven mile radius upstream of a water supply reservoir or governmentally owned public drinking water intake and which ordinance is approved by the department as protecting water quality in the small water supply watershed to an extent equal to or better than that protection afforded by such minimum standards and procedures for buffers along streams and water supply reservoirs. The department shall develop a model storm-water management ordinance for local governments and shall establish standards and procedures for monitoring water quality for purposes of this subparagraph.

(D)(i) This paragraph shall not apply to counties and municipalities within the Metropolitan North Georgia Water Planning District under Article 10 of Chapter 5 of this title.

(ii) If any county or municipality within the area defined by paragraph (2) of Code Section 12-5-441 lies outside the Metropolitan North Georgia Water Planning District under Article 10 of Chapter 5 of this title, then the provisions of Part 6 of Article 5 of Chapter 5 of this title shall not apply to such outlying county or municipality, but the provisions of this Code section and any rules or regulations adopted thereunder shall apply to such outlying county or municipality."

SECTION 3.

For purposes of promulgating rules and regulations, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval; for all other purposes, this Act shall become effective on July 1, 2006.

SECTION 4.

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

The following amendment was read:

Representatives Martin of the 47th, Murphy of the 23rd, and Amerson of the 9th move to *amend the Committee substitute to SB 510 by striking line 31 of page 2 through line 7 of page 3 and inserting in lieu thereof the following:*

(2)(A)(i) Nothing in such standards shall prohibit or be construed to prohibit the building of a single-family dwelling, including the usual appurtenances thereto, within that portion of a buffer area, if any, that is in addition to the minimum buffer area required under Chapter 7 of this title, the 'Erosion and Sedimentation Act of 1975,' subject to the following conditions:

(I) Such dwelling must be in compliance with all other local zoning regulations;

(II) Any septic tank serving such dwelling and any septic tank drainfield shall be outside the additional buffer area and, if a pump is used to lift the sewage from the septic tank to the drainfield, an emergency power source shall be provided for such pump;
(III) Any such dwelling shall be located on a tract containing at least two acres of land and there shall be only one such dwelling on each such two-acre or larger tract; and
(IV) Impervious surface area created as a result of construction of the residence within the additional buffer area on the tract shall be limited to no more than 30 percent of the total tract area lying within the required buffer areas.
(ii) Reserved.

The following amendment was read:

Representative Martin of the 47th et al. move to *amend the Martin amendment to the Committee substitute to SB 510 by striking lines 2 through 21 on page 1 of said amendment and inserting in lieu thereof the following:*

Amend the House Committee on Natural Resources and Environment substitute to SB 510 by striking lines 1 through 10 of page 1 and inserting in lieu thereof the following:

To amend Title 12 of the Official Code of Georgia Annotated, relating to conservation and natural resources, so as to provide for matters relative to protection of streams, rivers, water supply watersheds, and reservoirs; to change certain provisions relating to minimum standards and procedures for protection of river corridors, streams, and reservoirs as part of local government comprehensive plans; to define certain terms; to provide certain exemptions from stream and water supply reservoir buffer requirements; to provide for grant of variances from stream and water supply reservoir buffer requirements under certain circumstances by the director of the Environmental Protection Division; to provide for alternative methods of protection of small water supply watersheds; to provide for applicability; to restrict issuance of permits for certain municipal solid waste landfills located within a certain vicinity of governmentally owned public water supply reservoirs; to provide effective dates; to repeal conflicting laws; and for other purposes.

By striking lines 13 and 14 of page 1 and inserting in lieu thereof the following:

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

By striking line 8 of page 2 and inserting in lieu thereof the following:

Said title is further amended in Code Section 12-2-8, relating to minimum standards and

By striking line 31 of page 2 through line 7 of page 3 and inserting in lieu thereof the following:

(2)(A)(i) Nothing in such standards shall prohibit or be construed to prohibit the building of a single-family dwelling, including the usual appurtenances thereto, within that portion of a buffer area, if any, that is in addition to the minimum buffer area required under Chapter 7 of this title, the 'Erosion and Sedimentation Act of 1975,' subject to the following conditions:

(I) Such dwelling must be in compliance with all other local zoning regulations;

(II) Any septic tank serving such dwelling and any septic tank drainfield shall be outside the additional buffer area and, if a pump is used to lift the sewage from the septic tank to the drainfield, an emergency power source shall be provided for such pump;

(III) Any such dwelling shall be located on a tract containing at least two acres of land and there shall be only one such dwelling on each such two-acre or larger tract; and

(IV) Impervious surface area created as a result of construction of the residence within the additional buffer area on the tract shall be limited to no more than 30 percent of the total tract area lying within the required buffer areas.

(ii) As to common plans of development or sale, division (i) of this subparagraph shall apply only if five or fewer lots or parcels within such larger common plan of development or sale are subject to said division.

By striking line 22 of page 4 and inserting in lieu thereof the following:

this title; nor shall this paragraph apply within any of the Atlantic coastal counties of this state, which include Chatham, Bryan, Liberty, McIntosh, Glynn, and Camden counties.

By redesignating Sections 3 and 4 as Sections 4 and 5, respectively.

By inserting after Section 2 the following:

SECTION 3.

Said title is further amended by adding a new Code section to read as follows:

"12-8-25.6.

No permit shall be issued for any new private or governmentally owned municipal solid waste landfill if upon review of the application for such permit it is determined that any part of the site for such facility is in the same watershed within a seven mile radius arc upstream of a governmentally owned public water supply reservoir."

By striking lines 30 through 32 of page 4 and inserting in lieu thereof the following:

(a) Except as otherwise provided in subsection (b) of this section, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.
(b) Sections 1 and 2 of this Act shall become effective upon approval of this Act by the Governor or upon its becoming law without such approval for purposes of promulgating rules and regulations; for all other purposes, Sections 1 and 2 of this Act shall become effective on July 1, 2006.

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

N Abdul-Salaam
Y Amerson
N Anderson
N Ashe
Y Barnard
N Barnes
N Bearden
N Beasley-Teague
N Benfield
N Benton
Y Black
N Bordeaux
N Borders
Y Bridges
N Brooks
N Brown
N Bruce
N Bryant
N Buckner, D
N Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
N Casas
Y Chambers
N Channell
N Cheokas
Y Coan
N Cole
E Coleman, B
N Coleman, T
N Cooper
Y Cox
Y Crawford
N Cummings
Y Davis
Y Day
N Dean
Y Dickson
Y Dodson
N Dollar
N Drenner
N Dukes
Y Ehrhart
Y England
N Epps
Y Everson
Y Fleming
N Floyd, H
Y Floyd, J
N Fludd
Y Forster
Y Franklin
Y Freeman
N Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
N Greene
N Hanner
Y Harbin
N Hatfield
Y Heard, J
N Heard, K
N Heckstall
Y Hembree
N Henson
Y Hill, C
Y Hill, C.A
N Holmes
N Holt
Y Horne
N Houston
N Howard, E
N Hudson
N Hugley
N Jackson
N Jacobs
N James
N Jamieson
Y Jenkins
Y Jennings
N Johnson
Jones, J
N Jones, S
N Jordan
Y Keen
N Keown
N Kidd
Y Knight
Y Knox
N Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Lord
Y Loudermilk
N Lucas
Y Lunsford
Y Maddox
N Mangham
Manning
N Marin
Y Martin
E Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
N Mills
N Mitchell
N Morgan
Y Morris
N Mosby
N Mosley
N Mumford
Y Murphy, J
N Murphy, Q
Y Neal
Oliver
Y O'Neal
N Orrock
N Parham
N Parrish
Y Parsons
N Porter
N Powell
Y Ralston
N Randall
N Ray
N Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
N Sailor
Y Scheid
N Scott, A
Y Scott, M
Y Setzler
N Shaw
Sheldon
N Sims, C
N Sims, F
N Sinkfield
Y Smith, B
Y Smith, L
N Smith, P
Y Smith, R
N Smith, T
Y Smith, V
E Smyre
N Stanley-Turner
Y Stephens
N Stephenson
N Talton
N Teilhet
Thomas, A.M
N Thomas, B
Y Tumlin
Y Walker
N Warren
N Watson
Y Wilkinson
Willard
Y Williams, A
N Williams, E
Y Williams, R
N Wix
Y Yates
Richardson, Speaker

On the adoption of the amendment, the ayes were 79, nays 88.

The amendment was lost.

Representative Martin of the 47th moved that the House reconsider its action in failing to adopt the Martin amendment to the Martin amendment.

On the motion, the roll call was ordered and the vote was as follows:

N Abdul-Salaam
Y Amerson
N Anderson
N Ashe
Y Barnard
N Barnes
N Bearden
N Beasley-Teague
N Benfield
N Benton
Y Black
N Bordeaux
N Borders
Y Bridges
N Brooks
Y Brown
N Bruce
N Bryant
N Buckner, D
N Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
N Channell
N Cheokas
Y Coan
Y Cole
E Coleman, B
N Coleman, T
Cooper
Y Cox
Y Crawford
N Cummings
Y Davis
Y Day
N Dean
N Dickson
Y Dodson
N Dollar
N Drenner
N Dukes
Y Ehrhart
Y England
N Epps
Y Everson
Y Fleming
N Floyd, H
Y Floyd, J
N Fludd
Y Forster
Y Franklin
Y Freeman
N Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
N Greene
Y Hanner
Y Harbin
N Hatfield
Y Heard, J
N Heard, K
N Heckstall
Y Hembree
N Henson
Y Hill, C
Y Hill, C.A
N Holmes
Y Holt
Y Horne
N Houston
N Howard, E
N Hudson
N Hugley
N Jackson
N Jacobs
N James
N Jamieson
Y Jenkins
N Jennings
N Johnson
Jones, J
N Jones, S
N Jordan
Y Keen
N Keown
N Kidd
Y Knight
Y Knox
N Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Lord
Y Loudermilk
N Lucas
Y Lunsford
Y Maddox
N Mangham
Y Manning
N Marin
Y Martin
E Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
N Mitchell
N Morgan
Y Morris
N Mosby
N Mosley
N Mumford
Y Murphy, J
N Murphy, Q
Y Neal
N Oliver
Y O'Neal
N Orrock
N Parham
N Parrish
Y Parsons
N Porter
N Powell
Y Ralston
N Randall
Ray
N Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
N Sailor
Y Scheid
N Scott, A
Y Scott, M
Y Setzler
N Shaw
Sheldon
N Sims, C
N Sims, F
N Sinkfield
Y Smith, B
Y Smith, L
N Smith, P
Y Smith, R
N Smith, T
Y Smith, V
E Smyre
N Stanley-Turner
Y Stephens
N Stephenson
Y Talton
N Teilhet
Thomas, A.M
N Thomas, B
Y Tumlin
N Walker
N Warren
N Watson
N Wilkinson
Willard
N Williams, A
N Williams, E
N Williams, R
N Wix
Y Yates
Richardson,
Speaker

On the motion, the ayes were 81, nays 86.

The motion was lost.

On the adoption of the Martin amendment, the roll call was ordered and the vote was as follows:

N Abdul-Salaam	N Crawford	Y Hill, C.A	Y Martin	N Sailor
Y Amerson	N Cummings	N Holmes	E Maxwell	N Scheid
N Anderson	Y Davis	N Holt	Y May	N Scott, A
N Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	N Dean	N Houston	McClinton	Y Setzler
N Barnes	Y Dickson	N Howard, E	Y Meadows	N Shaw
N Bearden	Y Dodson	N Hudson	Y Millar	Y Sheldon
N Beasley-Teague	N Dollar	N Hugley	Y Mills	N Sims, C
N Benfield	N Drenner	N Jackson	N Mitchell	N Sims, F
N Benton	N Dukes	N Jacobs	N Morgan	N Sinkfield
Y Black	Y Ehrhart	N James	Y Morris	Y Smith, B
N Bordeaux	Y England	N Jamieson	N Mosby	Y Smith, L
N Borders	N Epps	N Jenkins	N Mosley	N Smith, P
Y Bridges	N Everson	Y Jennings	N Mumford	Y Smith, R
N Brooks	Y Fleming	N Johnson	Y Murphy, J	N Smith, T
N Brown	N Floyd, H	Jones, J	N Murphy, Q	Y Smith, V
N Bruce	N Floyd, J	N Jones, S	Y Neal	E Smyre
N Bryant	N Fludd	N Jordan	N Oliver	N Stanley-Turner
N Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
N Buckner, G	Y Franklin	Y Keown	N Orrock	N Stephenson
Y Burkhalter	N Freeman	N Kidd	N Parham	Y Talton
Y Burmeister	N Gardner	Y Knight	N Parrish	N Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Y Golick	N Lakly	N Porter	N Thomas, B
Y Byrd	Y Graves, D	N Lane, B	N Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Walker
Y Casas	N Greene	Y Lewis	N Randall	N Warren
Y Chambers	Y Hanner	Y Lindsey	N Ray	N Watson
N Channell	Y Harbin	N Lord	N Reece, B	Y Wilkinson
N Cheokas	N Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	N Lucas	Y Reese	Y Williams, A
Y Cole	N Heard, K	Y Lunsford	Rice	N Williams, E
E Coleman, B	N Heckstall	Y Maddox	Y Roberts	Y Williams, R
N Coleman, T	Y Hembree	N Mangham	Y Rogers	N Wix
N Cooper	N Henson	Y Manning	N Royal	Y Yates
N Cox	Y Hill, C	N Marin	N Rynders	Richardson, Speaker

On the adoption of the amendment, the ayes were 76, nays 94.

The amendment was lost.

The following amendments were read and adopted:

Representative Crawford of the 127th et al. move to amend the Committee substitute to SB 510 as follows:

Add New Section 3 -

Any parcel or tract of property which after enactment of the additional buffer has been declared, shall be reappraised for the determination of ad valorem taxation value, prior to any tax digest being submitted for approval.

Renumber all other sections accordingly.

Representative Williams of the 165th moves to *amend the Committee substitute to SB 510 by striking line 22 of page 4 and inserting in lieu thereof the following:*

this title; nor shall this paragraph apply within any of the Atlantic coastal counties of this state, which include Chatham, Bryan, Liberty, McIntosh, Glynn, and Camden counties.

The Committee substitute, as amended, was adopted.

Representative Martin of the 47th moved that SB 510 be placed upon the table.

On the motion, the roll call was ordered and the vote was as follows:

N Abdul-Salaam	N Crawford	Y Hill, C.A	Y Martin	N Sailor
Y Amerson	Y Cummings	N Holmes	E Maxwell	Y Scheid
N Anderson	Y Davis	Y Holt	Y May	Y Scott, A
N Ashe	N Day	N Horne	Y McCall	Y Scott, M
Y Barnard	N Dean	N Houston	McClinton	Y Setzler
N Barnes	Y Dickson	N Howard, E	Y Meadows	N Shaw
N Bearden	Y Dodson	N Hudson	N Millar	Y Sheldon
N Beasley-Teague	N Dollar	N Hugley	N Mills	N Sims, C
N Benfield	N Drenner	N Jackson	N Mitchell	N Sims, F
N Benton	N Dukes	N Jacobs	N Morgan	N Sinkfield
Y Black	Y Ehrhart	N James	Y Morris	Y Smith, B
N Bordeaux	Y England	N Jamieson	N Mosby	Y Smith, L
N Borders	N Epps	N Jenkins	Y Mosley	N Smith, P
Y Bridges	Y Everson	N Jennings	N Mumford	Y Smith, R
N Brooks	Y Fleming	N Johnson	Y Murphy, J	Y Smith, T
Y Brown	N Floyd, H	Y Jones, J	N Murphy, Q	Y Smith, V
N Bruce	N Floyd, J	N Jones, S	Y Neal	E Smyre
N Bryant	N Fludd	N Jordan	N Oliver	N Stanley-Turner
N Buckner, D	Y Forster	Y Keen	N O'Neal	Y Stephens
N Buckner, G	Y Franklin	Y Keown	N Orrock	N Stephenson
Y Burkhalter	Y Freeman	N Kidd	N Parham	N Talton
Y Burmeister	Gardner	Y Knight	N Parrish	N Teilhet
Y Burns	N Geisinger	Y Knox	N Parsons	Thomas, A.M
N Butler	N Golick	N Lakly	N Porter	N Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	N Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	N Greene	N Lewis	N Randall	N Warren
N Chambers	Y Hanner	N Lindsey	N Ray	N Watson
N Channell	Y Harbin	N Lord	N Reece, B	N Wilkinson
N Cheokas	N Hatfield	Y Loudermilk	N Reece, S	N Willard
Y Coan	Y Heard, J	N Lucas	Y Reese	N Williams, A
Y Cole	N Heard, K	Y Lunsford	Rice	N Williams, E
E Coleman, B	N Heckstall	Y Maddox	Y Roberts	Y Williams, R
N Coleman, T	Y Hembree	N Mangham	N Rogers	N Wix
N Cooper	N Henson	Y Manning	Y Royal	N Yates
Y Cox	Y Hill, C	N Marin	N Rynders	Richardson, Speaker

On the motion, the ayes were 71, nays 101.

The motion failed.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to, as amended.

On the passage of the Bill, by substitute, as amended, the roll call was ordered and the vote was as follows:

N Abdul-Salaam
Y Amerson
N Anderson
N Ashe
N Barnard
N Barnes
N Bearden
N Beasley-Teague
N Benfield
N Benton
Y Black
N Bordeaux
N Borders
Y Bridges
N Brooks
N Brown
N Bruce
N Bryant
N Buckner, D
N Buckner, G
Burkhalter
N Burmeister
N Burns
N Butler
Byrd
Y Carter
N Casas
N Chambers
N Channell
N Cheokas
Coan
N Cole
E Coleman, B
N Coleman, T
N Cooper
N Cox
N Crawford
N Cummings
Y Davis
N Day
N Dean
N Dickson
Y Dodson
N Dollar
N Drenner
N Dukes
N Ehrhart
N England
N Epps
N Everson
N Fleming
N Floyd, H
N Floyd, J
N Fludd
Y Forster
Y Franklin
N Freeman
N Gardner
N Geisinger
N Golick
Y Graves, D
Y Graves, T
N Greene
N Hanner
N Harbin
N Hatfield
N Heard, J
N Heard, K
N Heckstall
N Hembree
N Henson
Y Hill, C
N Hill, C.A
N Holmes
N Holt
N Horne
N Houston
N Howard, E
N Hudson
N Hugley
N Jackson
N Jacobs
N James
N Jamieson
Y Jenkins
N Jennings
N Johnson
Jones, J
N Jones, S
N Jordan
Keen
N Keown
N Kidd
N Knight
N Knox
N Lakly
N Lane, B
N Lane, R
Y Lewis
N Lindsey
N Lord
Y Loudermilk
N Lucas
Y Lunsford
Y Maddox
N Mangham
N Manning
N Marin
N Martin
E Maxwell
Y May
Y McCall
McClinton
N Meadows
N Millar
N Mills
N Mitchell
N Morgan
Y Morris
N Mosby
N Mosley
N Mumford
Y Murphy, J
N Murphy, Q
Y Neal
N Oliver
N O'Neal
N Orrock
N Parham
N Parrish
N Parsons
N Porter
N Powell
Y Ralston
N Randall
N Ray
N Reece, B
Y Reece, S
N Reese
Rice
Y Roberts
Y Rogers
N Royal
N Rynders
N Sailor
N Scheid
N Scott, A
Y Scott, M
N Setzler
N Shaw
N Sheldon
N Sims, C
N Sims, F
N Sinkfield
Y Smith, B
N Smith, L
N Smith, P
Y Smith, R
N Smith, T
Y Smith, V
E Smyre
N Stanley-Turner
Y Stephens
N Stephenson
N Talton
N Teilhet
N Thomas, A.M
N Thomas, B
N Tumlin
N Walker
N Warren
N Watson
N Wilkinson
N Willard
N Williams, A
N Williams, E
N Williams, R
N Wix
N Yates
Richardson, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 30, nays 139.

The Bill, having failed to receive the requisite constitutional majority, was lost.

Representative Jones of the 46th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "nay" thereon.

Representatives Lewis of the 15th and Morris of the 155th stated that they inadvertently voted "aye" on the preceding roll call. They wished to be recorded as voting "nay" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate adheres to its amendment and has appointed a Committee of Conference on the following bill of the House:

HB 1211. By Representatives Reese of the 98th, Lane of the 158th, Ralston of the 7th, Holt of the 112th, Crawford of the 127th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Southern Appalachian brook trout as the official state cold water game fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Smith of the 52nd, Tolleson of the 20th, and Mullis of the 53rd.

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 264. By Senators Bulloch of the 11th and Meyer von Bremen of the 12th:

A BILL to be entitled an Act to amend Code Section 15-6-3 of the Official Code of Georgia Annotated, relating to terms of superior courts, so as to change certain terms of court in the Pataula Circuit; to repeal conflicting laws; and for other purposes.

SB 462. By Senators Carter of the 13th, Kemp of the 46th, Hamrick of the 30th, Mullis of the 53rd and Miles of the 43rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 16 of Title 15 of the Official Code of Georgia Annotated, relating to general provisions for sheriffs, so as to place courthouse security under the authority of the sheriff; to require a courthouse security plan which shall be subject to the approval of the

chief superior court judge; to amend Chapter 9 of Title 36 of the Official Code of Georgia Annotated, relating to county property generally, so as to remove courthouses and jails from the list of properties protected; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 525. By Senator Williams of the 19th:

A BILL to be entitled an Act to amend Chapter 3 of Title 48 of the Official Code of Georgia Annotated, relating to tax executions, so as to change certain provisions regarding the issuance of tax executions by tax collectors and tax commissioners; to provide for a definition; to provide for procedures; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 533. By Senators Bulloch of the 11th, Smith of the 52nd and Hamrick of the 30th:

A BILL to be entitled an Act to amend Chapter 32 of Title 31 of the Official Code of Georgia Annotated, relating to living wills, so as to revise the statutory living will form; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 285. By Senator Rogers of the 21st:

A BILL to be entitled an Act to amend Article 6 of Chapter 8 of Title 46 of the Official Code of Georgia Annotated, relating to operation of trains generally, so as to remove certain provisions relating to employees engaged in the operation of trains and relating to signal whistles and lights on trains; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has passed by the requisite constitutional majority the following bill of the House:

HB 1528. By Representative Jamieson of the 28th:

A BILL to be entitled an Act to amend an Act providing a homestead exemption from Banks County School District ad valorem taxes for educational purposes in the amount of $16,000.00 of the assessed value of the homestead for certain residents of that school district who have annual incomes not exceeding $10,000.00 and who are 65 years of age or over, approved April 13, 2001 (Ga. L. 2001, p. 4130), so as to increase the amount of such exemption; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

The following Bills of the House were taken up for the purpose of considering the Senate's insistence on its position in substituting the same:

HB 1157. By Representatives Burkhalter of the 50th, Richardson of the 19th, Keen of the 179th and Fleming of the 117th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to change certain provisions regarding income tax credits for employers providing approved retraining programs; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue commissioner; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

Representative Burkhalter of the 50th moved that the House insist on its position in disagreeing to the Senate substitute to HB 1157 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Burkhalter of the 50th, Lewis of the 15th, and O'Neal of the 146th.

HB 1372. By Representative Harbin of the 118th:

A BILL to be entitled an Act to amend Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to employees´ insurance and benefit plans, so as to provide for mechanisms for termination of coverage for nonpayment of premium; to provide for notification to employers; to provide for the introduction and consideration of bills impacting the state health benefit plans; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Representative Harbin of the 118th moved that the House insist on its position in disagreeing to the Senate substitute to HB 1372 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Harbin of the 118th, Channell of the 116th, and Graves of the 12th.

The Speaker announced the House in recess until 7:30 P.M. o'clock this evening.

The Speaker called the House to order.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has passed by substitute, by the requisite constitutional majority, the following bills of the House:

HB 1380. By Representatives Graves of the 12th, McCall of the 30th, Roberts of the 154th, Ray of the 136th, Black of the 174th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to standards, labeling, and adulteration of food, so as to redefine a term; to provide certain exemptions from laws relating to adulteration and misbranding of food; to provide certain exemptions from laws relating to food service establishments; to repeal conflicting laws; and for other purposes.

HB 1385. By Representatives Heard of the 104th, Ehrhart of the 36th, Coan of the 101st, Dodson of the 75th and Forster of the 3rd:

A BILL to be entitled an Act to amend Part 2 of Article 1 of Chapter 2 of Title 8 of the O.C.G.A., relating to state building, plumbing, and electrical codes, so as to provide for the employment of private professional providers to perform building plan reviews and inspections when the local jurisdiction cannot timely perform such services; to provide a definition; to provide for the qualifications of such persons; to provide for the manner of such reviews and inspections; to provide for certain insurance requirements; to provide for the manner of submitting reports; to amend Chapter 2 of Title 25 of the O.C.G.A., relating to regulation of fire and other hazards to persons and property generally, so as to provide for the employment of private professional providers to perform building plan reviews when the state fire marshal, local fire marshal, or state inspector cannot timely perform such services; to provide for other related matters; to repeal conflicting laws; and for other purposes.

The following Resolutions of the House were read:

HR 2218. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Evangela Dawsey Jones on being named the International Studies Elementary Magnet School Teacher of the Year; and for other purposes.

HR 2219. By Representatives Barnard of the 166th, Coleman of the 144th, Richardson of the 19th, Lane of the 158th, Parrish of the 156th and others:

A RESOLUTION commending Honorable Hinson Mosley; and for other purposes.

HR 2220. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Nekiela Wilson on being named the Sherwood Acre Elementary School Teacher of the Year; and for other purposes.

HR 2221. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Katrina Parker Caldwell on being named the Sylvester Road Elementary School Teacher of the Year; and for other purposes.

HR 2222. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Alfreda D. Williams on being named the Radium Springs Elementary School Teacher of the Year; and for other purposes.

HR 2223. By Representative Dukes of the 150th:

A RESOLUTION commending Mr. Andrew Sadler on being named the Radium Springs Middle Magnet School of the Arts Teacher of the Year; and for other purposes.

HR 2224. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Tesharra C. Stephens on being named the Merry Acres Middle School Teacher of the Year; and for other purposes.

HR 2225. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Jacquelyn Thona Smith Cuffie on being named the Wet Town Elementary School Teacher of the Year; and for other purposes.

HR 2226. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Nakia Denise Parks on being named the International Education Middle School Teacher of the Year; and for other purposes.

HR 2227. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. DeShonda F. Smith on being named the Albany Middle School Teacher of the Year; and for other purposes.

HR 2228. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Rhonda Dent Cobb on being named the Albany High School Teacher of the Year; and for other purposes.

HR 2229. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Evangela Dawsey Jones on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2230. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Rhonda Dent Cobb on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2231. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Debra Dianne Dorough Mowery on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2232. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Dorothy L. Lewis on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2233. By Representatives Thomas of the 55th, Ashe of the 56th, Jones of the 44th, Marin of the 96th, Holmes of the 61st and others:

A RESOLUTION recognizing and commending Dr. Lynda Darnell Woodruff; and for other purposes.

HR 2234. By Representatives Thomas of the 55th, Ashe of the 56th, Jones of the 44th, Marin of the 96th, Holmes of the 61st and others:

A RESOLUTION honoring Christine Lowe Glass; and for other purposes.

HR 2235. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Tiffaney S. Randle on being named the Northside Elementary School Teacher of the Year; and for other purposes.

HR 2236. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Kesha Thomas Butler on being named the Morningside Elementary School Teacher of the Year; and for other purposes.

HR 2237. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Keva Veronica Harris on being named the Martin Luther King, Jr., Elementary School Teacher of the Year; and for other purposes.

HR 2238. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Christie Leigh Willis on being named the Magnolia Elementary School Teacher of the Year; and for other purposes.

HR 2239. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Loretta T. Shorter on being named the Lincoln Elementary Magnet School Teacher of the Year; and for other purposes.

HR 2240. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Suzanne Bridges on being named the

Lamar Reese Magnet School of the Arts Teacher of the Year; and for other purposes.

HR 2241. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Donna Lynn Gleaton on being named the Lake Park Elementary School Teacher of the Year; and for other purposes.

HR 2242. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Dawn Michele Whitaker on being named the Jackson Heights Elementary School Teacher of the Year; and for other purposes.

HR 2243. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Carol Jones Price on being named the Turner Elementary School Teacher of the Year; and for other purposes.

HR 2244. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Anne Lewis Pate on being named the Westover High School Teacher of the Year; and for other purposes.

HR 2245. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Donna Lynn Gleaton on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2246. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Diane Denise George on being named the Alice Coachman Elementary School Teacher of the Year; and for other purposes.

HR 2247. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Robyn Bailey Cawthon on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2248. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Carol Jones Price on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2249. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Nekiela Wilson on being named the Dougherty County Teacher of the Year; and for other purposes.

HR 2250. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Robyn Bailey Cawthon on being named the South Georgia Regional Achievement Center Teacher of the Year; and for other purposes.

HR 2251. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Angela Yvonne James on being named the Monroe High School Teacher of the Year; and for other purposes.

HR 2252. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Dorothy L. Lewis on being named the Dougherty High School Teacher of the Year; and for other purposes.

HR 2253. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Zeporia Christine Gilmore-Bass on being named the Southside Middle School Teacher of the Year; and for other purposes.

HR 2254. By Representative Dukes of the 150th:

A RESOLUTION commending Ms. Debra Dianne Dorough Mowery on being named the Robert A. Cross Middle Magnet School Teacher of the Year; and for other purposes.

HR 2255. By Representative Powell of the 29th:

A RESOLUTION commending Mr. James Edward Weaver; and for other purposes.

HR 2256. By Representative Powell of the 29th:

A RESOLUTION commending Mr. George Bennett; and for other purposes.

HR 2257. By Representative Jenkins of the 8th:

A RESOLUTION congratulating Mr. and Mrs. Charles Lewis Church on the occasion of their 75th wedding anniversary; and for other purposes.

HR 2258. By Representative Burns of the 157th:

A RESOLUTION remembering Dr. Willie Grier Todd for her contributions to the community of Guyton, Georgia; and for other purposes.

HR 2259. By Representative Rice of the 51st:

A RESOLUTION commending the Norcross Blue Devils on a championship season; and for other purposes.

HR 2260. By Representative Smith of the 168th:

A RESOLUTION remembering and honoring the life of Mr. Charles Davis; and for other purposes.

HR 2261. By Representative Smith of the 168th:

A RESOLUTION commending Greg Amburgy on his service as a legislative intern; and for other purposes.

HR 2262. By Representatives Buckner of the 76th, Ashe of the 56th, Thomas of the 55th, Jones of the 44th, Benfield of the 85th and others:

A RESOLUTION honoring the 2006 Georgia Women's Intersport Network (GA-WIN) award winners; and for other purposes.

HR 2263. By Representative Smith of the 129th:

A RESOLUTION celebrating the life and accomplishments of Robert R. King and expressing condolences upon his passing; and for other purposes.

HR 2264. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION honoring the life of Gary Hendricks; and for other purposes.

HR 2265. By Representative Smith of the 129th:

A RESOLUTION celebrating the life and accomplishments of James Larry Cook and expressing condolences upon his passing; and for other purposes.

HR 2266. By Representative Cole of the 125th:

A RESOLUTION commending the Hubbard Alumni Association; and for other purposes.

HR 2267. By Representatives Murphy of the 120th and Howard, E. of the 121st:

A RESOLUTION honoring Barbara Thurmond for her commitment to helping victims of violent crimes; and for other purposes.

HR 2268. By Representatives Jackson of the 161st and Watson of the 91st:

A RESOLUTION commending Leticia Clark on being named Legislative Intern of the Year by the Georgia Legislative Black Caucus; and for other purposes.

HR 2269. By Representative Drenner of the 86th:

A RESOLUTION commending Mary K. Brittain, D.C.; and for other purposes.

HR 2270. By Representative Davis of the 109th:

A RESOLUTION commending the Henry County High School Naval JROTC Air Rifle Team; and for other purposes.

HR 2271. By Representatives Buckner of the 76th, Stanley-Turner of the 53rd, Gardner of the 57th, Manning of the 32nd, Ashe of the 56th and others:

A RESOLUTION commending the first members of the Georgia Commission on Women; and for other purposes.

HR 2272. By Representatives Stephens of the 164th and Carter of the 159th:

A RESOLUTION commending Kyle Merritt on becoming an Eagle Scout; and for other purposes.

HR 2273. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Fatma Y El-Nahry; and for other purposes.

HR 2274. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Todd Mason; and for other purposes.

HR 2275. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Ashley Winsor; and for other purposes.

HR 2276. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Daniel Carl; and for other purposes.

HR 2277. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Jalisa Holmes; and for other purposes.

HR 2278. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Marla Smith; and for other purposes.

HR 2279. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Cam Tu Nguyen; and for other purposes.

HR 2280. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION congratulating the Jonesboro High School mock trial team on winning the Georgia Mock Trial Competition; and for other purposes.

HR 2281. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Steve Price; and for other purposes.

HR 2282. By Representatives Buckner of the 76th, Orrock of the 58th, Hugley of the 133rd, Stanley-Turner of the 53rd and Reece of the 11th:

A RESOLUTION commending the Georgia Commission on Women; and for other purposes.

HR 2283. By Representatives Buckner of the 76th, Manning of the 32nd, Benfield of the 85th, Ashe of the 56th, Thomas of the 55th and others:

A RESOLUTION honoring Dr. Bettye McClendon upon her induction into the Georgia Sports Hall of Fame; and for other purposes.

HR 2284. By Representative Hatfield of the 177th:

A RESOLUTION remembering and honoring the life of Jean Dean Oxford McQuaig; and for other purposes.

HR 2285. By Representative Hatfield of the 177th:

A RESOLUTION welcoming the attendees of the 141st Session of the Georgia Annual Conference at Greater Mount Zion A.M.E. Church; and for other purposes.

HR 2286. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Christina Chu; and for other purposes.

HR 2287. By Representative Mosley of the 178th:

A RESOLUTION congratulating Mrs. Imogene Campbell Hatfield on the occasion of her 70th birthday; and for other purposes.

HR 2288. By Representative Hatfield of the 177th:

A RESOLUTION commending Malmar Agarwal on his selection as the STAR student for Ware County; and for other purposes.

HR 2289. By Representatives Burkhalter of the 50th, Parrish of the 156th, Hanner of the 148th, Greene of the 149th, Richardson of the 19th and others:

A RESOLUTION honoring and expressing appreciation to House Speaker Emeritus Terry Coleman; and for other purposes.

HR 2290. By Representative Buckner of the 76th:

A RESOLUTION commending Jonathan Saethang; and for other purposes.

HR 2291. By Representative Horne of the 71st:

A RESOLUTION honoring and celebrating Mrs. Lillie Mae Elder on the grand occasion of her 80th birthday; and for other purposes.

HR 2292. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Joe Oliver; and for other purposes.

HR 2293. By Representatives Mangham of the 94th and Mitchell of the 88th:

A RESOLUTION commending Ms. Yvonne Mitchell on being named the Wynbrooke Elementary School Teacher of the Year; and for other purposes.

HR 2294. By Representatives Mangham of the 94th and Sailor of the 93rd:

A RESOLUTION commending Ms. Rhonda Neal on being named the Murphy Candler Elementary School Teacher of the Year; and for other purposes.

HR 2295. By Representatives Buckner of the 76th, Manning of the 32nd, Benfield of the 85th, Ashe of the 56th, Thomas of the 55th and others:

A RESOLUTION honoring the past presidents of the Georgia Women's Intersport Network (GA-WIN); and for other purposes.

HR 2296. By Representatives Buckner of the 76th, Manning of the 32nd, Benfield of the 85th, Ashe of the 56th, Thomas of the 55th and others:

A RESOLUTION honoring the Kinship Care Resource Center; and for other purposes.

HR 2297. By Representative Golick of the 34th:

A RESOLUTION commending Mr. Arthur Lyons Crowe, Jr., on being named the 2005 Smyrna Citizen of the Year; and for other purposes.

HR 2298. By Representative Smith of the 168th:

A RESOLUTION commending Mrs. Lee Hatfield on being selected as the Ware County High School STAR teacher; and for other purposes.

HR 2299. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Charles Battles; and for other purposes.

HR 2300. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Kelsey Holden; and for other purposes.

HR 2301. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Andrea Bankston; and for other purposes.

HR 2302. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Roger Kirby; and for other purposes.

HR 2303. By Representatives Thomas of the 55th, Sinkfield of the 60th, Dean of the 59th, Mitchell of the 88th and Heckstall of the 62nd:

A RESOLUTION honoring Norman A. Woodard; and for other purposes.

HR 2304. By Representative Hatfield of the 177th:

A RESOLUTION expressing regret at the passing of Judge James Edwin Peavy, Sr.; and for other purposes.

HR 2305. By Representative Hatfield of the 177th:

A RESOLUTION in memory of and honoring the life and service of Sergeant Chad Michael Mercer; and for other purposes.

HR 2306. By Representative Hatfield of the 177th:

A RESOLUTION commending and recognizing Tori Strickland on earning the Girl Scouts of America Gold Award; and for other purposes.

HR 2307. By Representatives Golick of the 34th, Roberts of the 154th, Smith of the 129th, Willard of the 49th and Fleming of the 117th:

A RESOLUTION recognizing the commending Mr. Jud Turner for his hard work during the 2006 legislative session; and for other purposes.

HR 2308. By Representative Hatfield of the 177th:

A RESOLUTION honoring the memory of Naomi T. Strickland and expressing regret at her passing; and for other purposes.

HR 2309. By Representative Smith of the 113th:

A RESOLUTION commemorating the 200th anniversary of the incorporation of the City of Watkinsville; and for other purposes.

HR 2310. By Representative Hatfield of the 177th:

A RESOLUTION commending Ms. Debbie Dixon on being selected as the Ware County STAR teacher; and for other purposes.

HR 2311. By Representative Buckner of the 76th:

A RESOLUTION commending Lawrence Webb; and for other purposes.

HR 2312. By Representative Buckner of the 76th:

A RESOLUTION commending Kidada Brown; and for other purposes.

HR 2313. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Linda Harris; and for other purposes.

HR 2314. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Leslie Le; and for other purposes.

HR 2315. By Representatives Buckner of the 76th, Barnes of the 78th and Dodson of the 75th:

A RESOLUTION commending Major John Kenty; and for other purposes.

HR 2316. By Representative Golick of the 34th:

A RESOLUTION remembering and honoring the life of Mr. Brian Downs Callaham; and for other purposes.

HR 2317. By Representative Hatfield of the 177th:

A RESOLUTION remembering and honoring the life of Mr. Perry O. Herrin, Sr.; and for other purposes.

HR 2318. By Representative Hatfield of the 177th:

A RESOLUTION commending Jim Rivers on his selection as the STAR student for Ware County High School; and for other purposes.

HR 2319. By Representative Hatfield of the 177th:

A RESOLUTION honoring the memory of Holly Nicole Preston and expressing regret at her passing; and for other purposes.

HR 2320. By Representative Hatfield of the 177th:

A RESOLUTION expressing regret at the passing of Kenneth Jason "Ken" Bennett; and for other purposes.

HR 2321. By Representative Hatfield of the 177th:

A RESOLUTION honoring the memory of Annie Mae Joyner Tonning and expressing regret at her passing; and for other purposes.

On the adoption of the Resolutions, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Hill, C.A	Martin	Sailor
Y Amerson	Cummings	Holmes	Y Maxwell	Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Ashe	Y Day	Y Horne	Y McCall	E Scott, M
Y Barnard	Dean	Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Howard, E	Y Meadows	Shaw

Y Bearden
Beasley-Teague
Benfield
Y Benton
Black
Bordeaux
Borders
Y Bridges
Y Brooks
Brown
Bruce
Y Bryant
Y Buckner, D
Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Casas
Chambers
Y Channell
Y Cheokas
Coan
Cole
E Coleman, B
Coleman, T
Cooper
Y Cox
Y Dodson
Dollar
Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Everson
Y Fleming
Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Franklin
Y Freeman
Gardner
Geisinger
Golick
Y Graves, D
Graves, T
Greene
Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Heckstall
E Hembree
Henson
Y Hill, C
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
James
Y Jamieson
Y Jenkins
Y Jennings
Johnson
Jones, J
Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Lindsey
Lord
Y Loudermilk
Lucas
Y Lunsford
Maddox
Mangham
Manning
Y Marin
Y Millar
Mills
Y Mitchell
Morgan
Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Orrock
Y Parham
Y Parrish
Y Parsons
Porter
Powell
Y Ralston
Randall
Y Ray
Y Reece, B
Y Reece, S
Reese
Rice
Roberts
Y Rogers
Y Royal
Rynders
Y Sheldon
Y Sims, C
Y Sims, F
Sinkfield
Y Smith, B
Smith, L
Smith, P
Y Smith, R
Y Smith, T
Smith, V
E Smyre
Stanley-Turner
Y Stephens
Stephenson
Y Talton
Teilhet
Thomas, A.M
Y Thomas, B
Tumlin
Walker
Y Warren
Y Watson
Y Wilkinson
Willard
Williams, A
Williams, E
Williams, R
Wix
Y Yates
Richardson, Speaker

On the adoption of the Resolutions, the ayes were 96, nays 0.

The Resolutions were adopted.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 1290. By Representatives Hill of the 180th, Lewis of the 15th, Lane of the 167th and Lane of the 158th:

A BILL to be entitled an Act to amend Chapter 5 of Title 46 of the Official Code of Georgia Annotated, relating to telephone and telegraph service, so as to prohibit the intentional sale or fraudulent transfer or use of the records of a customer of a telephone service provider; to provide a short title; to provide for a fine, imprisonment of not more than ten years, or both; to exempt law enforcement agencies; to provide definitions; to provide a legislative purpose; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 5 of Title 46 of the Official Code of Georgia Annotated, relating telephone and telegraph services, so as to provide that the unauthorized sale or use of telephone records of a customer is unlawful and constitutes a felony; to provide a short title; to provide a penalty; to provide for certain exemptions including the actions of law enforcement agencies; to provide definitions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 5 of Title 46 of the Official Code of Georgia Annotated, relating to telephone and telegraph services, is amended by adding a new Article 6 to read as follows:

″ARTICLE 6

46-5-200.

This article shall be known and may be cited as the 'Georgia Telephone Records Protection Act.'

46-5-201.

As used in this article, the term:

(1) 'Procure' means to obtain by any means, whether electronically or in writing or in oral form, with or without consideration.

(2) 'Telephone' means any device used by a person for voice communications in connection with the services of a voice service provider, whether such voice communications are transmitted in analog, data, or any other form.

(3) 'Telephone record' means information retained by a voice service provider that relates to a telephone number dialed by the customer or the incoming telephone numbers of calls directed to a customer or other data related to telephone calls typically contained on a customer telephone bill, such as the time the call started and ended, the duration of the call, the time of day the call was made, and any charges applied. For purposes of this article, any information collected and retained by, or on behalf of, customers utilizing caller identification or other similar technology does not constitute a telephone record.

(4) 'Voice service provider' means any person, firm, partnership, corporation, association, or municipal, county, or local governmental entity that provides telephone services to a customer, irrespective of the communications technology used to provide such service, including, but not limited to, traditional wireline or cable telephone service; cellular, broadband personal communications service, or other

wireless telephone service; microwave, satellite, or other terrestrial telephone service; and voice over Internet protocol service.

46-5-202.

(a) It shall be a felony, punishable by a fine of not more than $250,000.00, imprisonment for not more than ten years, or both, for a person to do any of the following acts:

(1) To knowingly procure, attempt to procure, solicit, or conspire with another to procure a telephone record of any resident or business of this state without the authorization of the customer to whom the record pertains or by fraudulent, deceptive, or false means;

(2) To knowingly sell, or attempt to sell, a telephone record of any resident or business of this state without the authorization of the customer to whom the record pertains; or

(3) To receive a telephone record of any resident or business of this state knowing that the record has been obtained without the authorization of the customer to whom the record pertains or by fraudulent, deceptive, or false means.

46-5-203.

No provision of this article shall be construed so as to prevent any action by a law enforcement agency or any officer or agent of the agency, under color of law, to obtain telephone records in connection with the performance of the official duties of the agency.

46-5-204.

(a) No provision of this article shall be construed to prohibit a voice service provider from obtaining, using, disclosing, or permitting access to any telephone record, either directly or indirectly through its agents, vendors, or suppliers, in any of the following circumstances:

(1) As otherwise authorized or permitted by law, including, but not limited to, the sharing of the records with its affiliates or pursuant to the terms of an interconnection agreement or other contractual agreement between voice service providers;

(2) With the consent or approval of the customer or subscriber;

(3) As may be reasonably incident to the rendition of the service or to the protection of the rights or property of the provider of that service or to protect users of those services and other carriers from fraudulent, abusive, or unlawful use of or subscription to the services;

(4) To give access to a governmental entity, if the voice service provider reasonably believes that an emergency involving immediate danger of death or serious physical injury to any person justifies disclosure of the information;

(5) To give access to the National Center for Missing and Exploited Children, in connection with a report submitted thereto under Section 227 of the federal Victims of Child Abuse Act of 1990, 42 U.S.C. Section 13032; or

(6) Pursuant to a court order or pursuant to a subpoena, discovery request, or notice to produce properly served by any party in a civil action, administrative proceeding, or criminal proceeding.

(b) The provisions of this article shall not apply to a voice service provider, its employees, agents, or representatives who reasonably and in good faith act pursuant to the provisions of subsection (a) of this Code section, notwithstanding any later determination that the act was not authorized.

46-5-205.

No private right of action is authorized pursuant to this article."

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

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

Representative Hill of the 180th moved that the House agree to the Senate substitute to HB 1290.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Crawford	Y Hill, C.A	Martin	Y Sailor
Y Amerson	Y Cummings	Holmes	Y Maxwell	Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Ashe	Y Day	Y Horne	Y McCall	E Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Dodson	Y Hudson	Millar	Y Sheldon
Beasley-Teague	Y Dollar	Y Hugley	E Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Sinkfield
Black	Ehrhart	James	Morris	Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Smith, L
Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Johnson	Y Murphy, J	Y Smith, T
Brown	Floyd, H	Y Jones, J	Y Murphy, Q	Smith, V
Bruce	Y Floyd, J	Jones, S	Y Neal	E Smyre
Y Bryant	Fludd	Jordan	Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	O'Neal	Y Stephens
Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Burmeister	Gardner	Y Knight	Parrish	Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Powell	Y Tumlin
Y Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker

Casas	Y Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Lindsey	Y Ray	Y Watson
Channell	Harbin	Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Williams, R
Coleman, T	Y Hembree	Mangham	Y Rogers	Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 113, nays 0.

The motion prevailed.

Representative Lindsey of the 54th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bill of the Senate was taken up for the purpose of considering the report of the Committee of Conference thereon:

SB 636. By Senator Bulloch of the 11th:

A BILL to be entitled an Act to amend Code Section 1-3-3 of the Official Code of Georgia Annotated, relating to definitions of terms used in such code or other laws of the state, so as to define the term biodiesel fuel; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 636

The Committee of Conference on SB 636 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 636 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ John Bulloch
Senator, 11th District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ Chambers
Representative, 81st District

/s/ Ralph Hudgens
Senator, 47th District

/s/ Ehrhart
Representative, 36th District

/s/ Pearson
Senator, 51st District

/s/ Jan Jones
Representative, 46th District

A BILL

To amend Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to sale of petroleum products, so as to prohibit the production, offering for sale, or sale of biodiesel fuel for certain purposes unless such fuel meets certain standards; to amend Chapter 9 of Title 12 of the Official Code of Georgia Annotated, relating to prevention and control of air pollution, so as to define a term; to authorize and urge the director of the Environmental Protection Division to develop for consideration by the Board of Natural Resources rules and regulations phasing out the use of gasoline containing a certain chemical; to authorize the adoption of such rule and regulations; to provide for a study relating to gasoline additives; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to sale of petroleum products, is amended by adding a new Code section to read as follows:

"10-1-151.1.

It shall be unlawful for any person to produce, offer for sale, or sell any biodiesel fuel to be used in blending such biodiesel fuel with petroleum diesel fuel to create a blended fuel for subsequent sale for use in diesel engines unless the biodiesel fuel meets the specifications of American Society for Testing and Materials Standard D 6751."

SECTION 2.

Chapter 9 of Title 12 of the Official Code of Georgia Annotated, relating to prevention and control of air pollution, is amended by adding a new Article to read as follows:

"ARTICLE 3.

12-9-70.

(a) As used in this Code section, the term 'MTBE' means methyl tertiary butyl ether.

(b) The director of the Environmental Protection Division of the department is authorized and urged to study and review the use of gasoline additives in this state and to develop rules and regulations not later than January 1, 2008, for consideration by the

Board of Natural Resources to provide for a phase out of the permissible use of gasoline containing MTBE in a manner designed to coordinate such phase out with other states adjacent to this state to the extent practicable; and the board is authorized to adopt rules and regulations for such purpose. In developing such rules and regulations, the director is urged to consider the need to ensure adequate supplies of gasoline in this state, environmental issues such as air quality and ground-water protection, the overall benefits and concerns with various gasoline additives, the use of additives by adjacent states, and the viability of ethanol for use as an additive to the greatest extent practicable."

SECTION 3.

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

Representative Chambers of the 81st moved that the House adopt the report of the Committee of Conference on SB 636.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Martin	Y Sailor
Y Amerson	Y Cummings	Holmes	Y Maxwell	Scheid
Y Anderson	Y Davis	Y Holt	Y May	Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
E Barnard	Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Dodson	Y Hudson	Millar	Y Sheldon
Beasley-Teague	Y Dollar	Hugley	E Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Black	Ehrhart	Y James	Y Morris	Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Brown	Floyd, H	Jones, J	Y Murphy, Q	Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	O'Neal	Y Stephens
Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Gardner	Y Knight	Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	N Parsons	Thomas, A.M
Y Butler	Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Lane, B	Powell	Y Tumlin
Y Carter	Graves, T	Y Lane, R	Ralston	Walker
Casas	Y Greene	Y Lewis	Randall	Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Channell	Harbin	Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Y Williams, E

Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Williams, R
Y Coleman, T	Y Hembree	Y Mangham	N Rogers	Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Rynders	Richardson, Speaker

On the motion, the ayes were 118, nays 2.

The motion prevailed.

Representative Holmes of the 61st stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bills of the House were taken up for the purpose of considering the Senate substitutes thereto:

HB 344. By Representative Cummings of the 16th:

A BILL to be entitled an Act to amend Code Section 47-7-101 of the Official Code of Georgia Annotated, relating to eligibility for retirement benefits under the Georgia Firefighters´ Pension Fund, withdrawal of application for benefits before approval, and reemployment, so as to provide that the benefits of a firefighter who returns to service after retirement may exceed his or her previous benefit after he or she has acquired one year´s service after such reemployment; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters´ Pension Fund, so as to change certain definitions; to provide for requirements for creditable service; to provide for current membership; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 7 of Title 47 of the Official Code of Georgia Annotated, relating to the Georgia Firefighters´ Pension Fund, is amended by striking paragraphs (3) and (7) of Code Section 47-7-1, relating to definitions, and inserting in lieu thereof, respectively, the following:

"(3) 'Firefighter' means a person who is a full-time employee of a fire department who in the course of full-time employment by and within a department either~~:~~

~~(A) Is~~ is a candidate for or holds a current firefighter's certificate issued under Article 1 of Chapter 4 of Title 25 and has as incident to his or her position of employment the principal duty of, and actually performs the function of, preventing and suppressing fires; ~~or~~

~~(B) Has as incident to the position of employment the principal responsibility to perform, and actually performs, support functions for fire prevention and fire suppression activities of the fire department of a type which the board by regulation finds have been traditionally and customarily performed by employees of fire departments in the State of Georgia, including, without limitation, the activities of administrative personnel within the department, mechanics whose primary duties are the maintenance and repair of fire-fighting equipment and apparatus, operating engineers whose primary duties are the operation of fire-fighting equipment and apparatus, communications and clerical personnel, and fire prevention and fire inspection personnel;~~ provided, however, that such term shall not include persons whose primary responsibility is the performance of emergency medical services."

SECTION 2.

Said chapter is further amended by inserting immediately following paragraph (3) of Code Section 47-7-1, relating to definitions, a new paragraph to read as follows:

"(3.1) 'Full-time employment' means working at a permanent job position for at least 40 hours a week."

SECTION 3.

Said chapter is further amended by inserting immediately following paragraph (5) of Code Section 47-7-1, relating to definitions, a new paragraph to read as follows:

"(5.1) 'Part-time employment' means working at a permanent job position for less than 40 hours a week."

SECTION 4.

Said chapter is further amended by striking in its entirety paragraph (7) of Code Section 47-7-1, relating to definitions, and inserting in lieu thereof the following:

"(7) 'Volunteer firefighter' means an individual who is appointed and regularly enrolled as a volunteer, with or without compensation, with a fire department; who, as a volunteer firefighter, has and primarily performs the principal responsibility of preventing or suppressing fires; and who satisfies the requirements specified in subparagraph (a)(1)(D) of Code Section 25-3-23."

SECTION 5.

Said chapter is further amended by inserting at the end of Code Section 47-7-40, relating to eligibility to apply for membership in the Georgia Firefighters´ Pension Fund, a new subsection to read as follows:

"(c) Any person who, on June 30, 2006, was an active member of the fund by virtue of holding a position other than as a certified firefighter or a candidate for such certification, in accordance with the qualifications for membership in effect on that date, shall be entitled to remain a member of the fund; provided, however, that if such person has a break in membership any future membership shall be subject to laws and regulations in effect at such time."

SECTION 6.

Said chapter is further amend by inserting at the end of Code Section 47-7-81, relating to the effect of failure of volunteer fire department to hold required drills; effect of volunteer firefighter's failure to meet attendance requirements, a new subsection to read as follows:

"(c) The board is authorized to prescribe the monthly and annual hourly requirements in conjunction with the Georgia Firefighter Standards and Training Council necessary to receive credit for service toward retirement and other benefits under this chapter and to establish the form of reports required to be filed with the board concerning such matters and the time within which such reports must be filed with the board. In no case shall the average weekly hourly requirement be less than 20 hours per week for any calendar year."

SECTION 7.

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

Representative Cummings of the 16th moved that the House agree to the Senate substitute to HB 344.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Scheid
Y Anderson	Y Davis	Y Holt	Y May	Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
E Barnard	Y Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Dodson	Y Hudson	Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	E Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	O'Neal	Y Stephens

Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Gardner	Y Knight	Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Lane, B	Powell	Y Tumlin
Y Carter	Graves, T	Y Lane, R	Y Ralston	Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Channell	Harbin	Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Maddox	Y Roberts	Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 129, nays 0.

The motion prevailed.

HB 1392. By Representatives Hembree of the 67th, Rice of the 51st, Murphy of the 23rd and Yates of the 73rd:

A BILL to be entitled an Act to amend Chapter 6 of Title 40 of the Official Code of Georgia Annotated, relating to uniform rules of the road, so as to provide for certain penalties for a driver who commits a right of way violation resulting in a collision with a motorcyclist, pedestrian, or bicyclist; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to change the definition of vehicles that may be operated under noncommercial Class C driver's license relative to farmers towing vehicles hauling agricultural products, livestock, farm machinery, or farm supplies; to provide for certain penalties for a driver who commits a right of way violation resulting in a collision with a motorcyclist, pedestrian, bicyclist, or farmer transporting vehicles hauling agricultural products, livestock, farm machinery, or farm products; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is amended in Code Section 40-5-23, relating to classes of licenses, by striking subsection (c) and inserting in lieu thereof the following:

"(c) The noncommercial classes of motor vehicles for which operators may be licensed shall be as follows:

Class A — Any combination of vehicles with a gross vehicle weight rating of 26,001 pounds or more, provided the gross vehicle weight rating of the vehicle or vehicles being towed is in excess of 10,000 pounds, and all vehicles included within Class B and Class C;

Class B — Any single vehicle with a gross vehicle weight rating of 26,001 pounds or more, any such vehicle towing a vehicle with a gross vehicle weight rating not in excess of 10,000 pounds, and all vehicles included within Class C;

Class C — Any single vehicle with a gross vehicle weight rating not in excess of 26,000 pounds, any such vehicle towing a vehicle with a gross vehicle weight rating not in excess of 10,000 pounds, any such vehicle towing a vehicle with a gross vehicle weight rating in excess of 10,000 pounds, provided that the combination of vehicles has a gross combined vehicle weight rating not in excess of 26,000 pounds, and any self-propelled or towed vehicle that is equipped to serve as temporary living quarters for recreational, camping, or travel purposes and is used solely as a family or personal conveyance; except that any combination of vehicles with a gross vehicle weight rating not in excess of 26,000 pounds may be operated under such class of license if such combination of vehicles are controlled and operated by a farmer, used to transport agricultural products, livestock, farm machinery, or farm supplies to or from a farm, and are not used in the operations of a common or contract carrier;

Class D — Provisional license applicable to noncommercial Class C vehicles for which an applicant desires a driver's license but is not presently licensed to drive;

Class M — Motorcycles, motor driven cycles, and three-wheeled motorcycles;

Class P — Instructional permit applicable to all types of vehicles for which an applicant desires a driver's license but is not presently licensed to drive.

Any applicant for a Class A or Class B license must possess a valid Georgia driver's license for Class C vehicles. A license issued pursuant to this Code section shall not be a commercial driver's license."

SECTION 2.

Said title is further amended by adding a new Code Section 40-6-77 to read as follows:

"40-6-77.

Any person who causes a serious injury to another person as a result of a collision with a motorcyclist, bicyclist, pedestrian, or farmer operating any vehicle used to transport agricultural products, livestock, farm machinery, or farm supplies by committing any right of way violation under this chapter when such motorcyclist, bicyclist, pedestrian, or farmer operating any vehicle used to transport agricultural products, livestock, farm machinery, or farm supplies is abiding by the provisions of this title shall be guilty of a

misdemeanor and shall be punished by a fine of not less than $250.00 in addition to any other penalties stipulated by law. For purposes of this Code section, serious injury shall include, but shall not be limited to, causing bodily harm to another by depriving him or her of a member of his or her body, by rendering a member of his or her body useless, by seriously disfiguring his or her body or a member thereof, or by causing organic brain damage which renders the body or any member thereof useless."

SECTION 3.

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

Representative Hembree of the 67th moved that the House agree to the Senate substitute to HB 1392.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Anderson
Y Ashe
E Barnard
Y Barnes
Y Bearden
Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Bridges
Y Brooks
Brown
Bruce
Y Bryant
Y Buckner, D
Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Byrd
Y Carter
Y Casas
Y Chambers
Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Epps
Y Everson
Fleming
Y Floyd, H
Y Floyd, J
Fludd
Y Forster
Y Franklin
Freeman
Gardner
Y Geisinger
Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Jordan
Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Millar
E Mills
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Murphy, Q
Y Neal
Y Oliver
O'Neal
Y Orrock
Y Parham
Parrish
Y Parsons
Porter
Powell
Y Ralston
Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Scott, A
Y Scott, M
Setzler
Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Thomas, A.M
Y Thomas, B
Y Tumlin
Walker
Y Warren
Watson
Y Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 126, nays 0.

The motion prevailed.

Representative Thomas of the 55th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

The following Bills of the House and Senate were taken up for the purpose of considering the reports of the Committees of Conference thereon:

HB 1371. By Representatives Graves of the 137th, Carter of the 159th, Harbin of the 118th, Stephens of the 164th and Parrish of the 156th:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to enact "The Pharmacy Audit Bill of Rights"; to provide for a short title; to set out a list of rights of pharmacies undergoing audits; to provide for an appeal process; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1371

The Committee of Conference on HB 1371 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1371 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Ralph Hudgens
Senator, 47th District

/s/ Don Thomas
Senator, 54th District

/s/ Greg Groggans
Senator, 7th District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ Graves
Representative, 137th District

/s/ Stephens
Representative, 164th District

/s/ Carter
Representative, 159th District

A BILL

To amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to enact "The Pharmacy Audit Bill of Rights"; to provide for a short title; to set out a list of rights of pharmacies undergoing audits; to provide for an appeal process; to provide for applicability; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, is amended by adding a new Code section to the end of Article 6, relating to pharmacies, to read as follows:

"26-4-118.

(a) This Code section shall be known and may be cited as 'The Pharmacy Audit Bill of Rights.'

(b) Notwithstanding any other law, when an audit of the records of a pharmacy is conducted by a managed care company, insurance company, third-party payor, the Department of Community Health under Article 7 of Chapter 4 of Title 49, or any entity that represents such companies, groups, or department, it shall be conducted in accordance with the following bill of rights:

(1) The entity conducting the initial on-site audit must give the pharmacy notice at least one week prior to conducting the initial on-site audit for each audit cycle;

(2) Any audit which involves clinical or professional judgment must be conducted by or in consultation with a pharmacist;

(3) Any clerical or record-keeping error, such as a typographical error, scrivener's error, or computer error, regarding a required document or record may not in and of itself constitute fraud; however, such claims may be subject to recoupment. No such claim shall be subject to criminal penalties without proof of intent to commit fraud;

(4) A pharmacy may use the records of a hospital, physician, or other authorized practitioner of the healing arts for drugs or medicinal supplies written or transmitted by any means of communication for purposes of validating the pharmacy record with respect to orders or refills of a legend or narcotic drug;

(5) A finding of an overpayment or underpayment may be a projection based on the number of patients served having a similar diagnosis or on the number of similar orders or refills for similar drugs; however, recoupment of claims must be based on the actual overpayment or underpayment unless the projection for overpayment or underpayment is part of a settlement as agreed to by the pharmacy;

(6) Each pharmacy shall be audited under the same standards and parameters as other similarly situated pharmacies audited by the entity;

(7) A pharmacy shall be allowed at least 30 days following receipt of the preliminary audit report in which to produce documentation to address any discrepancy found during an audit;

(8) The period covered by an audit may not exceed two years from the date the claim was submitted to or adjudicated by a managed care company, insurance company, third-party payor, the Department of Community Health under Article 7 of Chapter 4 of Title 49, or any entity that represents such companies, groups, or department;

(9) An audit may not be initiated or scheduled during the first seven calendar days of any month due to the high volume of prescriptions filled during that time unless otherwise consented to by the pharmacy;

(10) The preliminary audit report must be delivered to the pharmacy within 120 days after conclusion of the audit. A final audit report shall be delivered to the pharmacy within six months after receipt of the preliminary audit report or final appeal, as provided for in subsection (c), whichever is later; and

(11) The audit criteria set forth in this subsection shall apply only to audits of claims submitted for payment after July 1, 2006. Notwithstanding any other provision in this subsection, the agency conducting the audit shall not use the accounting practice of extrapolation in calculating recoupments or penalties for audits.

(c) Recoupments of any disputed funds shall only occur after final internal disposition of the audit, including the appeals process as set forth in subsection (d) of this Code section.

(d) Each entity conducting an audit shall establish an appeals process under which a pharmacy may appeal an unfavorable preliminary audit report to the entity. If, following the appeal, the entity finds that an unfavorable audit report or any portion thereof is unsubstantiated, the entity shall dismiss the audit report or said portion without the necessity of any further proceedings.

(e) Each entity conducting an audit shall provide a copy of the final audit report, after completion of any review process, to the plan sponsor.

(f) This Code section shall not apply to any investigative audit which involves fraud, willful misrepresentation, or abuse including without limitation investigative audits under Article 7 of Chapter 4 of Title 49, Code Section 33-1-16, or any other statutory provision which authorizes investigations relating to insurance fraud."

SECTION 2.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 3.

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

Representative Graves of the 137th moved that the House adopt the report of the Committee of Conference on HB 1371.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Anderson
Y Ashe
E Barnard
Y Barnes
Y Bearden
Y Beasley-Teague
Benfield
Y Benton
Black
Y Bordeaux
Borders
Y Bridges
Y Brooks
Brown
Bruce
Y Bryant
Y Buckner, D
Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Channell
Y Cheokas
Y Coan
Y Cole
Coleman, B
Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Epps
Y Everson
Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Gardner
Y Geisinger
Golick
Y Graves, D
Graves, T
Y Greene
Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Jordan
Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Lord
Loudermilk
Lucas
Y Lunsford
Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Millar
E Mills
Y Mitchell
Morgan
Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Murphy, Q
Neal
Y Oliver
O'Neal
Y Orrock
Y Parham
Parrish
Y Parsons
Porter
Y Powell
Y Ralston
Randall
Ray
Y Reece, B
Y Reece, S
Y Reese
Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Scott, A
Y Scott, M
Setzler
Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Thomas, A.M
Y Thomas, B
Y Tumlin
Walker
Y Warren
Y Watson
Y Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 124, nays 0.

The motion prevailed.

Representative Thomas of the 55th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

HB 194. By Representatives Martin of the 47th, Burkhalter of the 50th, Amerson of the 9th, Royal of the 171st, Ashe of the 56th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to provide for income tax credits with respect to teleworking for a limited period of time; to provide for definitions; to provide for conditions, limitations, and exclusions; to provide for powers, duties, and authority of the state revenue commissioner with respect to the foregoing; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 194

The Committee of Conference on HB 194 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 194 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ Casey Cagle Senator, 49th District	/s/ Chuck Martin Representative, 47th District
/s/ Judson Hill Senator, 32nd District	/s/ Bob Smith Representative, 113th District
/s/ Chip Rogers Senator, 21st District	/s/ Larry O'Neal Representative, 146th District

A BILL

To amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to provide for income tax credits with respect to teleworking for a limited period of time; to provide for definitions; to provide for conditions, limitations, and exclusions; to provide for powers, duties, and authority of the state revenue commissioner with respect to the foregoing; to change certain provisions regarding calculation of the entertainment industry income tax credit in the event a tier designation is changed; to provide for effective dates; to provide for applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, is amended by adding a new Code section immediately following Code Section 48-7-29.9, to be designated Code Section 48-7-29.10, to read as follows:

"48-7-29.10.

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

(1) 'Eligible telework expenses' means expenses incurred during the calendar year pursuant to a telework agreement, up to a limit of $1,200.00 for each participating employee, to enable a participating employee to begin to telework, which expenses are not otherwise the subject of a deduction from income claimed by the employer in any tax year. Such expenses shall include, but not be limited to, expenses paid or incurred to purchase computers, computer related hardware and software, modems, data processing equipment, telecommunications equipment, high-speed Internet connectivity equipment, computer security software and devices, and all related delivery, installation, and maintenance fees. Such expenses shall not include replacement costs for computers, computer related hardware and software, modems, data processing equipment, telecommunications equipment, or computer security software and devices at the principal place of business when that equipment is relocated to the telework site. Such expenses shall not include expenses for which a credit is claimed under any other provision of this article. Such expenses may be incurred only once per employee. Such expenses may be incurred directly by the employer on behalf of the participating employee or directly by the participating employee and subsequently reimbursed by the employer.

(2) 'Employer' means any employer upon whom an income tax is imposed by this article.

(3) 'Participating employee' means an employee who has entered into a telework agreement with his or her employer on or after the effective date of this Code section. This term shall not include an individual who is self-employed or an individual who ordinarily spends a majority of his or her workday at a location other than the employer's principal place of business.

(4) 'Telework' means to perform normal and regular work functions on a workday that ordinarily would be performed at the employer's principal place of business at a different location, thereby eliminating or substantially reducing the physical commute to and from that employer's principal place of business. This term shall not include home based businesses, extensions of the workday, or work performed on a weekend or holiday.

(5) 'Telework agreement' means an agreement signed by the employer and the participating employee, on or after the effective date of this Code section, that defines the terms of a telework arrangement, including the number of days per year the participating employee will telework, as provided in subsection (b) of this Code section in order to qualify for the credit, and any restrictions on the place from which the participating employee will telework.

(6) 'Telework assessment' means an optional assessment leading to the development of policies and procedures necessary to implement a formal telework program which would qualify the employer for the credit provided in subsection (b) of this Code section, including but not limited to a workforce profile, a telework program business case and plan, a detailed accounting of the purpose, goals, and operating procedures of the telework program, methodologies for measuring telework program activities and success, and a deployment schedule for increasing telework activity.

(b) For taxable years beginning or ending on or after January 1, 2008, and prior to January 1, 2010, an employer shall be allowed a state income tax credit against the tax imposed by Code Section 48-7-20 or Code Section 48-7-21 for a percentage of eligible telework expenses incurred in the calendar years 2008 and 2009. The amount of such credit shall be calculated as follows:

(1) The credit shall be equal to 100 percent of the eligible telework expenses incurred pursuant to a telework agreement requiring the participating employee to telework at least 12 days per month if the employer's principal place of business is located in an area designated by the United States Environmental Protection Agency as a nonattainment area under the federal Clean Air Act, 42 U.S.C. Section 7401 et seq.;

(2) The credit shall be equal to 75 percent of the eligible telework expenses incurred pursuant to a telework agreement requiring the participating employee to telework at least 12 days per month; or

(3) The credit shall be equal to 25 percent of the eligible telework expenses incurred pursuant to a telework agreement requiring the participating employee to telework at least five days per month.

(c)(1) In addition to the credit provided by subsection (b) of this Code section, an employer conducting a telework assessment on or after the effective date of this Code section shall be allowed a credit in the calendar year of implementation of the employer's formal telework program against the tax imposed by Code Section 48-7-20 or Code Section 48-7-21 for 100 percent of the cost, up to a maximum credit of $20,000.00 per employer, of preparing the assessment. Such costs shall not be eligible for such credit if they are otherwise the subject of a deduction from income claimed by the employer in any tax year. Costs incurred on or after the effective date of this Code section and before January 1, 2008, shall be treated as being incurred on January 1, 2008, for purposes of this Code section. The credit provided by this subsection is intended to include program planning expenses, including direct program development and training costs, raw labor costs, and professional consulting fees; the credit shall not include expenses for which a credit is claimed under any other provision of this article. This credit shall be allowed only once per employer.

(2) All telework assessments eligible for a state income tax credit under this subsection shall meet standards for eligibility promulgated by the commissioner.

(d) In no event shall the total amount of any tax credit under this Code section for a taxable year exceed the employer's income tax liability. No unused tax credit shall be allowed to be carried forward to apply to the employer's succeeding years´ tax liability. No such tax credit shall be allowed the employer against prior years´ tax liability.

(e)(1) An employer seeking to claim a tax credit provided for under subsections (b) and (c) of this Code section must submit an application to the commissioner for tentative approval of the tax credit provided for in subsections (b) and (c) of this Code section between September 1 and October 31 of the year preceding the calendar year for which the tax credit is to be earned. The commissioner shall promulgate the rules and forms on which the application is to be submitted. Amounts specified on such application shall not be changed by the employer after the application is approved by the commissioner. Such applications must certify that the employer would not have incurred the eligible telework expenses mentioned therein but for the availability of the tax credit. The commissioner shall review such application and shall tentatively approve such application upon determining that it meets the requirements of this Code section.

(2) The commissioner shall provide tentative approval of the applications by the date provided in paragraph (3) of this subsection. In no event shall the aggregate amount of tax credits approved by the commissioner for all qualified employers under this Code section in a calendar year exceed:

(A) $2,000,000.00 for credits earned in calendar year 2008; and

(B) $2,000,000.00 for credits earned in calendar year 2009.

(3) The Department shall notify each employer of the tax credits tentatively approved and allocated to such employer by December 31st of the year in which the application was submitted. In the event that the credit amounts on the tax credit applications filed with the commissioner exceed the maximum aggregate limit of tax credits under this subsection, then the tax credits shall be allocated among the employers who filed a timely application on a pro rata basis based upon the amounts otherwise allowed by this Code section. Once the tax credit application has been approved and the amount approved has been communicated to the applicant, the employer (applicant) may make purchases approved for the tax credit at any time during the calendar year following the approval of the application. The employer may then apply the amount of the approved tax credit to their tax liability for the tax year or years for which the approved application applies. In the event the employer has a tax year other than a calendar year and the calendar year expenses are incurred in more than one taxable year, the credit shall be applied to each taxable year based upon when the expenses are incurred.

(f) Notwithstanding the provisions of Code Sections 48-2-15, 48-7-60, and 48-7-61, on or before December 31, 2010, for credits allowed in calendar year 2008 and by December 31, 2011, for credits allowed in calendar year 2009, the commissioner shall make available a public report disclosing the employer names and amounts of credit claimed under this Code section.

(g) The commissioner shall promulgate any rules and regulations necessary to implement and administer this Code section."

SECTION 2.

Said article is further amended by striking paragraph (9) of Code Section 48-7-40.26, relating to definitions regarding the entertainment industry income tax credit, and inserting in its place a new paragraph (9) to read as follows:

"(9) 'Tier' means a tier as designated pursuant to Code Section 48-7-40, as amended. In the event production expenditures will occur in more than one taxable year for a particular state certified production, the commissioner shall prescribe redesignation procedures to ensure that the production company can claim credits for such state certified production in future years without regard to whether or not a particular county is reclassified in a different tier."

SECTION 3.

(a) Except as otherwise provided in subsection (b) of this section, this Act shall become effective July 1, 2006.

(b) Section 1 of this Act shall become effective on July 1, 2007.

SECTION 4.

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

Representative Martin of the 47th moved that the House adopt the report of the Committee of Conference on HB 194.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	McCall	Y Scott, M
E Barnard	Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Dodson	Y Hudson	Y Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	E Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Murphy, J	Y Smith, T
Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Neal	E Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Y Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker

Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 146, nays 0.

The motion prevailed.

Representative Thomas of the 55th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

HB 1257. By Representatives Knox of the 24th, Maxwell of the 17th, Meadows of the 5th and Watson of the 91st:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to exempt certain change of address filings by agents, subagents, counselors, and adjusters from a fee; to provide for certain qualifications for a counselor's license; to provide for the maintenance by the Commissioner of Insurance of the address of the place of business of agents, subagents, counselors, and adjusters; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1257

The Committee of Conference on HB 1257 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1257 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ David Shafer
Senator, 48th District

FOR THE HOUSE
OF REPRESENTATIVES:

/s/ Golick
Representative, 34th District

/s/ Hudgens
Senator, 47th District

/s/ Knox
Representative, 24th District

/s/ Casey Cagle
Senator, 49th District

/s/ Stan Watson
Representative, 91st District

A BILL

To amend Chapter 11 of Title 31 of the Official Code of Georgia Annotated, relating to emergency medical services, so as to revise certain definitions; to change certain provisions relating to evaluation of a person with an emergency condition and initiation of intervention without prospective authorization; to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to change certain provisions relating to emergency services requirements; to change certain provisions relating to payments to nonparticipating and nonpreferred providers of health care services; to change certain provisions relating to health benefit plans providing incentives to use services of preferred providers; to exempt certain change of address filings by agents, subagents, counselors, and adjusters from a fee; to provide for certain qualifications for a counselor's license; to provide for the maintenance by the Commissioner of Insurance of the address of the place of business of agents, subagents, counselors, and adjusters; to provide for related matters; to provide for effective dates; to provide for applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 11 of Title 31 of the Official Code of Georgia Annotated, relating to emergency medical services, is amended by striking paragraphs (2) and (3) of Code Section 31-11-81, relating to definitions, in their entirety and inserting in lieu thereof the following:

"(2) 'Emergency medical provider' means any provider of emergency medical transportation licensed or permitted by the Georgia Department of Human Resources, any hospital licensed or permitted by the Georgia Department of Human Resources, any hospital based service, or any physician licensed by the Composite State Board of Medical Examiners who provides emergency services.

(3) 'Emergency services' means emergency medical transportation or health care services provided in a hospital emergency facility to evaluate and treat any emergency condition."

SECTION 2.

Said chapter is further amended in Code Section 31-11-82, relating to evaluation of a person with an emergency condition and initiation of intervention without prospective authorization, by striking subsection (b) in its entirety and inserting a new subsection (b) to read as follows:

"(b) If in the opinion of the attending physician or licensed ambulance service personnel acting under the medical direction of an ambulance service medical director as defined in Code Section 31-11-60.1 the evaluation provided under subsection (a) of this Code section warrants, he or she may initiate appropriate intervention to stabilize the condition of the patient without seeking or receiving prospective authorization by an insurer, a health maintenance organization, or a private health benefit plan. No insurer, health maintenance organization, or private health benefit plan may subsequently deny payment for an evaluation, diagnostic testing, or treatment provided as part of such intervention for an emergency condition."

SECTION 3.

Title 33 of the Official Code of Georgia Annotated, relating to insurance, is amended by striking subparagraph (A) of paragraph (1) of Code Section 33-20A-9, relating to emergency services requirements, in its entirety and inserting in lieu thereof the following:

"(1)(A) In the event that a patient seeks emergency services and if necessary in the opinion of the emergency health care provider responsible for the patient's emergency care and treatment and warranted by his or her evaluation, such emergency provider may initiate necessary intervention to stabilize the condition of the patient without seeking or receiving prospective authorization by the managed care entity or managed care plan. No managed care entity or private health benefit plan may subsequently deny payment for an evaluation, diagnostic testing, or treatment provided as part of such intervention for an emergency condition. For purposes of this Code section, the term 'emergency health care provider' includes without limitation an emergency services provider and a licensed ambulance service providing 911 emergency medical transportation."

SECTION 4.

Said title is further amended by striking subsection (a) of Code Section 33-24-54, relating to payments to nonparticipating or nonpreferred providers of health care services, in its entirety and inserting in lieu thereof a new subsection (a) to read as follows:

"(a) Notwithstanding any provisions of Code Sections 33-1-3, 33-1-5, and 33-24-17 and Chapter 20 of this title or any other provisions of this title which might be construed to the contrary, whenever an accident and sickness insurance policy, subscriber contract, or self-insured health benefit plan, by whatever name called, which is issued or administered by a person licensed under this title provides that any of its benefits are payable to a participating or preferred provider of health care services licensed under the provisions of Chapter 4 of Title 26 or of Chapter 9, 11, 30, 34, 35, or 39 of Title 43 or of Chapter 11 of Title 31 for services rendered, the person licensed under this title shall be required to pay such benefits either directly to any similarly licensed nonparticipating or nonpreferred provider who has rendered such services, has a written assignment of benefits, and has caused written notice of such assignment to be given to the person licensed under this title or jointly to such nonparticipating or

nonpreferred provider and to the insured, subscriber, or other covered person; provided, however, that in either case the person licensed under this title shall be required to send such benefit payments directly to the provider who has the written assignment. When payment is made directly to a provider of health care services as authorized by this Code section, the person licensed under this title shall give written notice of such payment to the insured, subscriber, or other covered person."

SECTION 5.

Said title is further amended by adding to the end of Code Section 33-30-24, relating to health benefit plans providing certain incentives, the following:

"For purposes of this Code section, when a request for emergency care is made through the emergency 9-1-1 system on behalf of a covered person and the ambulance service licensed under Chapter 11 of Title 31 that was dispatched in response to the request is not a preferred provider, for purposes of payment under paragraph (1) of this Code section, it shall be presumed that the covered person could not reasonably reach a preferred provider."

SECTION 6.

Said title is further amended by striking subparagraph (AA) of paragraph (6) of Code Section 33-8-1, relating to fees and charges generally, and inserting in lieu thereof a new subparagraph (AA) to read as follows:

"(AA) Amendment of filings 25.00

Provided, however, that the Commissioner, in his or her discretion, may exempt from such fee change of address filings done off line by agents, subagents, counselors, and adjusters.

(AA.1) Change of address filings done on line by agents, subagents, counselors, and adjusters..... No charge"

SECTION 7.

Said title is further amended by striking paragraph (6) of subsection (a) of Code Section 33-23-5, relating to qualifications and requirements for license, and inserting in lieu thereof a new paragraph (6) to read as follows:

"(6) If applying for a license as counselor, the applicant must show that he or she either has had five years´ experience ~~acting as either~~ as an agent, subagent, or adjuster or in some other phase of the insurance business or has sufficient teaching or educational qualifications or experience which, in the opinion of the Commissioner, has qualified the applicant to act as such counselor; and the applicant shall pass such examination as shall be required by the Commissioner unless the applicant is exempted by the Commissioner, based on the applicant's experience and qualifications and pursuant to a regulation adopted by the Commissioner;".

SECTION 8.

Said title is further amended by striking Code Section 33-23-25, relating to place of business, and inserting a new Code Section 33-23-25 to read as follows:

"33-23-25.

Every licensed agent, subagent, counselor, and adjuster shall have and maintain in this state or, if a nonresident licensee, in the state of domicile, a place of business accessible to the public. The place of business shall be that wherein the licensee principally conducts transactions pursuant to the license. The address of the place of business shall ~~appear on all licenses of the resident licensee~~ be maintained by the Commissioner. All resident and nonresident licensees shall promptly notify the Commissioner in writing within 30 days of any change in the business address."

SECTION 9.

This Act shall become effective on July 1, 2006.

SECTION 10.

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

Representative Knox of the 24th moved that the House adopt the report of the Committee of Conference on HB 1257.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Y Dodson	Y Hudson	Millar	Y Sheldon
Beasley-Teague	Y Dollar	Y Hugley	E Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Neal	E Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Y Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker

Y Casas	Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Y Mangham	Y Rogers	Wix
Cooper	Henson	Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 149, nays 0.

The motion prevailed.

Representative Thomas of the 55th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

HB 304. By Representatives Burmeister of the 119th, Yates of the 73rd, Shaw of the 176th, Cummings of the 16th and Rice of the 51st:

A BILL to be entitled an Act to amend Article 1 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions concerning specific, business, and occupation taxes, so as to change the provisions relating to the imposition and determination of the amount of certain regulatory fees by local governments; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 304

The Committee of Conference on HB 304 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 304 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Bill Heath
Senator, 31st District

FOR THE HOUSE
OF REPRESENTATIVES:

/s/ Sue Burmeister
Representative, 119th District

/s/ Jones
Senator, 10th District

/s/ Dodson
Representative, 75th District

/s/ Jeff Mullis
Senator, 53rd District

/s/ John Heard
Representative, 104th District

A BILL

To amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, so as to prohibit local governments from prohibiting or regulating the sale of certain lawful products or services; to provide for exceptions; to provide that ordinances in violation of such provisions are void; to amend Article 1 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions concerning specific, business, and occupation taxes, so as to change the provisions relating to the imposition and determination of the amount of certain regulatory fees by local governments; to provide for the timing of payment of certain regulatory fees; to provide for related matters; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general provisions applicable to counties and municipal corporations, is amended by inserting a new Code section to be designated Code Section 36-60-24 to read as follows:

"36-60-24.

(a) The governing authority of a county or municipal corporation shall not prohibit the sale of products or services which products or services are lawful under subsection (b) of Code Section 25-10-1, unless such prohibition is expressly authorized by the general law of the state.

(b) If the sale of a product or service is regulated by subsection (b) of Code Section 25-10-1, the governing authority of a county or municipal corporation shall not enact additional regulation of the sale of such product or service, unless such additional regulation is expressly authorized by general law.

(c) Any ordinance enacted before, on, or after July 1, 2006, by a county or municipal corporation in violation of this Code section is void."

SECTION 2.

Article 1 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions concerning specific, business, and occupation taxes, is amended by adding a new subsection (e) to Code Section 48-13-9, relating to limitation on authority of local government to impose regulatory fee, to read as follows:

"(e) For each business, profession, or occupation, local governments are authorized to determine the amount of a regulatory fee imposed in accordance with this article only by one of the following methods:

(1) A flat fee for each business or practitioner of a profession or occupation doing business in the jurisdiction as authorized by Code Section 48-13-8;

(2) A flat fee for each type of permit or inspection requested;

(3) An hourly rate determined by the hourly wage or salary, including employee benefits, of the person or persons assigned to investigate or inspect multiplied by the number of hours estimated for the investigation or inspection to be performed;

(4) An hourly rate as determined by paragraph (3) of this subsection with the addition of other expenses reasonably related to such regulatory activity, such as administrative and travel expenses, multiplied by the number of hours estimated for the investigation or inspection to be performed;

(5) For construction projects that are classified as new construction, the number of square feet of construction or the number of square feet of construction to be served by the system to be installed, in conjunction with and limited by the building valuation data, as established from time to time by the International Code Council or by similar data, and in conjunction with and limited by the hourly rate described in paragraph (3) or (4) of this subsection; or

(6) For construction projects that are classified as renovation and all other construction projects other than those classified as new construction, the cost of the project in conjunction with and limited by the building valuation data that conforms with the principles and methods established from time to time by the International Code Council or by similar data, and in conjunction with and limited by the hourly rate described in paragraph (3) or (4) of this subsection."

SECTION 3.

Said article is further amended by striking subsections (b) and (c) of Code Section 48-13-20, relating to time for payment of fees and taxes, and inserting in lieu thereof new subsections (b) and (c) to read as follows:

"(b) Regulatory fees authorized by this chapter shall be paid before commencing business or the practice of a profession or occupation as a condition precedent for transacting business, or practicing a profession or occupation.

(c) Regulatory fees may be paid after commencing business or the practice of a profession or occupation when:

(1) The work done or services provided are necessary for the health, comfort, or safety of one or more individuals or protection of property. This paragraph shall apply to, but not be limited to, the repair, service, or installation of heating, ventilation, and air conditioning equipment or systems;

(2) The work done or services provided have no adverse effect on any other person; ~~and~~

(3) Regulatory fees are tendered to the local government within two business days after commencing business or the practice of a profession or occupation and any and

all required inspections are made in order to ensure compliance with applicable codes; and

(4) The work is commenced or the services are provided within 24 hours of receiving the request for such work or service and it is not possible for the person conducting the work or providing the service to obtain a permit prior to commencing due to the hours of operation of the local government's offices."

SECTION 4.

This Act shall become effective on July 1, 2006.

SECTION 5.

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

Representative Burmeister of the 119th moved that the House adopt the report of the Committee of Conference on HB 304.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	McCall	Y Scott, M
Y Barnard	Y Dean	N Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Y Dodson	Y Hudson	Millar	Y Sheldon
Beasley-Teague	Y Dollar	Y Hugley	E Mills	Y Sims, C
Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	N Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
N Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Neal	E Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	N Orrock	Stephenson
Burkhalter	Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Thomas, A.M
Y Butler	Y Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E

Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Coleman, T	Y Hembree	Mangham	Y Rogers	Wix
Cooper	Henson	Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 137, nays 4.

The motion prevailed.

Representative Thomas of the 55th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

HB 941. By Representatives Benton of the 31st, England of the 108th, Bearden of the 68th, Mosley of the 178th, Maddox of the 172nd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to recognize the religious heritage of America; to direct the Secretary of State to prepare documents relative to that heritage; to authorize counties to post documents relative to that heritage for education; to direct the Attorney General to defend counties who display documents relative to the religious heritage of America; to set forth the text relative to the religious heritage of America; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 941

The Committee of Conference on HB 941 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 941 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Ralph Hudgens
Senator, 47th District

/s/ John Douglas
Senator, 17th District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ James Mills
Representative, 25th District

/s/ Tommy Benton
Representative, 31st District

/s/ Nancy Schafer
Senator, 50th District

/s/ Terry England
Representative, 108th District

A BILL

To amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to authorize the display of certain historical documents as part of the foundation of American law and government; to provide for a context for the historical documents; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, is amended by adding a new Code Section 45-13-51 to read as follows:

"45-13-51.

(a) The General Assembly finds and determines:

(1) The General Assembly has directed the Division of Archives and History of the State of Georgia to encourage the study of historical documents;

(2) There is a need to educate and inform the public about the history and background of American law;

(3) The public courthouses and judicial facilities of this state are an ideal forum in which to display educational and informational material about the history and background of American law; and

(4) A basic knowledge of American constitutional history is important to the formation of civic virtue in our society;

(b) Each municipality and political subdivision of this state shall be authorized to post the Foundations of American Law and Government display, as described in subsection (c) of this Code section, in a visible, public location in the judicial facilities of such municipality or political subdivision.

(c) The Foundations of American Law and Government display shall include:

(1) The Mayflower Compact, 1620;

(2) The Ten Commandments as extracted from Exodus Chapter 20;

(3) The Declaration of Independence;

(4) Magna Carta;

(5) 'The Star-Spangled Banner' by Francis Scott Key;

(6) The national motto;

(7) The Preamble to the Georgia Constitution;

(8) The Bill of Rights of the United States Constitution; and

(9) The description on the image of Lady Justice.

(d) Public displays of the Foundations of American Law and Government shall contain the documents set forth in paragraphs (1) through (9) of subsection (c) of this Code section together with a context for acknowledging formative, historically significant documents in America's heritage as follows:

FOUNDATIONS OF AMERICAN LAW AND GOVERNMENT DISPLAY

The Foundations of American Law and Government display contains documents that played a significant role in the foundation of our system of law and government. The display contains (1) the Mayflower Compact; (2) the Ten Commandments; (3) the Declaration of Independence: (4) Magna Carta; (5) 'The Star-Spangled Banner'; (6) the national motto of the United States of America; (7) the Preamble to the Georgia Constitution; (8) the Bill of Rights of the United States Constitution; and (9) a picture of Lady Justice.

The Mayflower Compact

The Mayflower Compact was penned by William Bradford on November 11, 1620, on the *Mayflower* before the Pilgrims made landfall at Plymouth, Massachusetts. The Compact was the first written constitution in the New World. William Bradford described the reasoning behind the Compact when he stated in the Compact, 'This day, before we came to harbour, observing some not well affected to unity and concord, but gave some appearance of faction, it was thought good there should be an association and agreement, that we should combine together in one body, and to submit to such government and governors as we should by common consent agree to make and choose, and set our hands to this that follows, word for word.'

The Ten Commandments

The Ten Commandments have profoundly influenced the formation of Western legal thought and the formation of our country. That influence is clearly seen in the Declaration of Independence, which declared that 'We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness.' The Ten Commandments provide the moral background of the Declaration of Independence and the foundation of our legal tradition.

The Declaration of Independence

Perhaps the single most important document in American history, the Declaration of Independence was, as Abraham Lincoln stated, the 'frame' into which the Framers placed the Constitution. The Declaration's fundamental premise is that one's right to 'Life, Liberty and the pursuit of Happiness' is not a gift of government. Government is not a

giver of rights, but a protector of God-given rights. Moreover, government is a creation of 'the governed' and derives all its power from the consent of its people. As the Preamble to the United States Constitution states, 'We the People' are the government.

Magna Carta

In 1215, King John of England consented to the demands of his barons and agreed for Magna Carta to be publicly read throughout the land. By this act he bound himself and 'our heirs, in all things and all places for ever' to grant to the people of his kingdom the rights pronounced in Magna Carta. By signing Magna Carta, King John brought himself and England's future rulers within the rule of law. The rule of law places a restraint on the exercise of arbitrary government power, and it places all people and civil government under law. The American patriots, therefore, waged war against England to preserve liberties originating in thirteenth century England. A distinction, however, is noted between Magna Carta and the American concept of liberty. While Magna Carta is a guarantee from a king that he will follow the law, the Constitution of the United States is the establishment of a government consisting of, and created for, 'We the People.'

'The Star-Spangled Banner'

Guarding the entrance to Baltimore harbor via the Patapsco River during the War of 1812, Fort McHenry faced almost certain attack by British forces. Major George Armistead, the stronghold's commander, was ready to defend the fort, but he wanted a flag that would identify his position, one whose size would be visible to the enemy from a distance. The flag that was made for the fort was 30 feet by 42 feet. Anxiously awaiting news of the battle's outcome was a Washington, D.C., lawyer named Francis Scott Key. Key had visited the enemy's fleet to secure the release of a Maryland doctor who had been abducted by the British after they left Washington. The lawyer had been successful in his mission, but he could not escort the doctor home until the attack ended. So he waited on a flag-of-truce sloop anchored eight miles downstream from Fort McHenry.

During the night, there had been only occasional sounds of the fort's guns returning fire. At dawn, the British bombardment tapered off. Had the fort been captured? Placing a telescope to his eye. Key trained it on the fort's flagpole. There he saw the large garrison flag catch the morning breeze. It had been raised as a gesture of defiance, replacing the wet storm flag that had flown through the night. Thrilled by the sight of the flag and the knowledge that the fort had not fallen, Key took a letter from his pocket and began to write some verses on the back of it. Later, after the British fleet had withdrawn, Key checked into a Baltimore hotel and completed his poem on the defense of Fort McHenry. He then sent it to a printer for duplication on handbills, and within a few days the poem was put to the music of an old English song. Both the new song and the flag became

known as 'The Star-Spangled Banner' and became a rallying cry for the American Patriots during the rest of the war.

The National Motto

The motto was derived from the line 'And this be our motto, "In God is our trust"' in the U.S. national anthem, 'The Star-Spangled Banner.' The phrase first appeared on U.S. coins in 1864 and became obligatory on all U.S. currency in 1955. In accordance with Public Law No. 851 passed at the Second Session of the 84th Congress of the United States, July 30, 1956, the national motto of the United States became "In God We Trust."

The Preamble to the Georgia Constitution

The Preamble to the Georgia Constitution celebrates the ideas of free government, justice, peace, happiness, and liberty. Government is a creation of 'the governed' and derives all its power from the consent of its people. The people, therefore, desiring a civilized society, created and ordained the Constitution of the State of Georgia.

The Bill of Rights of the United States Constitution

During the debates on the adoption of the U.S. Constitution, its opponents repeatedly charged that the Constitution as drafted would open the way to tyranny by the central government. Fresh in their minds was the memory of the British violation of civil rights before and during the Revolution. They demanded a 'bill of rights' that would spell out the immunities of individual citizens. Several state conventions in their formal ratification of the Constitution asked for such amendments; others ratified the Constitution with the understanding that the amendments would be offered. The Bill of Rights is still a vital and powerful force in American government, shaping our laws and serving as a check on the exercise of government power.

Lady Justice

Lady Justice has become a symbol of the fair and equal administration of the law, without corruption, avarice, prejudice, or favor. The blindfold represents a system of justice that is blinded to all prejudices or favor. The scales represent justice that is administered fairly and the sword represents justice that is authoritative. Lady Justice is a symbol of the American system of justice and the ideals it embodies.

(e) All documents which are included in the Foundations of American Law and Government displays shall be posted on paper not less than 11 x 14 inches in dimension and shall be framed in identically styled frames. No one document shall be displayed more prominently than another.

(f) In no event shall any state funding be used for a display of the Foundations of American Law and Government."

SECTION 3.

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

Representative Benton of the 31st moved that the House adopt the report of the Committee of Conference on HB 941.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Brown
Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Y Dollar
N Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Hugley
Y Jackson
Y Jacobs
James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
N Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Manning
Y Marin
Martin
Y Maxwell
Y May
McCall
McClinton
Y Meadows
N Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Oliver
Y O'Neal
Y Orrock
Y Parham
Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Roberts
Y Rogers
Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Y Scott, M
Setzler
Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Stephenson
Y Talton
Teilhet
Y Thomas, A.M
N Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 138, nays 4.

The motion prevailed.

SB 413. By Senators Moody of the 56th, Weber of the 40th, Douglas of the 17th, Thomas of the 2nd, Fort of the 39th and others:

A BILL to be entitled an Act to amend Subpart 2 of Part 1 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, the compulsory school attendance law, so as to change certain provisions relating to mandatory education for children between ages six and 16; to provide that an unemancipated minor older than the age of mandatory attendance may not withdraw from enrollment in school without the permission of his or her parent or guardian; to require parent or guardian approval; to provide for a conference with the principal; to provide for local board of education policies; to change certain provisions relating to the minimum annual attendance required; to change certain provisions relating to exemptions from compulsory attendance; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 413

The Committee of Conference on SB 413 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 413 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ Dan Moody Senator, 56th District	/s/ Brooks Coleman Representative, 97th District
/s/ Nancy Schafer Senator, 50th District	/s/ Howard Maxwell Representative, 17th District
/s/ Joseph Carter Senator, 13th District	/s/ Bobby Reese Representative, 98th District

A BILL

To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and secondary education; to amend Subpart 2 of Part 1 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, the compulsory school

attendance law, so as to clarify certain provisions relating to mandatory education; to provide that an unemancipated minor older than the age of mandatory attendance may not withdraw from enrollment in school without the permission of his or her parent or guardian; to require parent or guardian approval; to provide for a conference with the principal; to provide for local board of education policies; to change certain provisions relating to the minimum annual attendance required; to change certain provisions relating to exemptions from compulsory attendance; to amend Part 1 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to school attendance, so as to provide for information regarding school sponsored clubs and extracurricular activities to be included in student codes of conduct; to provide an opportunity for parents and legal guardians to decline permission for participation; to provide that student codes of conduct encourage parents and guardians to inform their children of the consequences of certain conduct; to provide for acknowledgment of receipt of student codes of conduct; to amend Part 5 of Article 22 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to school buses, so as to provide for school bus pickup schedules; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Subpart 2 of Part 1 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, the compulsory school attendance law, is amended by striking Code Section 20-2-690.1, relating to mandatory education for children between ages six and 16, and inserting in lieu thereof the following:

"20-2-690.1.

(a) Mandatory attendance in a public school, private school, or home school program shall be required for children between their sixth and sixteenth birthdays. Such mandatory attendance shall not be required where the child has successfully completed all requirements for a high school diploma.

~~(a)~~(b) Every parent, guardian, or other person residing within this state having control or charge of any child or children ~~between their sixth and sixteenth birthdays~~ during the ages of mandatory attendance as required in subsection (a) of this Code section shall enroll and send such child or children to a public school, a private school, or a home study program that meets the requirements for a public school, a private school, or a home study program; and such child shall be responsible for enrolling in and attending a public school, a private school, or a home study program that meets the requirements for a public school, a private school, or a home study program under such penalty for noncompliance with this subsection as is provided in Chapter 11 of Title 15, unless the child's failure to enroll and attend is caused by the child's parent, guardian, or other person, in which case the parent, guardian, or other person alone shall be responsible; provided, however, that tests and physical exams for military service and the National Guard and such other approved absences shall be excused absences. The requirements

of this subsection shall apply to a child ~~between his or her seventh and sixteenth birthdays~~ during the ages of mandatory attendance as required in subsection (a) of this Code section who has been assigned by a local board of education or its delegate to attend an alternative public school program established by that local board of education, including an alternative public school program provided for in Code Section 20-2-154.1, regardless of whether such child has been suspended or expelled from another public school program by that local board of education or its delegate, and to the parent, guardian, or other person residing in this state who has control or charge of such child. Nothing in this Code section shall be construed to require a local board of education or its delegate to assign a child to attend an alternative public school program rather than suspending or expelling the child.

~~(b)~~(c) Any parent, guardian, or other person residing in this state who has control or charge of a child or children and who shall violate this Code section shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to a fine not less than $25.00 and not greater than $100.00, imprisonment not to exceed 30 days, community service, or any combination of such penalties, at the discretion of the court having jurisdiction. Each day's absence from school in violation of this part after the child's school system notifies the parent, guardian, or other person who has control or charge of a child of five unexcused days of absence for a child shall constitute a separate offense. After two reasonable attempts to notify the parent, guardian, or other person who has control or charge of a child of five unexcused days of absence without response, the school system shall send a notice to such parent, guardian, or other person by certified mail, return receipt requested. Public schools shall provide to the parent, guardian, or other person having control or charge of each child enrolled in public school a written summary of possible consequences and penalties for failing to comply with compulsory attendance under this Code section for children and their parents, guardians, or other persons having control or charge of children. The parent, guardian, or other person who has control or charge of a child or children shall sign a statement indicating receipt of such written statement of possible consequences and penalties; children who are age ten years or older by September 1 shall sign a statement indicating receipt of such written statement of possible consequences and penalties. After two reasonable attempts by the school to secure such signature or signatures, the school shall be considered to be in compliance with this subsection if it sends a copy of the statement, via certified mail, return receipt requested, to such parent, guardian, other person who has control or charge of a child, or children. Public schools shall retain signed copies of statements through the end of the school year.

~~(c)~~(d) Local school superintendents in the case of private schools or home study programs and visiting teachers and attendance officers in the case of public schools shall have authority and it shall be their duty to file proceedings in court to enforce this subpart.

(e) An unemancipated minor who is older than the age of mandatory attendance as required in subsection (a) of this Code section who has not completed all requirements for a high school diploma who wishes to withdraw from school shall have the written

permission of his or her parent or legal guardian prior to withdrawing. Prior to accepting such permission, the school principal or designee shall convene a conference with the child and parent or legal guardian within two school days of receiving notice of the intent of the child to withdraw from school. The principal or designee shall make a reasonable attempt to share with the student and parent or guardian the educational options available, including the opportunity to pursue a general educational development (GED) diploma and the consequences of not having earned a high school diploma, including lower lifetime earnings, fewer jobs for which the student will be qualified, and the inability to avail oneself of higher educational opportunities. Every local board of education shall adopt a policy on the process of voluntary withdrawal of unemancipated minors who are older than the mandatory attendance age. The policy shall be filed with the Department of Education no later than January 1, 2007. The Department of Education shall provide annually to all local school superintendents model forms for the parent or guardian signature requirement contained in this subsection and updated information from reliable sources relating to the consequences of withdrawing from school without completing all requirements for a high school diploma. Such form shall include information relating to the opportunity to pursue a general educational development (GED) diploma and the consequences of not having earned a high school diploma, including lower lifetime earnings, fewer jobs for which the student will be qualified, and the inability to avail oneself of higher educational opportunities. Each local school superintendent shall provide such forms and information to all of its principals of schools serving grades six through twelve for the principals to use during the required conference with the child and parent or legal guardian."

SECTION 2.

Said subpart is further amended by striking Code Section 20-2-691, relating to minimum annual attendance required, and inserting in its place the following:

"20-2-691.

The minimum session of annual school attendance required under this subpart shall be for the full session or sessions of the school which the child is eligible to attend. Such attendance shall not be required where the child has successfully completed all requirements for a high school diploma ~~grades~~."

SECTION 3.

Said subpart is further amended by striking Code Section 20-2-693, relating to exemptions to compulsory attendance, and inserting in its place the following:

"20-2-693.

(a) Children ~~between their seventh and sixteenth birthdays~~ during the ages of mandatory attendance as required in subsection (a) of Code Section 20-2-690.1 who are excused from attendance in public school by county or independent school system boards in accordance with general policies and regulations promulgated by the State Board of Education shall be exempt from this subpart. The state board, in promulgating

its general policies and regulations, shall take into consideration sickness and other emergencies which may arise in any school community.

(b) Children ~~between their seventh and sixteenth birthdays~~ during the ages of mandatory attendance as required in subsection (a) of Code Section 20-2-690.1 who are excused from attendance at private schools or home study programs for sickness or emergencies or for other reasons substantially the same as the reasons for excused absences from attendance at public school authorized by state board policy pursuant to subsection (a) of this Code section shall be exempt from this subpart."

SECTION 3.1.

Part 5 of Article 22 of Chapter 2 of Title 20, relating to school buses, is amended by striking Code Section 20-2-1127, relating to a schedule of school bus routes, in its entirety and inserting in place thereof the following:

"20-2-1127.

~~Each public school system in this state shall make accessible a schedule of school bus routes that indicate the morning pickup route beginning time and the afternoon school bell time as well as the total number of stops on each school bus route. The time for the bus arrival at each stop will be commensurate with the route beginning time and prescribed stop sequence, except in unforeseen circumstances. This provision shall not apply to portal-to-portal special needs student transportation or special alternative instructional transportation programs~~ Reserved."

SECTION 4.

Part 1 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to school attendance, is amended by inserting a new subpart to be designated Subpart 2A to read as follows:

"Subpart 2A

20-2-705.

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

(1) 'Clubs and organizations' means clubs and organizations comprised of students who wish to organize and meet for common goals, objectives, or purposes and which is directly under the sponsorship, direction, and control of the school. This term shall include any activities reasonably related to such clubs and organizations, but shall not include competitive interscholastic activities or events.

(2) 'Competitive interscholastic activity' means functions held under the auspices or sponsorship of a school that involves its students in competition between individuals or groups representing two or more schools. This term shall include cheerleading, band, and chorus.

(b) Each local board of education shall include in the student code of conduct distributed annually at the beginning of each school year pursuant to Code Section 20-2-736 information regarding school clubs and organizations. Such information shall include without limitation the name of the club or organization, mission or purpose of

the club or organization, name of the club's or organization's faculty advisor, and a description of past or planned activities. On the form included in the student code of conduct, as required in Code Section 20-2-751.5, the local board of education shall provide an area for a parent or legal guardian to decline permission for his or her student to participate in a club or organization designated by him or her.

(c) For clubs or organizations started during the school year, the local board of education shall require written permission from a parent or guardian prior to a student's participation."

SECTION 5.

Part 2 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to discipline of students, is amended in Code Section 20-2-735, relating to adoption of policies by local boards to improve student learning environment, by striking subsection (e) and inserting in lieu thereof the following:

"(e) Parental involvement processes developed pursuant to this subpart shall be designed to create the expectation that parents and guardians, teachers, and school administrators will work together to improve and enhance student behavior and academic performance and will communicate freely their concerns about and actions in response to student behavior that detracts from the learning environment. The student code of conduct developed pursuant to this Code section shall encourage parents and guardians to inform their children on the consequences, including potential criminal penalties, of underage sexual conduct and crimes for which a minor can be tried as an adult."

SECTION 6.

Said part is further amended in Code Section 20-2-736, relating to student codes of conduct, distribution, disciplinary action for violations, and parental involvement, by striking subsection (a) and inserting in lieu thereof the following:

"(a) At the beginning of each school year, local ~~Local~~ boards of education shall provide for the distribution of student codes of conduct developed pursuant to Code Section 20-2-735 to each student upon enrollment. Local boards of education shall provide for the distribution of such student codes of conduct to the parents or guardians of each student through such means as may best accomplish such distribution at the local level and are appropriate in light of the grade level of the student, including distribution of student codes of conduct to students and parents or guardians jointly. Local boards of education may solicit or require the signatures or confirmation of receipt of students and parents or guardians in acknowledgment of the receipt of such student codes of conduct~~, as may be suitable to the grade level of the student~~. A signature or confirmation of receipt may be obtained in writing, via electronic mail or facsimile, or by any other electronic or other means as designated by the local board. A parent or legal guardian that does not acknowledge receipt of the student code of conduct shall not be absolved of any responsibility with respect to the information

contained in the student code of conduct. In addition, student codes of conduct shall be available in each school and classroom."

SECTION 7.

Said part is further amended in Code Section 20-2-751.5, relating to student codes of conduct, safety rules on school buses, and distribution, by striking subsection (e) and inserting in lieu thereof the following:

"(e) Any student handbook which is prepared by a local board or school shall include a copy ~~or summary~~ of the student code of conduct for that school or be accompanied by a copy of the student code of conduct for that school as annually distributed pursuant to Code Section 20-2-736. ~~If a student handbook contains a summary of the student code of conduct, then a full copy of the student code of conduct shall be made available for review at the school.~~ When distributing a student code of conduct, a local school shall include a form ~~on which~~ for acknowledgment of the student's parent or guardian's receipt ~~may acknowledge~~ of the code, and the local school ~~shall request~~ may solicit or require that the form be signed and returned to the school."

SECTION 8.

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

Representative Reese of the 98th moved that the House adopt the report of the Committee of Conference on SB 413.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Setzler
Y Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Y Dodson	Y Hudson	Y Millar	Y Sheldon
Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M

Y Butler	E Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Wix
Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 155, nays 0.

The motion prevailed.

SB 500. By Senators Stephens of the 27th, Wiles of the 37th, Staton of the 18th and Hill of the 32nd:

A BILL to be entitled an Act to provide a short title; to amend Part 5 of Article 9 of Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to electronic recording voting systems, so as to require all electronic recording voting systems to produce a permanent paper record of the votes recorded on such systems for each voter; to provide that voters have an opportunity to verify such record after voting; to provide for certain storage devices for such systems; to provide that such paper records be retained for use in recounts and election challenge proceedings; to provide for procedures for voting on electronic recording voting systems; to provide for a pilot program during the 2006 November general election and any runoff therefrom in certain counties; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 500

The Committee of Conference on SB 500 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 500 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Bill Stephens
Senator, 27th District

/s/ Cecil Staton
Senator, 18th District

/s/ Horacena Tate
Senator, 38th District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ Austin Scott
Representative, 153rd District

/s/ Sue Burmeister
Representative, 119th District

/s/ James Mills
Representative, 119th District

A BILL

To provide a short title; to amend Part 5 of Article 9 of Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to electronic recording voting systems, so as to provide for a pilot program during the 2006 November general election and any runoff therefrom in certain counties; to require that all electronic recording voting systems used in such pilot project produce a permanent paper record of the votes recorded on such systems for each voter; to provide that such voters have an opportunity to verify such record after voting; to provide for certain storage devices for such systems; to provide that such paper records be retained for use in recounts and election challenge proceedings; to provide for procedures for voting on such electronic recording voting systems; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

This Act shall be known and may be cited as the "2006 Georgia Accuracy in Elections Act."

SECTION 2.

Part 5 of Article 9 of Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to electronic recording voting systems, is amended by adding a new Code Section 21-2-379.12 to read as follows:

"21-2-379.12.

(a) The Secretary of State shall implement a pilot program providing for the use of direct recording electronic (DRE) voting equipment equipped and configured with an elector verified, permanent paper record of the votes cast by each elector on each DRE

unit in one precinct each in the Counties of Cobb, Bibb, and Camden in the 2006 November general election and any runoff from such election.

(b)(1) Each DRE unit used in the pilot project shall meet the requirements of this subsection and shall be of the same general type from the same vendor or manufacturer as those DRE units in use in the state.

(2) Each DRE unit used by the counties in the pilot project shall have received national qualification and shall have passed state certification for use in elections. For the purposes of this Code section, the Secretary of State is authorized to provide for a conditional certification of the units which shall expire on December 31, 2006.

(3) Each unit shall produce an elector verified, permanent paper record of the votes cast by each elector on such device and shall provide the elector with an opportunity to review the permanent paper record privately and independently before casting his or her vote on the unit and to change his or her ballot or correct any error in such record or vote; provided, however, that it shall not allow the elector to have actual physical possession of such record. Each unit shall bear a unique identifying number and each unit shall be equipped with a storage device that:

(A) Stores each of the elector verified, permanent paper records at the same time as such elector's votes are stored electronically by the DRE unit;

(B) Bears the same unique identifying number as the DRE unit to which it is attached; and

(C) Can be removed from the DRE unit for the purpose of transporting the permanent paper records contained therein to a central tabulating center.

(c) In those counties constituting the pilot project in the 2006 November general election and any runoff therefrom, each duly qualified elector shall cast his or her vote on a DRE unit by touching the screen or pressing the appropriate button on the unit for the candidate or issue of such elector's choice. After having the opportunity to vote in all races and upon all questions in which the elector is eligible to vote, the unit shall display a summary of the choices which the elector has made. At that time, the elector shall also be notified of any races or questions in which the elector did not make a selection and all other choices of the elector shall be displayed for the elector's review. The elector shall have the opportunity to change any choices which the elector made in voting the ballot and be allowed to vote in those races and on those questions in which the elector did not previously make a selection or cast a vote, and the elector shall again be presented with a summary display of his or her choices. After the summary screen is displayed and the elector desires to make no further changes to his or her votes, the elector shall be notified that he or she is about to cast the ballot. Prior to the elector casting his or her vote on the unit, the unit shall print a permanent paper record of the elector's votes. The elector shall then review such permanent paper record and, if such record is correct, the elector shall then press the appropriate button on the unit or location on the screen to actually cast his or her ballot and cause such votes to be recorded, which shall also cause the permanent paper record to be deposited in a ballot box or other secure container. If the votes shown on the permanent paper record are incorrect, the unit shall allow the elector to correct such error or errors by rejecting and

voiding the permanent paper record that was printed and changing such elector's votes on the unit. After making such corrections, the unit shall print a new permanent paper record for the elector's review. If the new record is correct, the elector shall then press the appropriate button on the unit or location on the screen to actually cast his or her ballot. If the new record is incorrect, the unit shall allow the voter to reject and void the new permanent paper record and again change the elector's votes on the unit. After making such corrections, the unit shall print a permanent paper record of the elector's votes and shall cause the elector's ballot to be cast and such votes to be recorded. The elector shall only be allowed to adjust his or her votes three times before casting the ballot. After pressing the appropriate button on the unit or location on the screen to cast the ballot, the elector's vote shall be final and shall not be subsequently altered. The permanent paper records shall be secured in locked ballot boxes or other secure containers at all times and such ballot boxes or containers shall not be opened nor shall such ballots be counted unless and until required to be counted pursuant to a recount or an election contest proceeding; provided, however, that the Secretary of State shall cause a complete manual audit to be performed on each DRE unit used in the pilot project for voting within 30 days following the 2006 November general election and within 30 days of any runoff of such election. The audit shall compare the results of the permanent paper records from each DRE unit with the electronic record recorded by the DRE unit. The results of such audits shall be made available to the public upon the completion of the audits.

(d) The Secretary of State shall provide the DRE units and all necessary software, supplies, training, and support for the pilot project.

(e) The State of Georgia shall provide the funding needed to implement such pilot project. (f) Not later than the second Monday in January, 2007, the Secretary of State shall conduct a public hearing in each of the pilot areas. A summary of the findings as well as the comments received shall be submitted to the General Assembly and made available to the general public.

(g) This Code section shall be repealed by operation of law on February 1, 2007."

SECTION 3.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

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

Representative Scott of the 153rd moved that the House adopt the report of the Committee of Conference on SB 500.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Beasley-Teague
Benfield
Y Benton
Y Black
Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
E Golick
Graves, D
Y Graves, T
Y Greene
Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Lucas
Y Lunsford
Y Maddox
Y Mangham
Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Mumford
Y Murphy, J
Y Murphy, Q
Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Y Scott, M
Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Stephens
Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 151, nays 0.

The motion prevailed.

HB 173. By Representative Lunsford of the 110th:

A BILL to be entitled an Act to amend Code Section 48-5-41 of the Official Code of Georgia Annotated, relating to property exempt from ad valorem tax, so as to expand the ad valorem exemption for veterans organizations to include certain additional nonprofit veterans organizations; to provide for a referendum, applicability, and effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 173

The Committee of Conference on HB 173 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 173 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ James L. Whithead, Sr. Senator, 24th District	/s/ John Lunsford Representative, 110th District
/s/ Ronnie Chance Senator, 16th District	/s/ Vance Smith, Jr. Representative, 129th District
/s/ Mitch Seabaugh Senator, 28th District	/s/ Tom Graves Representative, 12th District

A BILL

To amend Code Section 48-5-41 of the Official Code of Georgia Annotated, relating to property exempt from ad valorem tax, so as to expand the ad valorem exemption for veterans organizations to include certain additional nonprofit veterans organizations which refurbish and operate historic military aircraft for educational purposes; to provide for a referendum, applicability, and effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 48-5-41 of the Official Code of Georgia Annotated, relating to property exempt from ad valorem tax, is amended by striking paragraph (14) of subsection (a) and inserting in its place a new paragraph (14) to read as follows:

"(14)(A) Property which is owned by and used exclusively as the headquarters, post home, or similar facility of a veterans organization. As used in this paragraph, the term 'veterans organization' means any organization or association chartered by the Congress of the United States which is exempt from federal income taxes but only if such organization is a post or organization of past or present members of the armed forces of the United States organized in the State of Georgia with at least 75 percent

of the members of which are past or present members of the armed forces of the United States, and where no part of the net earnings of which inures to the benefit of any private shareholder or individual; or

(B) Property which is owned by and used exclusively by any veterans organization which is qualified as a nonprofit organization under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and which has been organized for the purpose of refurbishing and operating historic military aircraft acquired from the federal government and other sources, making such aircraft airworthy, and putting such aircraft on display to the public for educational purposes; and"

SECTION 2.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the Secretary of State shall call and conduct an election as provided in this section for the purpose of submitting this Act to the electors of the State of Georgia for approval or rejection. The Secretary of State shall conduct that election on the date of the November, 2006, state-wide general election. The Secretary of State shall issue the call and conduct that special election as provided by general law. The Secretary of State shall cause the date and purpose of the special election to be published in the official organ of each county in the state once a week for two weeks immediately preceding the date of the referendum. The ballot shall have written or printed thereon the following:

"( ) YES Shall the Act be approved which expands the ad valorem tax exemption for veterans organizations to include certain additional
( ) NO nonprofit veterans organizations which refurbish and operate historic military aircraft for educational purposes?"

All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, then Section 1 of this Act shall become effective on January 1, 2007, and shall apply to all taxable years beginning on or after that date. If Section 1 of this Act is not so approved or if the election is not conducted as provided in this section, Section 1 of this Act shall not become effective and this Act shall be automatically repealed on the first day of January immediately following that election date.

SECTION 3.

Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

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

Representative Lunsford of the 110th moved that the House adopt the report of the Committee of Conference on HB 173.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Y Barnes
Y Bearden
Beasley-Teague
Benfield
Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Bruce
Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Y Dodson
Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
E Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Y Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Y Jordan
Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
Y Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Y Scott, M
Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 156, nays 0.

The motion prevailed.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate adheres to its disagreement to the House substitutes and has appointed a Committee of Conference to confer with a like committee on the part of the House on the following bills of the Senate:

SB 64. By Senator Douglas of the 17th:

A BILL to be entitled an Act to amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to repeal the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to provide an effective date; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Douglas of the 17th, Kemp of the 46th, and Mullis of the 53rd.

SB 572. By Senators Goggans of the 7th, Stephens of the 27th, Williams of the 19th, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to establish and define a crime of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Goggans of the 7th, Whitehead of the 24th, and Chapman of the 3rd.

The Senate has passed by substitute, by the requisite constitutional majority, the following bill of the House:

HB 1097. By Representatives McCall of the 30th, Smith of the 129th, Scheid of the 22nd, Channell of the 116th, Floyd of the 147th and others:

A BILL to be entitled an Act to amend Code Section 32-6-75 of the Official Code of Georgia Annotated, relating to restrictions on outdoor advertising signs authorized by Code Section 32-6-72 on the interstate system, primary highways, and other highways, so as to provide that no such signs may advertise the availability of certain entertainment which appeals to the prurient interest; to prohibit erecting certain signs having two faces on one visible side after a certain date; to permit certain types of nonmechanical multiple message signs subject to certain limitations; to impose certain height limitations on erecting such outdoor advertising signs subject to certain conditions after a certain date; to provide for procedures relative to the foregoing; to provide for severability; to repeal conflicting laws; and for other purposes.

The Senate insists on its substitute to the following bill of the House:

HB 1053. By Representatives Mills of the 25th, Rice of the 51st, Ehrhart of the 36th, Keen of the 179th, Fleming of the 117th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate promoting the national motto, "In God We Trust"; to provide for a portion of the revenue to go to the Boy Scouts of America; to provide for issuance, renewal, fees, licensing agreements, applications, and transfers relative to such special license plates; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 37. By Senator Johnson of the 1st:

A BILL to be entitled an Act to provide for a homestead exemption from City of Richmond Hill ad valorem taxes for municipal purposes in an amount equal to the amount by which the current year assessed value of a homestead exceeds the adjusted base year assessed value of such homestead; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 38. By Senator Johnson of the 1st:

A BILL to be entitled an Act to provide for a homestead exemption from Bryan County ad valorem taxes for county purposes in an amount equal to the amount by which the current year assessed value of a homestead exceeds the adjusted base year assessed value of such homestead; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 39. By Senator Johnson of the 1st:

A BILL to be entitled an Act to provide for a homestead exemption from Bryan County School District ad valorem taxes for educational purposes in an amount equal to the amount by which the current year assessed value of a homestead exceeds the adjusted base year assessed value of such homestead;

to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for applicability; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 40. By Senator Johnson of the 1st:

A BILL to be entitled an Act to provide for a homestead exemption from City of Pembroke ad valorem taxes for municipal purposes in an amount equal to the amount by which the current year assessed value of a homestead exceeds the adjusted base year assessed value of such homestead; to provide for definitions; to specify the terms and conditions of the exemption and the procedures relating thereto; to provide for a referendum, effective dates, and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 520. By Senators Johnson of the 1st, Kemp of the 46th, Douglas of the 17th and Hill of the 32nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 2 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia State Patrol, so as to authorize the Board of Public Safety to provide a badge and revolver to sworn officers as compensation under certain circumstances; to authorize the commissioner to provide certain uniforms and equipment to all sworn members of the Department of Public Safety; to change certain provisions relating to the provision of uniforms and equipment to members of the Uniform Division and the retention of weapons and badges upon retirement of certain members; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Bill of the Senate was taken up for the purpose of considering the Senate's appointment of a Committee of Conference thereon:

SB 64. By Senator Douglas of the 17th:

A BILL to be entitled an Act to amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to repeal the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to provide an effective date; to repeal conflicting laws; and for other purposes.

Representative Roberts of the 154th moved that the House adhere to its position in insisting on its substitute to SB 64 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Keen of the 179th, Martin of the 47th, and Roberts of the 154th.

The following Bill of the House was taken up for the purpose of considering the Senate's insistence on its position in substituting the same:

HB 1053. By Representatives Mills of the 25th, Rice of the 51st, Ehrhart of the 36th, Keen of the 179th, Fleming of the 117th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate promoting the national motto, "In God We Trust"; to provide for a portion of the revenue to go to the Boy Scouts of America; to provide for issuance, renewal, fees, licensing agreements, applications, and transfers relative to such special license plates; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

Representative Rice of the 51st moved that the House insist on its position in disagreeing to the Senate substitute to HB 1053 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Rice of the 51st, Dollar of the 45th, and Mills of the 25th.

The following Bill of the Senate was taken up for the purpose of considering the Senate's appointment of a Committee of Conference thereon:

SB 572. By Senators Goggans of the 7th, Stephens of the 27th, Williams of the 19th, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance

generally, so as to establish and define a crime of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

Representative Cooper of the 41st moved that the House adhere to its position in insisting on its substitute to SB 572 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Sheldon of the 105th, Cooper of the 41st, and Graves of the 137th.

The following Bills of the House were taken up for the purpose of considering the reports of the Committees of Conference thereon:

HB 1053. By Representatives Mills of the 25th, Rice of the 51st, Ehrhart of the 36th, Keen of the 179th, Fleming of the 117th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate promoting the national motto, "In God We Trust"; to provide for a portion of the revenue to go to the Boy Scouts of America; to provide for issuance, renewal, fees, licensing agreements, applications, and transfers relative to such special license plates; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1053

The Committee of Conference on HB 1053 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1053 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Brian P. Kemp
Senator, 46th District

/s/ Greg Goggans
Senator, 7th District

/s/ Tolleson
Senator, 20th District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ James Mills
Representative, 25th District

/s/ Matt Dollar
Representative, 45th District

/s/ Tom Rice
Representative, 51st District

A BILL

To amend Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, so as to define certain terms; to change certain provisions relating to commemorative license plates for Georgia organizations, promotional agreements, and fees; to repeal and reserve certain provisions regarding special license plates; to provide for special license plates promoting beneficial projects and supporting worthy agencies, funds, or nonprofit corporations, as determined by the General Assembly; to provide for issuance, renewal, fees, licensing agreements, applications, dedication of revenue, audits, and transfers relative to such special license plates; to provide for related matters; to provide for a contingent effective date; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to registration and licensing of motor vehicles, is amended by striking Code Section 40-2-32.1, relating to commemorative license plates for Georgia organizations, promotional agreements, and fees, and inserting in lieu thereof the following:

"40-2-32.1.

(a) In the event the General Assembly enacts any law approving the sale of commemorative license plates recognizing Georgia organizations or institutions, including educational institutions, civic associations, and social organizations, the commissioner shall approve the form of any such license plates and shall be authorized to enter into any agreements with private parties for the purpose of promoting the sale of any such license plates.

(b) Beginning in calendar year 1998, any Georgia resident who is the owner of a motor vehicle, except a vehicle registered under the International Registration Plan, upon complying with the motor vehicle laws relating to registration and licensing of motor vehicles and upon the payment of a manufacturing fee of $25.00 in addition to the regular motor vehicle registration fee shall be issued a commemorative license plate pursuant to the enactment of a law by the General Assembly and approval by the commissioner in accordance with subsection (a) of this Code section. Revalidation decals, upon payment of fees required by law and collected by the county tag agent and remitted to the state as provided in Code Section 40-2-34, shall be issued for any such commemorative license plates in the same manner as provided for general issue license plates.

(c) ~~Any such agreements for the purpose of promoting the sale of commemorative license plates may authorize the manufacturing fee to be apportioned, as determined by the commissioner, between the organization commemorated by the license plates, the vendor administering the sale and promotion of the license plates, and the State of Georgia~~ All funds derived from the sale of license plates pursuant to this Code section, less a $1.00 processing fee which shall be granted to county tag offices per plate sold, shall be remitted to the state as provided by Code Section 40-2-34."

SECTION 2.

Said chapter is further amended in Code Section 40-2-34, relating to reports and remittances by tag agents, by adding a new subsection to read as follows:

"(f) All funds derived from motor vehicle registrations or the sale of any license plates and remitted to the state shall be deposited in the general fund of the state treasury unless otherwise specifically authorized by the Constitution and provided for in this chapter."

SECTION 3.

Said chapter is further amended by repealing and reserving Code Section 40-2-48, relating to special license plates promoting the United States Disabled Athletes Fund.

SECTION 4.

Said chapter is further amended by repealing and reserving Code Section 40-2-49, relating to special license plates promoting the Nongame-Endangered Wildlife Program of the Georgia Department of Natural Resources.

SECTION 5.

Said chapter is further amended by repealing and reserving Code Section 40-2-49.1, relating to special license plates promoting the Bobwhite Quail Restoration Initiative.

SECTION 6.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.3, relating to special license plates commemorating Civil War battlefields and historic sites.

SECTION 7.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.6, relating to special license plates promoting conservation and enhancement of trout populations.

SECTION 8.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.13, relating to special license plates promoting historic preservation efforts.

SECTION 9.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.15, relating to special license plates promoting NASCAR or promoting bicycle safety.

SECTION 10.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.16, relating to special license plates honoring families with a member serving in the military.

SECTION 11.

Said chapter is further amended by repealing and reserving Code Section 40-2-86.17, relating to "Support Georgia Troops" special license plates.

SECTION 12.

Said chapter is further amended by adding a new Code section to read as follows:

"40-2-86.18.

(a)(1) As used in this Code section, the term:

(A) 'Manufacturing fee' means a $25.00 fee paid at the time a metal special license plate is issued.

(B) 'Special tag renewal fee' means a $25.00 fee paid at the time a revalidation decal is issued for a special license plate.

(2) The General Assembly has determined that the issuance of special license plates to support an agency or fund or a program beneficial to the people of this state that is administered by a nonprofit corporation organized under Section 501(c)(3) of Title 26 of the Internal Revenue Code and dedicating a portion of the funds raised from the sale of these special license plates is in the best interests of the people of this state. Therefore, the special license plates listed in subsection (n) of this Code section shall be issued by the department beginning on July 1, 2007, if all of the requirements of subsections (b) through (k) of this Code section have been satisfied. The license plates listed in subsection (m) of this Code section shall continue to be issued as long as they continue to meet the requirements of subsections (b), (c), (f), (g), (i), (j), and (k) of this Code section.

(b) The agency, fund, or nonprofit corporation sponsoring the special license plate, in cooperation with the commissioner, shall design special distinctive license plates appropriate to promote the program benefited by the sale of the special license plate.

The special license plates must be of the same size as general issue motor vehicle license plates and shall include a unique design and identifying number, whereby the total number of characters does not exceed six. No two recipients shall receive identically numbered plates. The graphic on the special license plate shall be placed to the left of the alphanumeric characters and shall be no larger than three inches by three inches. The agency, fund, or nonprofit corporation sponsoring the license plate may request the assignment of the first of 100 in a series of license plates upon payment of an additional initial registration fee of $25.00 for each license plate requested.

(c) Notwithstanding the provisions of subsection (b) of this Code section, no special license plate shall be produced until such time as the State of Georgia has, through a licensing agreement or otherwise, received such licenses or other permissions as may be required to produce the special license plate. The design of the initial edition of any special license plate, as well as the design of subsequent editions and excepting only any part or parts of the designs owned by others and licensed to the state, shall be owned solely by the State of Georgia for its exclusive use and control, except as authorized by the commissioner. The commissioner may take such steps as may be necessary to give notice of and protect such right, including the copyright or copyrights. However, such steps shall be cumulative of the ownership and exclusive use and control established by this subsection as a matter of law, and no person shall reproduce or otherwise use such design or designs, except as authorized by the commissioner.

(d) Beginning on January 1, 2007, any Georgia resident who is the owner of a motor vehicle, except a vehicle registered under the International Registration Plan, upon complying with the motor vehicle laws relating to registration and licensing of motor vehicles and upon the payment of the manufacturing fee and the special tag renewal fee in addition to the regular motor vehicle registration fee shall be able to apply for a special license plate listed in subsection (n) of this Code section. Revalidation decals shall be issued for special license plates in the same manner as provided for general issue license plates.

(e) The manufacturing fee and the special tag renewal fee derived from the sale of special license plates listed in subsection (n) of this Code section shall be apportioned as follows: $1.00 to the county tag agent, $2.00 to the department, $12.00 to be deposited into the general fund, and $10.00 to be dedicated to the sponsoring agency, fund, or nonprofit corporation as permitted by Article III, Section IX, Paragraph VI(n) of the Constitution.

(f) Before the department disburses to the agency, fund, or nonprofit corporation funds from the sale of special license plates, the agency, fund, or nonprofit corporation must provide a written statement stating the manner in which such funds shall be utilized. In addition, a nonprofit corporation must provide the department with documentation of its nonprofit status under Section 501(c)(3) of Title 26 of the Internal Revenue Code. The purposes for which the funds shall be utilized must be the same as those specified in subsections (m) and (n) of this Code section authorizing the dedication to the agency, fund, or nonprofit corporation of revenue from the sale of special license plates. The agency, fund, or nonprofit corporation shall periodically provide to the commissioner

an audit of the use of the funds or other evidence of use of the funds satisfactory to the commissioner. If it is determined that the funds are not being used for the purposes set forth in the statement provided by the agency, fund, or nonprofit corporation, the department shall withhold payment of such funds until such noncompliance issues are resolved.

(g) An applicant may request a special license plate any time during the applicant's registration period. If such a license plate is to replace a current valid license plate, the special license plate if issued under subsection (m) of this Code section shall be issued with appropriate decals attached upon payment of the manufacturing fee but without payment of the special tag renewal fee. However, special license plates issued under subsection (n) of this Code section shall be issued with appropriate decals attached upon payment of the manufacturing fee and the special tag renewal fee.

(h) No special license plate authorized pursuant to subsection (n) of this Code section shall be issued except upon the receipt by the department of at least 1,000 applications. The special license plate shall have an application period of two years after January 1, 2007, for payment of the manufacturing fee. After such time if the minimum number of applications is not met, the department shall not continue to accept the manufacturing fee, and all fees shall be refunded to applicants.

(i) The department shall not be required to continue to manufacture the special license plate if the number of active registrations falls below 500 registrations at any time during the period provided for in subsection (b) of Code Section 40-2-31. A current registrant may continue to renew such special license plate during his or her annual registration period upon payment of the special tag renewal fee, which fee shall be collected by the county tag agent at the time of collection of other registration fees and shall be remitted to the state as provided in Code Section 40-2-34. The department may continue to issue such special license plates that it has in its inventory to assist in achieving the minimum number of registrations. If the special license plate falls below 500 active registrations at any time during the period provided for in subsection (b) of Code Section 40-2-31, the sponsoring agency, fund, or nonprofit corporation shall be required again to obtain 1,000 applications accompanied by the manufacturing fee to continue to manufacture the special license plate.

(j) Special license plates shall be transferred from one vehicle to another vehicle in accordance with the provisions of Code Section 40-2-80.

(k) Special license plates shall be issued within 30 days of application once the requirements of this Code section have been met.

(l) The commissioner is authorized and directed to establish procedures and promulgate rules and regulations to effectuate the purposes of this Code section.

(m)(1) The General Assembly has determined that the existing special license plates supporting the agencies, funds, or nonprofit corporations listed in this subsection shall continue to be issued for the purposes indicated and that all of the funds raised from the manufacturing fee and the special tag renewal fee, less a $1.00 fee to be paid to the county tag agent and a $2.00 manufacturing or special tag renewal fee to be paid

to the department, shall be disbursed to the agency, fund, or nonprofit corporation indicated in this subsection.

(2) A special license plate promoting the United States Disabled Athletes Fund, for the support of disabled athletes. The funds raised by the sale of this special license plate shall be disbursed to the United States Disabled Athletes Fund.

(3) Special license plates promoting the Nongame-Endangered Wildlife Program of the Georgia Department of Natural Resources. The funds raised by the sale of these special license plates shall be disbursed to the Nongame Wildlife Conservation and Wildlife Habitat Acquisition Fund of the Georgia Department of Natural Resources for the purposes enumerated in subsection (b) of Code Section 12-3-602. Such license plates shall not include a space for a county name decal but shall instead bear the legend 'Give Wildlife a Chance' in lieu of the name of the county of issuance.

(4) A special license plate commemorating Civil War battlefields and historic sites. The funds raised by the sale of this special license plate shall be disbursed to the Civil War Commission for the acquisition of Civil War battlefields and associated Civil War historic sites in this state and for the maintenance, protection, and interpretation of the same as provided by Ga. L. 1993, p. 1952.

(5) A special license plate promoting conservation and enhancement of trout populations. The funds raised by the sale of this special license plate shall be disbursed to the Wildlife Resources Division of the Department of Natural Resources to supplement trout restoration and management programs.

(6) A special license plate promoting historic preservation efforts. The funds raised by the sale of this special license plate shall be disbursed to the Department of Natural Resources for use by the Historic Preservation Division to fund historic preservation programs in the state through the Georgia historic preservation grant program as otherwise authorized by law.

(7) A special license plate promoting bicycle safety. The funds raised by the sale of this special license plate shall be disbursed to the Governor's Highway Safety Program administered by the Office of Highway Safety in the Department of Public Safety.

(8) A special license plate honoring families with a member serving in the military. The funds raised by the sale of this special license plate shall be disbursed to the Department of Veterans Service for use by the National Guard Foundation in carrying out such programs and purposes as may be contractually agreed upon by the department and the foundation.

(9) A special license plate promoting 'Support Georgia Troops.' The funds raised by the sale of this special license plate shall be disbursed to the Department of Veterans Service for use by the National Guard Foundation in carrying out such programs and purposes as may be contractually agreed upon by the department and the foundation.

(10) A special license plate promoting NASCAR. The provisions of paragraph (1) of this subsection notwithstanding, from the additional $25.00 fee charged for the issuance and renewal of the NASCAR license plates authorized under this paragraph, $10.25 shall be used by the department for purchasing plates from the supplier of the

plates, as designated by NASCAR, and royalty costs, and $14.75 shall be disbursed to the Governor's Highway Safety Program administered by the Office of Highway Safety in the Department of Public Safety.

(11) A special license plate supporting the Bobwhite Quail Restoration Initiative. The funds raised by the sale of this special license plate shall be disbursed to the Wildlife Resources Division of the Department of Natural Resources to conduct programs designed to enhance the bobwhite quail population in this state. Such programs may include the creation of habitat demonstration areas on state managed wildlife lands, education programs, technical assistance to private landowners in the creation and maintenance of bobwhite quail habitats on their lands, and projects to encourage public support for the license plate and the activities it funds. The Department of Natural Resources may enter into such contractual agreements as may be appropriate to further the objectives of the Bobwhite Quail Restoration Initiative, including entering into contractual agreements whereby private landowners, public agencies, or corporate entities create, preserve, or enhance habitat for bobwhite quail in return for the payment of incentives. Such license plate shall not include a space for a county decal but shall instead bear the legend 'Support Wildlife' in lieu of the name of the county of issuance.

(n)(1) The General Assembly has determined that license plates supporting the agencies, funds, or nonprofit corporations listed in this subsection shall be issued for the purposes indicated and with a portion of the revenue being disbursed to the agency, fund, or nonprofit corporation indicated in this subsection. The revenue disbursement for the special license plates in this subsection shall be as described in subsection (e) of this Code section.

(2) A special license plate for the Georgia Center for the Book to support the purchase of books for public libraries in Georgia. The funds raised by the sale of this special license plate shall be disbursed to the Georgia Center for the Book.

(3) A special license plate for Children's Healthcare of Atlanta to support the work this pediatric hospital system does in the State of Georgia. The funds raised by the sale of this special license plate shall be disbursed to Children's Healthcare of Atlanta.

(4) A special license plate for the Georgia War Veterans Nursing Home to support the implementation and operation of the Georgia War Veterans Nursing Home. The funds raised by the sale of this special license plate shall be disbursed to the Department of Veterans Service for use in operating the Georgia War Veterans Nursing Home.

(5) A special license plate for the Georgia Automobile Racing Hall of Fame Association to promote the Georgia Automobile Racing Hall of Fame Association, which is devoted to preserving the history of automobile racing in Georgia. The funds raised by the sale of this special license plate shall be disbursed to the Georgia Automobile Racing Hall of Fame Association.

(6) A special license plate for the Alzheimer's Association, Georgia Chapter, to help eliminate Alzheimer's disease through the advancement of research and to enhance care and support for individuals, their families, and caregivers. The funds raised by

the sale of this special license plate shall be disbursed to the Alzheimer's Association, Georgia Chapter.

(7) A special license plate for the school health and physical education program to help fund school health and physical education programs. The funds raised by the sale of this special license plate shall be disbursed to the Department of Education.

(8) A special license plate for stroke awareness, treatment, and prevention to support programs aiding stroke victims in Georgia. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Stroke Awareness' in lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Center for Telehealth of the Medical College of Georgia.

(9) A special license plate for Project Lifesaver promoting the establishment of a Project Lifesaver or similar type of program by local law enforcement agencies. Project Lifesaver's mission is to use state of the art technology in assisting those who care for victims of Alzheimer's disease and other related mental dysfunction disorders and victims who become lost. The funds raised by the sale of this special license plate shall be disbursed to the Department of Public Safety or a nonprofit corporation organized exclusively for the purpose of establishing a Project Lifesaver or similar type of program by local law enforcement agencies.

(10) A special license plate for pediatric cancer to raise funds to support the treatment of pediatric cancer. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Cure Kids´ Cancer' in lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Department of Community Health to be deposited in the Indigent Care Trust Fund created by Code Section 31-8-152 to fund pediatric cancer screening and treatment related programs for those children who are medically indigent and may have cancer.

(11) A special license plate for the child care industry to promote the child care industry by encouraging higher educational standards and providing for professional camaraderie for child care providers. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Support Improved Child Care' in lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Minority Alliance for Child Care Development Advocates, Inc., for the development of programs to help improve child care.

(12) A special license plate to display the motto, 'In God We Trust.' The funds raised by the sale of this special license plate shall be disbursed to the Boy Scouts of America for the development of scouting programs.

(13) A special license plate for child abuse prevention. Such license plate shall not include a space for a county name decal but shall instead bear the legend 'Prevent Child Abuse' in lieu of the name of the county of issuance. The funds raised by the sale of this special license plate shall be disbursed to the Foster Family Foundation of Georgia for the development of programs to help victims of child abuse.

(14) A special license plate for the Thanks Mom and Dad Fund. The funds raised by the sale of this special license plate shall be disbursed to the Department of Human Resources to address the key needs of the state's older population or a nonprofit corporation organized to serve the needs of the state's older population.
(15) A special license plate for pediatric cancer research. The funds raised by the sale of this special license plate shall be disbursed to the Joanna McAfee Childhood Cancer Foundation for support of pediatric cancer research.
(16) A special license plate for supporting beautification projects in Cobb County. The funds raised by the sale of this special license plate shall be disbursed to Keep Cobb Beautiful, Inc., for support of beautification projects in Cobb County.
(17) A special license plate for the AIDS Survival Project. The funds raised by the sale of this special license plate shall be disbursed to the AIDS Survival Project which is committed to providing people living with HIV the information and support they need to live healthy and productive lives.
(18) A special license endorsing 'Support Our Troops.' The funds raised by the sale of this special license plate shall be disbursed to Georgia Support Our Troops, Inc.
(19) A special license plate for the Sons of Confederate Veterans. The funds raised by the sale of this special license plate shall be disbursed to Georgia Sons of Confederate Veterans.
(20) A special license plate for amyotrophic lateral sclerosis (ALS), also known as 'Lou Gehrig's disease,' to support research and education on amyotrophic lateral sclerosis. The funds raised by the sale of this special license plate shall be disbursed to the ALS Association of Georgia.
(21) A special license plate for foster parents to support programs for foster parents in Georgia. The funds raised by the sale of this special license plate shall be disbursed to The Adoptive and Foster Parent Association of Georgia, Inc., for support of foster parents in Georgia.
(22) A special license plate for the Atlanta Braves Foundation to assist the charities supported by the foundation. The funds raised by the sale of this special license plate shall be disbursed to the Department of Community Affairs or such other public agency or nonprofit corporation as may be designated.
(23) A special license plate for the Atlanta Falcons Foundation to assist the charities supported by the foundation. The funds raised by the sale of this special license plate shall be disbursed to the Department of Community Affairs or such other public agency or nonprofit corporation as may be designated.
(24) A special license plate for supporting beautification projects in Georgia. The funds raised by the sale of this special license plate shall be disbursed to Keep Georgia Beautiful Foundation, Inc., for support of beautification projects in Georgia.
(25) A special license plate displaying the logo of Choose Life, Inc. The words 'Choose Life' must appear at the bottom. The funds raised by the sale of this special license plate shall be disbursed to Choose Life of Georgia, Inc., to be distributed among nonprofit corporations in Georgia that counsel women to consider adoption.

(26) A special license plate supporting education on the maritime history of Georgia's coast. The funds raised by the sale of this special license plate shall be disbursed to The Georgia Maritime Foundation, Inc., for use in programs supporting education on the maritime history of Georgia.
(27) A special license plate supporting programs for persons with brain-related disorders and disabilities. The funds raised by the sale of this special license plate shall be disbursed to Pilot International, for support of programs for persons with brain-related disorders in Georgia.
(28) A special license plate supporting agriculture in Georgia. The funds raised by the sale of this special license plate shall be evenly split between Georgia 4-H and the Georgia Association of Future Farmers of America to fund projects promoting agriculture in Georgia.
(29) A special license plate promoting the Georgia equine industry. The funds raised by the sale of this special license plate shall be disbursed to the Agricultural Commodity Commission for Equines.
(30) A special license plate promoting African American history and tourism in Georgia. The funds raised by the sale of this special license plate shall be disbursed to organizations dedicated to the preservation of African American history in Georgia.
(31) A special license plate honoring veterans who have been awarded the Bronze Star. The funds raised by the sale of this special license plate shall be disbursed to the National Guard Family Foundation."

SECTION 13.

(a) This Act shall become effective on January 1, 2007, except as otherwise provided in subsection (b) of this section.
(b) If an amendment to the Constitution of the State of Georgia authorizing the dedication of revenue from sales of special license plates to agencies, funds, or nonprofit corporations designated by the General Assembly is not ratified at the general election in 2006, this Act shall be repealed in its entirety on January 1, 2007, and no such motor vehicle license plates shall be issued pursuant to this Act.

SECTION 14.

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

Representative Mills of the 25th moved that the House adopt the report of the Committee of Conference on HB 1053.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler

Y Barnes	Y Dickson	Y Howard, E	Y Meadows	N Shaw
Bearden	Y Dodson	Y Hudson	E Millar	Y Sheldon
Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Parsons	Y Thomas, A.M
Y Butler	E Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A
Y Cole	Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	N Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Marin	Rynders	Richardson, Speaker

On the motion, the ayes were 152, nays 2.

The motion prevailed.

HB 1412. By Representatives Smith of the 168th, Mosley of the 178th, Stephens of the 164th, Royal of the 171st and Bridges of the 10th:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, Title 36 of the Official Code of Georgia Annotated, relating to local government, and Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to require the use of clean and renewable fuels in certain vehicles operated by certain government entities under certain circumstances; to provide for legislative findings and declarations; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1412

The Committee of Conference on HB 1412 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1412 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ John Bulloch Senator, 11th District	/s/ Tommy Smith Representative, 168th District
/s/ Seth Harp Senator, 29th District	/s/ Jay Roberts Representative, 154th District
/s/ Brian Kemp Senator, 46th District	/s/ Tom McCall Representative, 30th District

A BILL

To amend Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to sale of petroleum products, so as to prohibit the production, offering for sale, or sale of biodiesel fuel for certain purposes unless such fuel meets certain standards; to amend Title 20 of the Official Code of Georgia Annotated, relating to education, Title 36 of the Official Code of Georgia Annotated, relating to local government, and Title 50 of the Official Code of Georgia Annotated, relating to state government, so as to encourage the use of clean renewable fuels in certain vehicles operated by certain government entities under certain circumstances; to provide for legislative findings and declarations; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

The General Assembly finds and declares as follows:

(1) Georgia currently consumes nearly 6.5 billion gallons of gasoline and diesel fuel annually;

(2) Petroleum is imported primarily from outside the United States;

(3) Using clean alternative fuels instead of fossil fuels will provide for a cleaner environment by reducing water and air contamination;

(4) In particular, the use of clean renewable fuels such as biodiesel blend and ethanol blend will provide additional benefits for the State of Georgia;

(5) Georgia has the potential to create a biofuels industry that would serve as a model for the South and thereby attract additional new industries;

(6) This biofuels industry could add over $1 billion of economic activity to Georgia and increase the state's income tax collections by over $10 million annually;

(7) Nearly 500 direct and over 1,000 indirect jobs would be created by the Georgia biofuels industry; and

(8) Creating this industry will add additional value to Georgia's agricultural and forestry commodities, including biomass, and support land values in rural Georgia.

SECTION 2.

Part 1 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to sale of petroleum products, is amended by adding a new Code section to read as follows:

"10-1-151.1.

It shall be unlawful for any person to produce, offer for sale, or sell any biodiesel fuel to be used in blending such biodiesel fuel with petroleum diesel fuel to create a blended fuel for subsequent sale for use in diesel engines unless the biodiesel fuel meets the specifications of American Society for Testing and Materials Standard D 6751."

SECTION 3.

Title 20 of the Official Code of Georgia Annotated, relating to education, is amended by inserting immediately following Code Section 20-2-504 a new Code section to read as follows:

"20-2-504.1.

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

(1) 'Biodiesel blend' means a blended fuel containing petroleum diesel fuel with a minimum level of 2 percent biodiesel fuel.

(2) 'Biodiesel fuel' means a fuel that meets the specifications of American Society for Testing and Materials Standard D 6751.

(3) 'Clean renewable fuel' means biodiesel blend or ethanol blend.

(4) 'Ethanol blend' means fuel meeting the American Society for Testing and Materials specification with a minimum level of 5 percent ethanol.

(b) On and after January 1, 2007, each local school district is encouraged to use clean renewable fuel in any gasoline or diesel motor vehicle or equipment it operates whenever such fuel is compatible with the technology of the vehicle or equipment and is reasonably available at a cost similar to that of conventional fuel.

(c) On and after January 1, 2007, local school districts are encouraged to enter into contracts to purchase or lease motor vehicles and equipment that are capable of being powered by clean renewable fuel or other alternative fuel if motor vehicles and equipment capable of being powered by such a clean renewable fuel are suitable for the

intended use and such motor vehicles and equipment are reasonably available at a cost similar to that of comparable conventionally fueled vehicles and equipment."

SECTION 4.

Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended by inserting a new Code section immediately following Code Section 36-60-23 to read as follows:

"36-60-24.

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

(1) 'Biodiesel blend' means a blended fuel containing petroleum diesel fuel and a minimum level of 2 percent biodiesel fuel.

(2) 'Biodiesel fuel' means a fuel that meets the specifications of American Society for Testing and Materials Standard D 6751.

(3) 'Clean renewable fuel' means biodiesel blend or ethanol blend.

(4) 'Ethanol blend' means fuel meeting the American Society for Testing and Materials specification with a minimum level of 5 percent ethanol.

(b) On and after January 1, 2007, each county and municipal corporation is encouraged to use clean renewable fuel in any gasoline or diesel motor vehicle or equipment it operates whenever such fuel is compatible with the technology of the vehicle or equipment and is reasonably available at a cost similar to that of conventional fuel.

(c) On and after January 1, 2007, counties or municipal corporations are encouraged to enter into contracts to purchase or lease motor vehicles and equipment that are capable of being powered by clean renewable fuel or other alternative fuel if motor vehicles and equipment capable of being powered by such a clean renewable fuel are suitable for the intended use and such motor vehicles and equipment are reasonably available at a cost similar to that of comparable conventionally fueled vehicles and equipment."

SECTION 5.

Title 50 of the Official Code of Georgia Annotated, relating to state government, is amended by inserting a new Code section immediately following Code Section 50-19-6 to read as follows:

"50-19-6.1.

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

(1) 'Biodiesel blend' means a blended fuel containing petroleum diesel fuel with a minimum level of 2 percent biodiesel fuel.

(2) 'Biodiesel fuel' means a fuel that meets the specifications of American Society for Testing and Materials Standard D 6751.

(3) 'Clean renewable fuel' means biodiesel blend or ethanol blend.

(4) 'Ethanol blend' means fuel meeting the American Society for Testing and Materials specification with a minimum level of 5 percent ethanol.

(b) On and after January 1, 2007, each office, agency, department, board, bureau, commission, institution, authority, or other entity of the state is encouraged to use clean renewable fuel in any gasoline or diesel motor vehicle or equipment it operates

whenever such fuel is compatible with the technology of the vehicle or equipment and is reasonably available at a cost similar to that of conventional fuel.

(c) On and after January 1, 2007, offices, agencies, departments, boards, bureaus, commissions, institutions, authorities, or any other entities of the state are encouraged to enter into contracts to purchase or lease motor vehicles and equipment that are capable of being powered by clean renewable fuel or other alternative fuel if motor vehicles and equipment capable of being powered by such a clean renewable fuel are suitable for the intended use and such motor vehicles and equipment are reasonably available at a cost similar to that of comparable conventionally fueled vehicles and equipment."

SECTION 6.

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

Representative Smith of the 168th moved that the House adopt the report of the Committee of Conference on HB 1412.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Crawford	Y Hill, C.A	Y Martin	Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Parsons	Y Thomas, A.M
Y Butler	Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Lucas	Y Reese	Y Williams, A

Y Cole	Heard, K	Y Lunsford	Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 148, nays 0.

The motion prevailed.

Representative Forster of the 3rd stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

HB 1211. By Representatives Reese of the 98th, Lane of the 158th, Ralston of the 7th, Holt of the 112th, Crawford of the 127th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Southern Appalachian brook trout as the official state cold water game fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1211

The Committee of Conference on HB 1211 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1211 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ Preston W. Smith Senator, 52nd District	/s/ Bobby Reece Representative, 98th District
/s/ Jeff E. Mullis Senator, 53rd District	/s/ Lane Representative, 158th District
/s/ Ross Tolleson Senator, 20th District	/s/ Burke Day Representative, 163rd District

A BILL

To amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Southern Appalachian brook trout as the official state cold water game fish; to designate the red drum as the official state salt-water fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

(a) The General Assembly finds and determines that:

(1) The Southern Appalachian brook trout is one of nature's most exquisite forms of art with its brilliant colors and intricate patterns;

(2) The Southern Appalachian brook trout makes its home in the clean, cold, crystal clear waters of the North Georgia mountains and is Georgia's only native Salmonid species;

(3) Throughout our state's history, our citizens have prized the Southern Appalachian brook trout for its tasty flesh and plentiful numbers;

(4) Over the past century, however, extensive logging has decimated brook trout waters through sedimentation and erosion of habitat and, when nonnative trout were stocked to replace lost populations, the brook trout could not compete and were driven to higher elevation streams where they remain today;

(5) The brook trout is also subject to harm today from acid rain that is deposited in the high mountains and ridges of our state from air pollution;

(6) The protection of the Southern Appalachian brook trout has become a major conservation concern and the inclusion of the Southern Appalachian brook trout in our official state symbols list could possibly contribute to the efforts to protect this magnificent state natural resource;

(7) The Southern Appalachian brook trout is an excellent indicator of water and air quality and declines in their numbers can serve as early warning signs that environmental conditions may be deteriorating in our watersheds; and

(8) Establishing an official state cold water game fish is necessary to fully recognize our diverse wildlife and the Southern Appalachian brook trout is deserving of the attention and appreciation of the citizens of this state by designation as the official state cold water fish.

(b) The General Assembly further finds and declares as follows:

(1) The red drum, also known as redfish, spottail bass, and channel bass, is highly prized by Georgia's citizens as a worthy adversary on the end of a fishing line and an epicurean delight on the table;

(2) A visually stunning specimen of marine life, the red drum varies in color from a pale pink to a deep bronze. The false-eye spot found near the tail is a unique characteristic as is the powder blue markings on the fringe of the tail;

(3) The red drum is found from the smallest tidal creek to the crashing surf on lonely barrier islands to the depths of the Atlantic Ocean and thus is symbolic of the link between the diversity of habitats found along Georgia's coast;
(4) A long-lived species, red drum are known to reach an age in excess of 50 years. A single female may produce billions of eggs over a lifetime;
(5) Prior to the mid-1980´s, Georgia's red drum population was in jeopardy from the over harvesting of immature fish and adults;
(6) State biologists and concerned anglers saw the need for conservation of this magnificent species and advocated for the first harvest regulations implemented by the General Assembly in 1986;
(7) Year in and year out, red drum rank among the top three species caught and kept by Georgia salt-water anglers. Georgia's human population continues to increase and the number of salt-water anglers seeking red drum increase along with it;
(8) Because of the red drum's importance to Georgia anglers, the landmark Peach State Reds Initiative will investigate the feasibility of using hatchery reared red drum as a fishery management tool while providing additional much needed science based information;
(9) A survey of the Coastal Conservation Association of Georgia's membership revealed that nearly 50 percent were in favor of the red drum becoming Georgia's state salt-water fish; and
(10) Establishing an official state salt-water fish is necessary to fully recognize the importance of our coastal fisheries to our state, and the red drum is deserving of the attention and appreciation of the citizens of this state by designation as the official state salt-water fish.

SECTION 2.

Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, is amended by adding a new Code section to read as follows:

"50-3-82.

The Southern Appalachian brook trout is designated as the official Georgia cold water game fish."

SECTION 3.

Said article is further amended by adding a new Code section to read as follows:

"50-3-83.

The red drum is designated as the official Georgia salt-water fish."

SECTION 4.

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

Representative Reese of the 98th moved that the House adopt the report of the Committee of Conference on HB 1211.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Beasley-Teague
Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Cooper
Y Cox
Y Crawford
Y Cummings
Davis
Y Day
Y Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
N Jennings
Y Johnson
Jones, J
Jones, S
Jordan
Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Manning
Y Marin
Y Martin
Y Maxwell
May
Y McCall
McClinton
Meadows
E Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Y Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Rynders
Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 151, nays 1.

The motion prevailed.

HB 1090. By Representatives Harbin of the 118th, Fleming of the 117th, Burmeister of the 119th and Rogers of the 26th:

A BILL to be entitled an Act to amend Chapter 10 of Title 13 of the O.C.G.A., relating to contracts for public works, and Article 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, so as to

provide that a contractor that is more than 30 days behind in the performance of a state public works construction contract or a construction or maintenance contract with the Department of Transportation due to the fault of such contractor shall not be eligible to bid on any additional state public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contract is brought current or is completed; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1090

The Committee of Conference on HB 1090 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1090 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ James L. Whitehead, Sr. Senator, 24th District	/s/ John Lunsford Representative, 110th District
/s/ Bill Stevens Senator, 27th District	/s/ Vance Smith, Jr. Representative, 129th District
/s/ Pearson Senator, 51st District	/s/ Tom Graves Representative, 12th District

A BILL

To amend Chapter 10 of Title 13 of the Official Code of Georgia Annotated, relating to contracts for public works, and Articles 1 and 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, so as to provide that a contractor that is more than 25 percent behind in the performance of certain contracts due to the fault of such contractor shall not be eligible to bid on any additional state agency public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contracts is brought current or is completed; to provide for a determination of fault; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 10 of Title 13 of the Official Code of Georgia Annotated, relating to contracts for public works, is amended by adding a new Article 3 to read as follows:

"ARTICLE 3

13-10-100.

(a) A contractor that is found to be more than 25 percent behind in the performance of any combination of two or more of any of the following:

(1) State agency public works construction contracts; or

(2) Department of Transportation construction or maintenance contracts

based on a final determination that such delay was due to the fault of such contractor shall not be eligible to bid on any additional state agency public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contracts is brought current or is completed.

(b) The determination of whether such contractor is behind in its performance and the cause of such delay shall be made in accordance with all applicable contract terms and provisions, including the requirements for determination of the contract time of performance, the contractor's right to request a time extension, resolution of any controversy or dispute involving the time of performance, mediation, and all subsequent procedures or processes available under or allowed by the contract, to finally resolve any such controversy. Before such final determination is applied against a contractor, the determination may be appealed de novo to the applicable court."

SECTION 2.

Article 1 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, is amended by striking paragraph (2) of subsection (a) of Code Section 32-2-2, relating to powers and duties of the Department of Transportation, in its entirety and inserting in its place the following:

"(2) ~~Except for~~ In addition to appropriations to authorize the issuance of general obligation debt for public road work, or to pay such debt, the department shall ~~be the state agency to receive and shall have control and supervision of all funds appropriated~~ only be authorized to receive such funds as the General Assembly may appropriate to the department for public road work by the state and activities incident thereto from the net proceeds of motor fuel tax, as provided in Article III, Section IX, Paragraph VI(b) of the Constitution of Georgia and any other funds appropriated or provided for by law for such purposes or for performing other functions of the department. If the General Assembly fails to appropriate all of the net proceeds of the motor fuel tax to ~~the department~~ any state agency, to the State of Georgia General Obligation Debt Sinking Fund, and to counties for public road work and activities

incident thereto, any such unappropriated part of such funds, exclusive of those proceeds required by law to be provided as grants to counties for the construction and maintenance of county roads, shall be made available to the department by the director of the Office of Treasury and Fiscal Services, notwithstanding any provisions to the contrary in Part 1 of Article 4 of Chapter 12 of Title 45, the 'Budget Act';"

SECTION 3.

Article 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, is amended by adding a new Code Section 32-2-66.1 to read as follows:

"32-2-66.1.

(a) A contractor that is found to be more than 25 percent behind in the performance of any combination of two or more of any of the following:

(1) Department of Transportation construction or maintenance contracts; or

(2) State agency public works contracts

due to the fault of such contractor shall not be eligible to bid on any additional state public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contracts is brought current or is completed.

(b) The determination of whether such contractor is behind in its performance and the cause of such delay shall be made by the Department of Transportation and shall be in accordance with all applicable contract terms and provisions, including the requirements for determination of the contract time of performance, the contractor's right to request a time extension, resolution of any controversy or dispute involving the time of performance, mediation, and all subsequent procedures or processes available under or allowed by the contract, to finally resolve any such controversy. Before such final determination is applied against a contractor, the determination may be appealed de novo to the applicable court."

SECTION 4.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 5.

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

Representative Graves of the 12th moved that the House adopt the report of the Committee of Conference on HB 1090.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	N Crawford	Hill, C.A	Y Martin	N Sailor
Y Amerson	N Cummings	N Holmes	Y Maxwell	Y Scheid
N Anderson	Y Davis	Y Holt	Y May	Y Scott, A

N Ashe
Y Barnard
Barnes
Bearden
N Beasley-Teague
N Benfield
N Benton
N Black
N Bordeaux
N Borders
Y Bridges
N Brooks
Y Brown
N Bruce
N Bryant
N Buckner, D
N Buckner, G
Y Burkhalter
Y Burmeister
N Burns
Y Butler
Y Byrd
N Carter
Y Casas
Y Chambers
N Channell
N Cheokas
Y Coan
Cole
Y Coleman, B
N Coleman, T
Y Cooper
Cox
Y Day
N Dean
Dickson
Dodson
Y Dollar
N Drenner
N Dukes
Y Ehrhart
Y England
N Epps
Y Everson
Y Fleming
N Floyd, H
N Floyd, J
N Fludd
Y Forster
Y Franklin
Y Freeman
N Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
N Greene
N Hanner
Y Harbin
Y Hatfield
Y Heard, J
N Heard, K
N Heckstall
Y Hembree
N Henson
Y Hill, C
Y Horne
N Houston
N Howard, E
N Hudson
N Hugley
N Jackson
N Jacobs
N James
N Jamieson
N Jenkins
N Jennings
N Johnson
Y Jones, J
N Jones, S
N Jordan
Y Keen
Y Keown
N Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
N Lane, R
Y Lewis
Y Lindsey
N Lord
Y Loudermilk
N Lucas
Y Lunsford
Y Maddox
N Mangham
Manning
N Marin
Y McCall
McClinton
Meadows
E Millar
Y Mills
N Mitchell
N Morgan
Y Morris
N Mosby
N Mosley
Y Mumford
Y Murphy, J
N Murphy, Q
Y Neal
N Oliver
Y O'Neal
N Orrock
N Parham
N Parrish
Y Parsons
N Porter
N Powell
Y Ralston
N Randall
N Ray
N Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
N Royal
Y Rynders
Y Scott, M
Y Setzler
N Shaw
Y Sheldon
N Sims, C
N Sims, F
N Sinkfield
Y Smith, B
Y Smith, L
N Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
N Stanley-Turner
Y Stephens
N Stephenson
Talton
N Teilhet
N Thomas, A.M
N Thomas, B
Y Tumlin
Y Walker
N Warren
N Watson
Y Wilkinson
Y Willard
N Williams, A
N Williams, E
N Williams, R
N Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 80, nays 85.

The motion was lost.

Representative Keen of the 179th moved that the House reconsider its action in failing to adopt the report of the Committee of Conference to HB 1090:

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
N Anderson
N Ashe
Y Barnard
Barnes
Y Bearden
N Beasley-Teague
N Benfield
Y Crawford
N Cummings
Y Davis
Y Day
N Dean
Y Dickson
Dodson
N Dollar
N Drenner
Y Hill, C.A
N Holmes
Y Holt
Y Horne
Y Houston
N Howard, E
N Hudson
N Hugley
N Jackson
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Meadows
E Millar
Y Mills
N Mitchell
N Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
N Shaw
Y Sheldon
Y Sims, C
N Sims, F

Y Benton	N Dukes	N Jacobs	Morgan	N Sinkfield
N Black	Y Ehrhart	N James	Y Morris	Y Smith, B
N Bordeaux	Y England	N Jamieson	N Mosby	Y Smith, L
N Borders	N Epps	N Jenkins	Y Mosley	N Smith, P
Y Bridges	Y Everson	N Jennings	Y Mumford	Y Smith, R
N Brooks	Y Fleming	N Johnson	Y Murphy, J	Y Smith, T
Y Brown	N Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
N Bruce	N Floyd, J	N Jones, S	Y Neal	E Smyre
N Bryant	N Fludd	N Jordan	N Oliver	N Stanley-Turner
N Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
N Buckner, G	Y Franklin	Y Keown	N Orrock	N Stephenson
Y Burkhalter	Y Freeman	N Kidd	N Parham	Talton
Y Burmeister	N Gardner	Y Knight	N Parrish	N Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Y Golick	Y Lakly	N Porter	N Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	N Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	N Greene	Y Lewis	N Randall	N Warren
Y Chambers	N Hanner	Y Lindsey	N Ray	N Watson
N Channell	Y Harbin	N Lord	N Reece, B	Y Wilkinson
N Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	N Lucas	Y Reese	N Williams, A
Y Cole	N Heard, K	Y Lunsford	Y Rice	N Williams, E
Y Coleman, B	N Heckstall	Y Maddox	Y Roberts	N Williams, R
N Coleman, T	Y Hembree	N Mangham	Y Rogers	N Wix
Y Cooper	N Henson	Manning	N Royal	Y Yates
Y Cox	Y Hill, C	N Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 92, nays 75.

The motion prevailed.

Representative Ehrhart of the 36th District, Chairman of the Committee on Rules, submitted the following report:

Mr. Speaker:

Your Committee on Rules has had under consideration the following Bill and Resolution of the House and Senate and has instructed me to report the same back to the House with the following recommendations:

HR 1921 Do Pass
SB 282 Do Pass

Respectfully submitted,
/s/ Ehrhart of the 36th
Chairman

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate adheres to its substitute and has appointed a Committee of Conference on the following bill of the House:

HB 848. By Representatives Butler of the 18th, Maxwell of the 17th, England of the 108th, Roberts of the 154th and Stephens of the 164th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, so as to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for a referendum; to provide for effective dates; to provide for applicability; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Cagle of the 49th, Chance of the 16th, and Whitehead of the 24th.

The Senate insists on its substitute to the following bill of the House:

HB 1473. By Representatives Brown of the 69th, Channell of the 116th, Stephens of the 164th, Shaw of the 176th and Ehrhart of the 36th:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require prior legislative approval for the submission of certain waivers pursuant to Section 1115 of the federal Social Security Act; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 95. By Senators Harp of the 29th, Kemp of the 46th, Stephens of the 27th, Hudgens of the 47th and Seabaugh of the 28th:

A BILL to be entitled an Act to amend Title 43 of the O.C.G.A., relating to professions and businesses, so as to regulate the practice of soil science; to

provide for a short title; to provide for legislative purpose; to define certain terms; to provide for inapplicability; to provide for the State Licensing Board for Professional Soil Scientists; to provide for board powers and duties; to provide for administration; to provide for certain records; to provide for filing and service of documents; to provide for applications; to provide for eligibility; to provide for licensing; to provide for refusal and discipline; to provide for seals; to provide for a code of professional conduct; to provide for charges of violations; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 523. By Senators Grant of the 25th, Seabaugh of the 28th, Douglas of the 17th, Schaefer of the 50th, Harp of the 29th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate honoring the family members of service members who have been killed in action; to provide for issuance, renewal, fees, licensing agreements, applications, and transfers relative to such special license plates; to provide for an effective date; to repeal conflicting laws; and for other purposes.

SB 532. By Senators Whitehead, Sr. of the 24th, Williams of the 19th, Goggans of the 7th, Seabaugh of the 28th, Rogers of the 21st and others:

A BILL to be entitled an Act to amend provisions of the O.C.G.A. so as to enhance the protection of facilities licensed by the United States Nuclear Regulatory Commission; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

SB 592. By Senators Grant of the 25th, Hill of the 4th, Kemp of the 46th and Harp of the 29th:

A BILL to be entitled an Act to amend Article 4 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated, relating to the disposition of surplus property, so as to provide for the sale of certain property by fixed price; to permit the negotiated sale of surplus property to charitable institutions; to change certain provisions relating to the disposition of surplus property by the Department of Administrative Services; to provide for penalties; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House amendment to the following bill of the Senate:

SB 472. By Senator Rogers of the 21st:

A BILL to be entitled an Act to amend Title 45 of the Official Code of Georgia Annotated, relating to public officers and employees, so as to revise and change the employees´ suggestion and award program; to provide for the meritorious award program; to provide for definitions; to provide for establishment and implementation; to provide for powers, duties, and authority of the state personnel board and the commissioner of personnel administration; to provide for agency committees; to provide for awards; to provide for applicability and nonapplicability of certain retirement benefit provisions with respect to such awards; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 44. By Senator Hamrick of the 30th:

A BILL to be entitled an Act to amend Code Section 42-2-11 of the Official Code of Georgia Annotated, relating to powers and duties of the Board of Corrections, so as to authorize the board to enter into contracts for the operation of private probation detention and diversion centers; to provide for rules and regulations for the operation of such centers; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

SB 381. By Senators Harp of the 29th and Mullis of the 53rd:

A BILL to be entitled an Act to amend Article 1 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state and other flags, so as to provide state flags to honor Georgia public safety officers who are killed in the line of duty or who died following extended service to the public of this state; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitute to the following resolution of the Senate:

SR 1028. By Senator Thompson of the 33rd:

A RESOLUTION honoring the life of Dr. Luke Glenn Garrett, Jr., and dedicating the Dr. Luke Glenn Garrett, Jr. Memorial Highway in his memory; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bill of the House:

HB 1032. By Representatives Lunsford of the 110th, Ralston of the 7th, Forster of the 3rd, England of the 108th, Ehrhart of the 36th and others:

A BILL to be entitled an Act to amend Code Section 16-11-129 of the Official Code of Georgia Annotated, relating to license to carry a pistol or revolver and temporary renewal permit, so as to provide for certain restrictions on the issuance of such permit; to provide for a background check for permit renewals; to provide for a check of United States Immigration and Customs Enforcement records for noncitizen applicants; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate adheres to its disagreement to the House amendment and has appointed a Committee of Conference to confer with a like committee on the part of the House on the following bill of the House:

HB 1157. By Representatives Burkhalter of the 50th, Richardson of the 19th, Keen of the 179th and Fleming of the 117th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to change certain provisions regarding income tax credits for employers providing approved retraining programs; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue commissioner; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Balfour of the 9th, Seabaugh of the 28th, and Tolleson of the 20th.

The Senate adheres to its substitute and has appointed a Committee of Conference on the following bill of the House:

HB 1372. By Representative Harbin of the 118th:

A BILL to be entitled an Act to amend Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to employees´ insurance and benefit plans, so as to provide for mechanisms for termination of coverage for nonpayment of premium; to provide for notification to employers; to provide for the introduction and consideration of bills impacting the state health

benefit plans; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Hudgens of the 47th, Heath of the 31st, and Rogers of the 21st.

The Senate insists on its amendment to the following bill of the House:

HB 1008. By Representative Carter of the 159th:

A BILL to be entitled an Act to amend Article 9 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, the "Georgia Hospice Law," so as to provide that palliative care may be provided under hospice to patients with advanced and progressive diseases with a life expectancy of more than six months; to revise certain definitions relating to hospice care; to provide for construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bill of the House:

HB 1059. By Representatives Keen of the 179th, Ralston of the 7th, Burkhalter of the 50th, Freeman of the 140th, Thomas of the 55th and others:

A BILL to be entitled an Act to amend Titles 16, 17, 35, and 42 of the O.C.G.A., relating respectively to crimes and offenses, criminal procedure, law enforcement officers and agencies, and penal institutions, so as to change provisions relating to sexual offenders; to change punishment provisions, registration requirements, and areas where certain offenders can reside as it affects sexual offenders; to change certain provisions relating to punishment of serious violent offenders and increase the mandatory minimum term of imprisonment for certain offenses; to require persons convicted of certain sexual crimes to receive a mandatory split sentence including a minimum sentence of imprisonment; to reorganize and change provisions related to the State Sexual Offender Registry; to provide for other related matters; to repeal conflicting laws; and for other purposes.

The following Bill of the House was taken up for the purpose of considering the Senate's insistence on its position in substituting the same:

HB 1473. By Representatives Brown of the 69th, Channell of the 116th, Stephens of the 164th, Shaw of the 176th and Ehrhart of the 36th:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to require prior legislative approval for the submission of certain waivers pursuant to Section 1115 of the federal Social Security Act; to provide for an effective date; to provide for related matters; to repeal conflicting laws; and for other purposes.

Representative Brown of the 69th moved that the House insist on its position in disagreeing to the Senate substitute to HB 1473 and that a Committee of Conference be appointed on the part of the House to confer with a like committee on the part of the Senate.

The motion prevailed.

The Speaker appointed as a Committee of Conference on the part of the House the following members:

Representatives Brown of the 69th, Sheldon of the 105th, and Stephenson of the 92nd.

The following Bill of the House was taken up for the purpose of considering the Senate amendments thereto:

HB 881. By Representatives Chambers of the 81st, Burmeister of the 119th, Drenner of the 86th, Henson of the 87th, Reece of the 27th and others:

A BILL to be entitled an Act to amend Code Section 43-29-7 of the Official Code of Georgia Annotated, relating to license requirements for dispensing opticians, qualifications of applicants, subjects to be tested on examination, and issuance and display of license, so as to specify certain requirements for practical training and experience for an applicant to obtain licensure through an apprenticeship program; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following Senate amendments were read:

Senate Amendment #1

The Senate moves to *amend HB 881 by inserting between lines 12 and 13 of page 2:*

"(b.1)(1) Beginning July 1, 2006, a manufacturer of contact lenses doing business in the state shall certify by affidavit to the Attorney General those brands of contact lenses produced, marketed, distributed, or sold by the manufacturer in the state that are made

available in a commercially reasonable and nondiscriminatory manner to prescribers; entities associated with prescribers; and alternative channels of distribution.

(2) Notwithstanding any other provision of law, a manufacturer shall only sell, market, or distribute lenses in Georgia that have been certified under paragraph (1) of this subsection.

(3) This subsection shall not apply to rigid gas permeable lenses; bitoric gas permeable lenses; bifocal gas permeable lenses; keratoconus lenses; custom soft toric lenses that are manufactured for an individual patient and are not mass marketed or mass produced; or custom designed lenses that are manufactured for an individual patient and are not mass marketed or mass produced.

(4) Any time a brand ceases to be made available after July 1, 2006, the manufacturer shall immediately certify that fact by affidavit to the Attorney General.

(5) Nothing in this subsection shall be construed to require a prescriber to stock, sell, or prescribe any specific type brand or specific manufacturer's line of contact lenses.

(6) A knowing and intentional violation of this subsection shall constitute a misdemeanor.

The Attorney General may bring a civil action pursuant to this subsection.″

Senate Amendment #2

The Senate moves to *amend HB 881 (LC 33 0923) by inserting after* "program;" *on line 5 of page 1:*

to require the board to establish a monthly review and approval process;

By inserting between "board." *and the quotation mark on line 12 of page 2 the following:*

The board shall establish by rule a process to accept and review, no less frequently than once per month, written statements of intention to qualify through an apprenticeship program and to review and approve, no less frequently than once per month, written plans of instruction submitted to the board by a supervising licensed dispensing optician, licensed physician, or licensed optometrist to provide instruction to an apprentice pursuant to this Code section.

Senate Amendment #3

The Senate moves to *amend HB 881 by inserting after* "program;" *on line 5 of page 1:*

to provide for training and experience received prior to July 1, 2006;

By striking the quotation mark at the end of line 12 and by inserting after line 12 of page 2 the following:

(b.1) Applicants who have received practical training and experience prior to July 1, 2006, may receive credit toward the practical training and experience requirements of subsection (b) of this Code section if they make application to the board, in a form prescribed by the board, to receive such credit and such application is received by the board no later than August 31, 2006. The board shall review such application and determine whether any such training and experience shall be credited toward the practical training and experience requirements of subsection (b) of this Code section. The board shall make such determination within 60 days of receipt of the application."

Senate Amendment #4

The Senate moves to *amend HB 881 by inserting after* "program;" *on line 5 on page 1 the following*:

to amend Code Section 43-14-12.1of the Official Code of Georgia Annotated, relating to evidence of violations of contractor licensing requirements, fines, and other penalties for violations, so as to provide a fine and penalties for the unauthorized use of a license number of a contractor;

By inserting between lines 12 and 13 on page 2 the following:

SECTION 1A.

Code Section 43-14-12.1 of the Official Code of Georgia Annotated, relating to evidence of violations of contractor licensing requirements, fines, and other penalties for violations, is amended by adding a new subsection (f) to read as follows:

"(f) In the event that any person misappropriates and uses the license number of a licensed conditioned air contractor in any manner in which he or she is not so authorized, including, but not limited to, obtaining a construction or building permit, the board shall be authorized to impose a civil penalty not to exceed $1,000.00 for each occurrence thereof. Furthermore, such person may be prohibited from obtaining a conditioned air license for a period of five years from the date of the last violation in the event that he or she makes application to the board for such license."

Senate Amendment #5

The Senate moves to amend HB 881 by Title 43 of the Official Code of Georgia Annotated, relating to professions and businesses, is amended by striking subsection (h) of Code Section 43-14-8, relating to licensing required for electrical, plumbing, or conditioned air contracting, and inserting a new subsection (h) to read as follows:

"(h) No partnership, limited liability company, or corporation shall have the right to engage in the business of conditioned air contracting unless there is regularly connected with such partnership, limited liability company, or corporation a person or persons

actually engaged in the performance of such business on a full-time basis who have valid licenses issued to them as provided for in this chapter; provided, however, that partners, officers, and employees of the individual who fulfilled the licensing requirements shall continue to be authorized to engage in the business of conditioned air contracting under a license which was valid at the time of the licensee's death for a period of ~~90~~ 180 days following the date of such death."

Representative Chambers of the 81st moved that the House disagree to the Senate amendments to HB 881.

The motion prevailed.

The following Bills of the House were taken up for the purpose of considering the reports of the Committees of Conference thereon:

HB 1027. By Representatives Richardson of the 19th, Golick of the 34th, Harbin of the 118th, Roberts of the 154th, Keen of the 179th and others:

A BILL to make and provide appropriations for the State Fiscal Year beginning July 1, 2006, and ending July 30, 2007.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1027

The Committee of Conference on HB 1027 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1027 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Jack Hill
Senator, 4th District

/s/ Bill Stephens
Senator, 27th District

/s/ Tommie Williams
Senator, 19th District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ Ben Harbin
Representative, 118th District

/s/ Jerry Keen
Representative, 179th District

/s/ Mark Burkhalter
Representative, 50th District

A BILL

To make and provide appropriations for the State Fiscal Year beginning July 1, 2006, and ending June 30, 2007; to make and provide such appropriations for the operation of the State government, its departments, boards, bureaus, commissions, institutions, and other agencies, and for the university system, common schools, counties, municipalities, political subdivisions and for all other governmental activities, projects and undertakings authorized by law, and for all leases, contracts, agreements, and grants authorized by law; to provide for the control and administration of funds; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

That the sums of money hereinafter provided are appropriated for the State Fiscal Year beginning July 1, 2006, and ending June 30, 2007, as prescribed hereinafter for such fiscal year:

Total Funds	**$34,575,181,578**
Federal and Other Funds	**$12,923,449,824**
Federal Funds Not specifically Identified	$2,395,656,447
Agency Funds	$1,563,390,132
Other Funds	$211,730,391
Records Center Storage Fee	$429,234
Temporary Assistance for Needy Families Block Grant	$364,728,378
Social Services Block Grant	$50,485,333
Child Care and Development Block Grant	$53,817,151
Foster Care Title IV-E	$49,192,709
Maternal and Child Health Services Block Grant	$17,348,033
Medical Assistance Program	$4,931,809,954
Preventive Health and Health Services Block Grant	$4,203,960
Community Mental Health Services Block Grant	$12,840,422
Prevention and Treatment of Substance Abuse Block Grant	$50,960,435
Federal Highway Administration Highway Planning and Construction	$1,100,000,000
Federal Transit Administration Capital Investment Grants	$12,858,431
Research Funds	$1,577,890,758
Indigent Care Trust Fund - Public Hospital Authorities	$158,537,322
State Children's Insurance Program	$190,656,641
Community Services Block Grant	$17,189,251

Low-Income Home Energy Assistance	$18,929,972
TANF Block Grant Unobligated Balance	$140,794,870
State Funds	**$18,654,564,058**
Lottery Funds	$841,554,506
Tobacco Funds	$177,518,387
State Motor Fuel	$801,759,400
State General Funds	$16,830,724,074
Brain and Spinal Injury Trust Fund	$3,007,691
Intra-State Government Transfers	**$2,997,167,696**
Health Insurance Payments	$2,430,674,325
Other Intra-State Government Payments	$73,715,220
Retirement Payments	$42,747,938
Self Insurance Trust Fund Payments	$117,729,730
Medicaid Services Payments - Other Agencies	$332,300,483

Section 1: Georgia Senate

Total Funds	**$9,779,214**
Federal and Other Funds	**$0**
State Funds	**$9,779,214**
State General Funds	$9,779,214
Intra-State Government Transfers	**$0**

Lieutenant Governor's Office

Total Funds	$838,701
State Funds	$838,701
State General Funds	$838,701

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$813,497	$813,497
Provide funding based on the budget request for the General Assembly to include up to a 3% pay raise effective January 1, 2007.	$25,204	$25,204
Amount appropriated in this Act	$838,701	$838,701

Secretary of the Senate's Office

Total Funds	$1,198,966
State Funds	$1,198,966
State General Funds	$1,198,966

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,212,412	$1,212,412
Provide funding based on the budget request for the General Assembly to include up to a 3% pay raise effective January 1, 2007.	($13,446)	($13,446)
Amount appropriated in this Act	$1,198,966	$1,198,966

Senate

Total Funds	$6,738,774
State Funds	$6,738,774
State General Funds	$6,738,774

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,689,602	$6,689,602
Provide funding based on the budget request for the General Assembly to include up to a 3% pay raise effective January 1, 2007.	$49,172	$49,172
Amount appropriated in this Act	$6,738,774	$6,738,774

Senate Budget and Evaluation Office

To provide budget development and evaluation expertise to the State Senate.

Total Funds	$1,002,773
State Funds	$1,002,773
State General Funds	$1,002,773

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$999,672	$999,672
Provide funding based on the budget request for the General Assembly to include up to a 3% pay raise effective January 1, 2007.	$3,101	$3,101
Amount appropriated in this Act	$1,002,773	$1,002,773

Section 2: Georgia House of Representatives

Total Funds	**$17,491,660**
Federal and Other Funds	**$0**
State Funds	**$17,491,660**
State General Funds	$17,491,660
Intra-State Government Transfers	**$0**

Georgia House of Representatives

Total Funds	$17,491,660
State Funds	$17,491,660
State General Funds	$17,491,660

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$17,216,615	$17,216,615
Provide funding based on the budget request for the General Assembly to include up to a 3% pay raise effective January 1, 2007.	$150,045	$150,045
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Provide funding for a dual-agency Formula Study Committee involving the Board of Regents and DTAE.	$125,000	$125,000
Amount appropriated in this Act	$17,491,660	$17,491,660

Section 3: Georgia General Assembly Joint Offices

Total Funds	**$9,078,281**
Federal and Other Funds	**$0**
State Funds	**$9,078,281**

State General Funds	$9,078,281
Intra-State Government Transfers	**$0**

Ancillary Activities

To provide services for the legislative branch of government.

Total Funds	$3,833,123
State Funds	$3,833,123
State General Funds	$3,833,123

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,933,862	$4,933,862
Reflect the budget request of the Georgia General Assembly Joint Offices.	($1,100,739)	($1,100,739)
Amount appropriated in this Act	$3,833,123	$3,833,123

Legislative Fiscal Office

To act as the bookkeeper-comptroller for the legislative branch of government and maintain an account of legislative expenditures and commitments.

Total Funds	$2,364,548
State Funds	$2,364,548
State General Funds	$2,364,548

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,209,558	$2,209,558
Reflect the budget request for the Georgia General Assembly.	$154,990	$154,990
Amount appropriated in this Act	$2,364,548	$2,364,548

Office of Legislative Counsel

To provide bill-drafting services, advice and counsel for members of the General Assembly.

Total Funds	$2,880,610
State Funds	$2,880,610

State General Funds $2,880,610

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,010,843	$3,010,843
Reflect the budget request for the Georgia General Assembly.	($130,233)	($130,233)
Amount appropriated in this Act	$2,880,610	$2,880,610

Section 4: Audits and Accounts, Department of

Total Funds **$31,927,549**

Federal and Other Funds **$0**

State Funds **$31,927,549**

State General Funds $31,927,549

Intra-State Government Transfers **$0**

Administration

To provide administrative support to all Department programs.

Total Funds $1,602,714

State Funds $1,602,714

State General Funds $1,602,714

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,596,639	$1,596,639
Reflect the budget request for the Department of Audits and Accounts as submitted for FY 2007 to include a 3% salary increase effective January 1, 2007.	$6,075	$6,075
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$0

(CC:YES)

Amount appropriated in this Act	$1,602,714	$1,602,714

Audit and Assurance Services

To provide financial, performance, and information system audits.

Total Funds	$28,053,474
State Funds	$28,053,474
State General Funds	$28,053,474

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Establish a new Audit and Assurance Services program by combining the Financial Audits, Performance Audits, and Information System Audits programs. *(CC:YES)*	$28,053,474	$28,053,474
Amount appropriated in this Act	$28,053,474	$28,053,474

Financial Audits

To conduct financial and compliance audits of state entities, local boards of education, and healthcare providers that participate in the State's Medicaid program; and review financial statements of local governments and non-profit organizations.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$22,831,899	$22,831,899
Reflect the budget request for the Department of Audits and Accounts as submitted for FY 2007 to include a 3% salary increase effective January 1, 2007.	$1,319,769	$1,319,769
Establish a new Audit and Assurance Services program by combining the Financial Audits, Performance Audits, and Information System Audits programs. *(CC:YES)*	($24,151,668)	($24,151,668)
Amount appropriated in this Act	$0	$0

Information Systems Audits

To provide independent information systems audits, reviews, and vulnerability

assessments and to provide information systems audit guidance and support to other operations within the Department.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,076,951	$1,076,951
Reflect the budget request for the Department of Audits and Accounts as submitted for FY 2007 to include a 3% salary increase effective January 1, 2007.	$312,535	$312,535
Establish a new Audit and Assurance Services program by combining the Financial Audits, Performance Audits, and Information System Audits programs. *(CC:YES)*	($1,389,486)	($1,389,486)
Amount appropriated in this Act	$0	$0

Legislative Services

To provide information on retirement system services, promulgation of statewide policies and procedures and provide fiscal note services.

Total Funds	$113,096
State Funds	$113,096
State General Funds	$113,096

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$110,575	$110,575
Reflect the budget request for the Department of Audits and Accounts as submitted for FY 2007.	$2,521	$2,521
Amount appropriated in this Act	$113,096	$113,096

Performance Audits

To audit state programs to determine their efficiency, effectiveness, economy of operations, and compliance with laws and rules.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,426,566	$2,426,566
Reflect the budget request for the Department of Audits and Accounts as submitted for FY 2007 to include a 3% salary increase effective January 1, 2007.	$85,754	$85,754
Establish a new Audit and Assurance Services program by combining the Financial Audits, Performance Audits, and Information System Audits programs. *(CC:YES)*	($2,512,320)	($2,512,320)
Amount appropriated in this Act	$0	$0

Statewide Equalized Adjusted Property Tax Digest

To establish an equalized adjusted property tax digest for each county and for the State as a whole for use in allocating State funds for public school systems.

Total Funds	$2,158,265
State Funds	$2,158,265
State General Funds	$2,158,265

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,052,514	$2,052,514
Reflect the budget request for the Department of Audits and Accounts as submitted for FY 2007 to include a 3% salary increase effective January 1, 2007.	$105,751	$105,751
Amount appropriated in this Act	$2,158,265	$2,158,265

Section 5: Appeals, Court of

Total Funds	**$12,841,212**
Federal and Other Funds	**$90,000**
Agency Funds	$90,000
State Funds	**$12,751,212**
State General Funds	$12,751,212
Intra-State Government Transfers	**$0**

Court of Appeals

The purpose of this court is to review and exercise appellate and certiorari jurisdiction in all cases not reserved to the Supreme Court or conferred on other courts by law.

Total Funds	$12,841,212
Federal and Other Funds	$90,000
Agency Funds	$90,000
State Funds	$12,751,212
State General Funds	$12,751,212

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$12,537,586	$12,627,586
Annualize the cost of the FY2006 salary adjustment.	$125,465	$125,465
Additional funding for an increase in real estate rents due to occupancy of new space in Health Building.	$67,773	$67,773
Provide funding to pay for new GTA Billing Costs related to PeopleSoft HRMS and Financials.	$20,388	$20,388
Fill 2 vacant positions.	$0	$0
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$12,751,212	$12,841,212

Section 6: Judicial Council

Total Funds	**$13,464,512**
Federal and Other Funds	**$0**
State Funds	**$13,464,512**
State General Funds	$13,464,512
Intra-State Government Transfers	**$0**

Georgia Office of Dispute Resolution

The purpose is to oversee the development of court-connected alternative dispute resolution programs in Georgia.

Total Funds	$365,383
State Funds	$365,383

State General Funds	$365,383

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$362,494	$362,494
Annualize the cost of the FY2006 salary adjustment.	$2,889	$2,889
Provide for an additional project administrator position.	$0	$0
Provide additional funding to cover increased per diem and fee expenses.	$0	$0
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$365,383	$365,383

Institute of Continuing Judicial Education

The purpose is to provide basic training and continuing education to elected officials, court support personnel and volunteer agents of the State's judicial branch.

Total Funds	$1,126,382
State Funds	$1,126,382
State General Funds	$1,126,382

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,126,382	$1,126,382
Provide funding for design and delivery of a certificate program for court administrators.	$0	$0
Provide additional funding to cover the expenses of taking part in Continuing Judicial Education (CJE) for 40 new judgeships, superior court and state court positions created since 1996.	$0	$0
Provide for the recovery of funds lost during the time of a 15% reduction of legislative funding to the ICJE between	$0	$0

FY 2003 and FY 2004.		
Provide funding to underwrite the cost of the personal security summit.	$0	$0
Transfer the Court Business Process Section Training ($170,138), the Macon Training Facility ($95,081), the Georgia Council of Court Administrators ($4,884) and the Georgia Law School Consortium ($180,939) from the Administrative Office of the Courts.	$0	$0
Reduce funds for the Georgia Law School Consortium.	$0	$0
Amount appropriated in this Act	$1,126,382	$1,126,382

Judicial Council

The purpose is to consult with and assist judges, administrators, clerks of court, and other officers and employees of the court pertaining to matters relating to court administration.

Total Funds	$10,913,173
State Funds	$10,913,173
State General Funds	$10,913,173

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$10,629,370	$10,629,370
Annualize the cost of the FY2006 salary adjustment.	$58,828	$58,828
Increase funding for the grant to assist victims of family violence with legal matters.	$0	$0
Increase funding for Administrative Office of the Courts technology contracts.	$0	$0
Provide funding for the Judicial Council Standing Committee on Drug Courts.	$0	$0
Provide child support guidelines matching funds.	$121,206	$121,206
Provide base adjustments and annualizers.	$0	$0
Reduce operations to Administrative Office of the Courts. *(CC:Do not reduce funds in Statewide Technology Services that would impact services to Superior Courts, Probate Courts, Magistrate Courts, Municipal Courts and State Courts and other such inferior courts.)*	($1,000,000)	($1,000,000)

Transfer Statewide Felony and Juvenile Drug Courts to the Administrative Office of the Courts.	$1,000,000	$1,000,000
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Transfer funds to the Administrative Office of the Courts.	$0	$0
Provide funds for an Executive Director and operating expenses for the Council of Magistrate Court Judges.	$103,769	$103,769
Amount appropriated in this Act	$10,913,173	$10,913,173

Judicial Qualifications Commission

The purpose is to discipline, remove, and cause involuntary retirement of judges.

Total Funds	$259,574
State Funds	$259,574
State General Funds	$259,574

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$258,046	$258,046
Annualize the cost of the FY2006 salary adjustment.	$1,528	$1,528
Provide funds to restructure the office and provide more efficient labor.	$0	$0
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$259,574	$259,574

Resource Center

The purpose of this program is to provide representation to all death penalty sentenced

inmates in habeas proceedings.

Total Funds	$800,000
State Funds	$800,000
State General Funds	$800,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$800,000	$800,000
Provide additional contract funding for additional attorneys to handle the increased number of cases projected to be entering state habeas corpus proceedings in FY 2007.	$0	$0
Amount appropriated in this Act	$800,000	$800,000

Section 7: Juvenile Courts

Total Funds	**$6,449,545**
Federal and Other Funds	**$0**
State Funds	**$6,449,545**
State General Funds	$6,449,545
Intra-State Government Transfers	**$0**

Council of Juvenile Court Judges

The Council of Juvenile Court Judges represents all the juvenile judges in Georgia. Jurisdiction in cases involving children includes delinquencies, status offenses, and deprivation.

Total Funds	$1,538,714
State Funds	$1,538,714
State General Funds	$1,538,714

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,519,101	$1,519,101
Provide for base adjustments and annualizers.	$61,216	$61,216
Transfer funding from Council of Juvenile Court Judges to Grants to Counties for correct program totals.	($41,603)	($41,603)

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$1,538,714	$1,538,714

Grants to Counties for Juvenile Court Judges

This program mandates payment of state funds to circuits to pay for juvenile court judges salaries.

Total Funds	$4,910,831
State Funds	$4,910,831
State General Funds	$4,910,831

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,714,839	$4,714,839
Provide for base adjustments and annualizers.	$105,767	$105,767
Provide funding to implement HB 334.	$48,622	$48,622
Transfer funding from Council of Juvenile Court Judges to Grants to Counties for correct program totals. *(CC:YES)*	$41,603	$41,603
Provide funding for 4 new judgeships and requirements in Houston, Blue Ridge, Coweta and Paulding circuits. *(CC:Add Cobb and Laurens in FY 2007 Amended)*	$0	$0
Amount appropriated in this Act	$4,910,831	$4,910,831

Section 8: Prosecuting Attorneys

Total Funds	**$53,094,118**
Federal and Other Funds	**$1,767,046**
Agency Funds	$1,767,046
State Funds	**$51,327,072**
State General Funds	$51,327,072
Intra-State Government Transfers	**$0**

District Attorneys

The District Attorney represents the State of Georgia in the trial and appeal of felony criminal cases in the Superior Court for the judicial circuit and delinquency cases in the juvenile courts.

Total Funds	$47,986,581
Federal and Other Funds	$1,767,046
Agency Funds	$1,767,046
State Funds	$46,219,535
State General Funds	$46,219,535

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$43,925,448	$45,692,494
Annualize the cost of the 5 additional assistant district attorneys.	$194,145	$194,145
Annualize the cost of the 7 additional victim advocate positions.	$148,131	$148,131
Annualize the cost of the FY 2006 salary adjustment.	$458,303	$458,303
Provide funding for 10 additional victim advocate positions. *(CC:Douglas County)*	$300,000	$300,000
Provide for base adjustments and annualizers.	$983,718	$983,718
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Provide funding for 4 new judgeships and requirements in Houston, Blue Ridge, Coweta and Paulding circuits. *(CC:Add Cobb and Laurens in FY 2007 Amended)*	$209,790	$209,790
Amount appropriated in this Act	$46,219,535	$47,986,581

Prosecuting Attorney's Council

This program is charged with the responsibility of assisting Georgia's District Attorneys and State Court Solicitors.

Total Funds	$5,107,537

State Funds	$5,107,537
State General Funds	$5,107,537

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Transfer funds from the Superior Court Judges budget for positions in the DOAS contract that affect the District Attorney and Prosecuting Attorney's Council budgets.	$45,957	$45,957
Provide funds to initiate a judicial circuit integrated communication project.	$350,000	$350,000
Provide funds to purchase current editions of "Daniel's Georgia Criminal Trial Practice" and "Georgia Rules of Evidence" for all district attorney offices.	$0	$0
Provide funding to send district attorneys to the Governor's Leadership Institute.	$0	$0
Provide funds for intern positions.	$83,160	$83,160
Annualize 3 additional positions in the Capital Litigation division.	$137,984	$137,984
Provide for base adjustments and annualizers.	$4,490,436	$4,490,436
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$5,107,537	$5,107,537

Section 9: Public Defender Standards Council, Georgia

Total Funds	**$29,804,954**
Federal and Other Funds	**$1,972,832**
Agency Funds	$1,972,832
State Funds	**$27,832,122**
State General Funds	$27,832,122
Intra-State Government Transfers	**$0**

Public Defender Standards Council

The Standards Council provides administrative, fiscal, appellate, and technology support to public defender offices including all training. The Standards Council also represents persons charged with the death penalty after January 1, 2005, and provides training, assistance and direct representation in NGRI (Not Guilty by Reason of Insanity) cases.

Total Funds	$11,167,007
Federal and Other Funds	$559,797
Agency Funds	$559,797
State Funds	$10,607,210
State General Funds	$10,607,210

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$10,607,210	$11,167,007
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$10,607,210	$11,167,007

Public Defenders

The purpose is to assure that adequate and effective legal representation is provided, independently of political considerations or private interests, to indigent persons who are entitled to representation under this chapter.

Total Funds	$18,637,947
Federal and Other Funds	$1,413,035
Agency Funds	$1,413,035
State Funds	$17,224,912
State General Funds	$17,224,912

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$31,471,850	$32,884,885
Redirect $2,276,693 from Public Defender circuit offices to Conflict Case Management offices. *(CC:YES)*	$0	$0
Provide for a general reduction in operating expenses.	($14,246,938)	($14,246,938)
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$17,224,912	$18,637,947

Section 10: Superior Courts

Total Funds	**$53,508,459**
Federal and Other Funds	**$0**
State Funds	**$53,508,459**
State General Funds	$53,508,459
Intra-State Government Transfers	**$0**

Council of Superior Court Clerks

To assist superior court clerks throughout the state in the execution of their duties, and to promote and assist in their training of the superior court clerks.

Total Funds	$243,000
State Funds	$243,000
State General Funds	$243,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$144,925	$144,925
Provide base adjustments and annualizers.	$98,075	$98,075
Amount appropriated in this Act	$243,000	$243,000

Council of Superior Court Judges

The purpose of the Council of Superior Court Judges is to further the improvement of the

superior court and the administration of justice through leadership, training, policy development and budgetary and fiscal administration.

Total Funds	$971,630
State Funds	$971,630
State General Funds	$971,630

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Provide base adjustments and annualizers.	$925,339	$925,339
Provide funds to add an administrative assistant to assist with workload for the Council of Superior Court Judges.	$46,291	$46,291
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$971,630	$971,630

Judicial Administrative Districts

The purpose is to provide regional administrative support to the judges of the superior court. This support includes managing budgets, policy, procedure, and providing a liaison between local and state courts.

Total Funds	$2,184,721
State Funds	$2,184,721
State General Funds	$2,184,721

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,253,718	$2,253,718
Provide base adjustments and annualizers.	($68,997)	($68,997)
Amount appropriated in this Act	$2,184,721	$2,184,721

Statewide Felony and Juvenile Drug Courts

The purpose of this program is to reduce recidivism among nonviolent substance abusing adult and juvenile offenders through intensive, judicially-supervised case management. Funds for this program are used to support Superior Court Judges' drug courts and other drug courts, through cooperation with the Judicial Council.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,000,000	$1,000,000
Transfer Statewide Felony and Juvenile Drug Courts to the Administrative Office of the Courts.	($1,000,000)	($1,000,000)
Amount appropriated in this Act	$0	$0

Superior Court Judges

The purpose is to be Georgia's general jurisdiction trial court and exercise exclusive, constitutional authority over felony cases, divorce, equity and cases regarding title to land.

Total Funds	$50,109,108
State Funds	$50,109,108
State General Funds	$50,109,108

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$48,090,013	$48,090,013
Provide for Secretaries pay raise effective April 1, 2007.	$0	$0
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Provide funding for 4 new judgeships and requirements in Houston, Blue Ridge, Coweta and Paulding circuits. *(CC:Add Cobb and Laurens in FY 2007 Amended)*	$724,075	$724,075
Provide base adjustments and annualizers.	$1,295,020	$1,295,020

Amount appropriated in this Act	$50,109,108	$50,109,108

Section 11: Supreme Court

Total Funds	**$7,921,323**
Federal and Other Funds	**$0**
State Funds	**$7,921,323**
State General Funds	$7,921,323
Intra-State Government Transfers	**$0**

Supreme Court of Georgia

The purpose is to be a court of review and exercise exclusive appellate jurisdiction in all cases in

Total Funds	$7,921,323
State Funds	$7,921,323
State General Funds	$7,921,323

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,647,980	$7,647,980
Provide base adjustments and annualizers.	$321,343	$321,343
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%. *(CC:YES)*	$0	$0
Increase funds to reflect an adjustment in the Workers' Compensation premiums. *(CC:YES)*	$0	$0
Reduce funds.	($48,000)	($48,000)
Amount appropriated in this Act	$7,921,323	$7,921,323

Section 12: Accounting Office, State

Total Funds	**$15,776,297**
Federal and Other Funds	**$117,662**
Other Funds	$117,662
State Funds	**$6,802,841**

State General Funds	$6,802,841
Intra-State Government Transfers	**$8,855,794**
Other Intra-State Government Payments	$8,855,794

State Accounting Office

To support statewide People Soft financials and human capital management, to provide the comprehensive annual financial report of Georgia, and to create accounting procedures and policies for state agencies.

Total Funds	$15,776,297
Federal and Other Funds	$117,662
Other Funds	$117,662
State Funds	$6,802,841
State General Funds	$6,802,841
Intra-State Government Transfers	$8,855,794
Other Intra-State Government Payments	$8,855,794

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,723,889	$10,579,683
Annualize the cost of the FY2006 salary adjustment.	$24,765	$24,765
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$31,389	$31,389
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$44,200	$44,200
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$45,985	$163,647
Increase operating expenses to implement the Statewide Reporting tool.	$2,464,909	$2,464,909
Increase per diem and fees to implement an Accounts Receivable initiative.	$300,000	$300,000
Increase personal services ($699,600), regular operating expenses ($200,000), and computer charges ($176,200) to implement the Consolidated Banking initiative.	$538,868	$538,868
Fully fund 5 positions in statewide operations.	$355,018	$355,018
Fund a rate increase for the PeopleSoft maintenance contract.	$78,618	$78,618

Increase operating expenses to implement the PeopleSoft CAFR tool.	$1,195,200	$1,195,200
Amount appropriated in this Act	$6,802,841	$15,776,297

Section 13: Administrative Services, Department of

Total Funds	**$171,477,682**
Federal and Other Funds	**$12,197,120**
Agency Funds	$10,398,191
Other Funds	$1,798,929
State Funds	**$22,016,619**
State General Funds	$22,016,619
Intra-State Government Transfers	**$137,263,943**
Other Intra-State Government Payments	$19,534,213
Self Insurance Trust Fund Payments	$117,729,730

Administration

To provide administrative support to all department programs.

Total Funds	$5,579,866
Federal and Other Funds	$2,084,660
Agency Funds	$2,030,008
Other Funds	$54,652
State Funds	$3,495,206
State General Funds	$3,495,206

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,514,361	$5,544,369
Annualize the cost of the FY2006 salary adjustment.	$1,496	$36,231
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$26,912	$26,912
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$92,483	$92,483
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$123,684	$143,601

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,749	$6,749
Reduce operating expenses in the Administration program.	($70,479)	($70,479)
Reduce funds based on planned expenditures against reserves.	($200,000)	($200,000)
Amount appropriated in this Act	$3,495,206	$5,579,866

Bulk Paper Sales

No longer an active program (outsourced as a statewide contract).

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$2,353,715
Transfer 1 position and $92,192 in agency funds from Bulk Paper Sales to Surplus Property.	$0	($92,192)
Eliminate the Bulk Paper and Service Contract Management programs (Total Funds: $2,264,801).	$0	($2,261,523)
Amount appropriated in this Act	$0	$0

Fiscal Services

To provide administrative functions and services necessary for the fulfillment of the responsibilities of the Superior Courts.

Total Funds	$322,037
Federal and Other Funds	$322,037
Agency Funds	$322,037

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$307,228
Annualize the cost of the FY2006 salary adjustment.	$0	$3,108
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$11,701
Amount appropriated in this Act	$0	$322,037

Fleet Management

In conjunction with OPB, the program centralizes State government motor vehicle fleet management functions to ensure efficient and cost effective fleet operations and to minimize the life-cycle costs associated with vehicle ownership.

Total Funds	$2,502,664
Federal and Other Funds	$2,502,664
Agency Funds	$1,719,934
Other Funds	$782,730

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$2,409,075
Annualize the cost of the FY2006 salary adjustment.	$0	$8,268
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$29,101
Transfer 1 position and $56,220 in agency funds from Service Contract Management to Fleet Management.	$0	$56,220
Amount appropriated in this Act	$0	$2,502,664

Mail and Courier

To provide convenient, efficient, and cost effective services through aggregation of demand for Capitol Hill and metro area mail and package delivery services.

Total Funds	$1,387,642
Federal and Other Funds	$1,387,642
Agency Funds	$1,164,259
Other Funds	$223,383

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$1,281,259
Annualize the cost of the FY2006 salary adjustment.	$0	$5,207
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$20,344

Transfer $80,832 in agency funds for real estate rentals from Service Contract Management to Mail and Courier.	$0	$80,832
Amount appropriated in this Act	$0	$1,387,642

Risk Management

To provide cost minimization and fair treatment of citizens through effective claims management.

Total Funds	$137,389,260
Federal and Other Funds	$125,317
Other Funds	$125,317
Intra-State Government Transfers	$137,263,943
Other Intra-State Government Payments	$19,534,213
Self Insurance Trust Fund Payments	$117,729,730

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$137,263,943
Annualize the cost of the FY2006 salary adjustment.	$0	$26,205
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$99,112
Amount appropriated in this Act	$0	$137,389,260

Service Contract Management

No longer an active program.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$140,330
Eliminate the Bulk Paper and Service Contract Management programs (Total Funds: $2,264,801).	$0	($3,278)
Transfer 1 position and $56,220 in agency funds from Service Contract Management to Fleet Management, and $80,832 in agency funds for real estate rentals from Service Contract Management to Mail and Courier.	$0	($137,052)

Amount appropriated in this Act	$0	$0

Space Management

No longer an active program in DOAS. See State Properties Commission.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$371,491	$371,491
Transfer funds from the Department of Administrative Services ($558,553) to establish the State Properties Commission as a stand alone agency and transfer the Space Management program ($371,491) and the Payments to GBA program ($2,331,288) from the Department of Administrative Services to the State Properties Commission.	($371,491)	($371,491)
Amount appropriated in this Act	$0	$0

State Purchasing

To reduce cost through aggregation of purchasing demand for state and local governments and to provide fair and equitable access through open, structured competitive procurement.

Total Funds	$9,650,215
Federal and Other Funds	$185,003
Agency Funds	$147,831
Other Funds	$37,172
State Funds	$9,465,212
State General Funds	$9,465,212

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$16,623,841	$18,791,672
Annualize the cost of the FY2006 salary adjustment.	$37,583	$37,583
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$36,522	$36,522
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$45,722	$45,722

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$182,870	$220,042
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$9,074	$9,074
Increase operating expenses for the E-Procurement System for the Commission for a New Georgia's procurement initiative.	$2,020,000	$2,020,000
Eliminate one-time funding in State Purchasing for the Commission for a New Georgia's procurement initiative.	($11,195,400)	($13,215,400)
Increase personal services and operating expenses for the Commission for a New Georgia's Enterprise Asset Management System.	$1,705,000	$1,705,000
Amount appropriated in this Act	$9,465,212	$9,650,215

Surplus Property

To reduce cost through maximization of the useful life of state-owned equipment and redistribution of property to state and local governments, qualifying non-profits, and to the public through auction.

Total Funds	$2,043,733
Federal and Other Funds	$2,043,733
Agency Funds	$1,885,035
Other Funds	$158,698

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$1,885,035
Annualize the cost of the FY2006 salary adjustment.	$0	$14,059
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$52,447
Transfer 1 position and $92,192 in agency funds from Bulk Paper Sales to Surplus Property.	$0	$92,192
Amount appropriated in this Act	$0	$2,043,733

U. S. Post Office

To provide convenient and cost-effective postal services to agencies and individuals.

Total Funds	$173,296
Federal and Other Funds	$155,575
Agency Funds	$151,000
Other Funds	$4,575
State Funds	$17,721
State General Funds	$17,721

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,593	$160,593
Annualize the cost of the FY2006 salary adjustment.	$1,800	$1,800
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$641	$641
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$5,271	$5,271
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$398	$4,973
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$18	$18
Amount appropriated in this Act	$17,721	$173,296

The following appropriations are for agencies attached for administrative purposes.

Payments to Georgia Building Authority

No longer an active program in DOAS. See State Properties Commission.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,331,288	$2,331,288
Transfer funds from the Department of Administrative Services ($558,553) to establish the State Properties Commission as a stand alone agency and transfer the Space Management program ($371,491) and the Payments to GBA program ($2,331,288) from the Department of Administrative Services to the State	($2,331,288)	($2,331,288)

Properties Commission.		
Amount appropriated in this Act	$0	$0

Payments to Georgia Technology Authority

To provide for procurement of technology resources, enterprise and portfolio management, as well as the centralized marketing, provision, sale and leasing, or execution of license agreements for access online or in volume, of certain public information maintained in electronic format to the public.

Total Funds	$4,750,000
Federal and Other Funds	$353,231
Other Funds	$353,231
State Funds	$4,396,769
State General Funds	$4,396,769

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$396,769	$750,000
Increase payments to GTA for the Statewide Wireless Broadband Initiative.	$4,000,000	$4,000,000
Reflect operational efficiencies and to fund hardware and software refresh at the Data Center.	$0	$0
Reflect credits negotiated with vendors and to fund the Commission for a New Georgia's Information Technology Initiative.	$0	$0
Amount appropriated in this Act	$4,396,769	$4,750,000

Office of State Administrative Hearings

To provide an impartial and independent forum for resolving disputes between the public and state agencies.

Total Funds	$4,437,936
Federal and Other Funds	$608,684
Agency Funds	$601,308
Other Funds	$7,376
State Funds	$3,829,252
State General Funds	$3,829,252

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,717,517	$4,318,825
Annualize the cost of the FY2006 salary adjustment.	$29,494	$29,494
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$18,308	$18,308
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$132,477	$139,853
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$5,807	$5,807
Reduce personal services.	($74,351)	($74,351)
Amount appropriated in this Act	$3,829,252	$4,437,936

State Properties Commission

No longer an active program in DOAS. See State Properties Commission.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$558,553	$558,553
Transfer funds from the Department of Administrative Services ($558,553) to establish the State Properties Commission as a stand alone agency and transfer the Space Management program ($371,491) and the Payments to GBA program ($2,331,288) from the Department of Administrative Services to the State Properties Commission.	($558,553)	($558,553)
Amount appropriated in this Act	$0	$0

Office of Treasury and Fiscal Services

To receive and keep safely all monies which shall from time to time be paid to the treasury of this state, and to pay all warrants legally drawn on the treasury.

Total Funds	$3,095,206
Federal and Other Funds	$2,428,574
Agency Funds	$2,376,779
Other Funds	$51,795

State Funds	$666,632
State General Funds	$666,632

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$354,569	$2,731,348
Annualize the cost of the FY2006 salary adjustment.	$11,797	$11,797
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$7,323	$7,323
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$20,636	$20,636
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$523	$523
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$16,076	$16,076
Reduce operating expenses in the Cash Management program ($3,546) and the Investment Services program ($3,546) to reflect an insurance policy rate adjustment.	($7,092)	($7,092)
Increase personal services and operating expenses and add 2 positions in the Cash Management program for the Consolidated Banking Initiative.	$262,800	$314,595
Amount appropriated in this Act	$666,632	$3,095,206

Health Planning Review Board

To review decisions made by hearing officers.

Total Funds	$60,473
State Funds	$60,473
State General Funds	$60,473

Agency for the Removal of Hazardous Materials

To establish and administer a program for the abatement and removal of asbestos and other hazardous materials from premises of the state.

Total Funds	$85,354
State Funds	$85,354
State General Funds	$85,354

Section 14: Agriculture, Department of

Total Funds	**$51,645,550**
Federal and Other Funds	**$8,734,010**
Federal Funds Not specifically Identified	$6,849,321
Agency Funds	$1,884,689
State Funds	**$42,911,540**
State General Funds	$42,911,540
Intra-State Government Transfers	**$0**

Administration

To provide administrative support for all programs of the department.

Total Funds	$6,412,940
Federal and Other Funds	$328,221
Federal Funds Not specifically Identified	$69,500
Agency Funds	$258,721
State Funds	$6,084,719
State General Funds	$6,084,719

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,967,006	$6,216,462
Annualize the cost of the FY2006 salary adjustment.	$30,982	$30,982
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$49,947	$49,947
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$66,445	$66,445
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$66,017	$66,017
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$10,501	$10,501
Redistribute equipment purchases to reflect program needs by moving $6,332 from the Consumer Protection program, $5,504 to the Administration program and $828 to the Marketing and Promotion program.	$5,504	$5,504

Transfer funds from the Administration program ($111,683) and the Marketing and Promotion program ($225,233) to the Consumer Protection program ($334,272) and the Poultry Veterinary Diagnostic Labs ($2,644) to reflect program expenditures.	($111,683)	($32,918)
Amount appropriated in this Act	$6,084,719	$6,412,940

Athens/Tifton Veterinary Labs

To ensure the safety of our food supply, the health of animals (production, equine and companion) and to protect public health as it relates to animals within the State of Georgia.

Total Funds	$3,485,061
State Funds	$3,485,061
State General Funds	$3,485,061

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,271,132	$3,271,132
Annualize the cost of the FY2006 salary adjustment.	$41,542	$41,542
Fill 1 vacant pathologist position at the Athens/Tifton Veterinary Labs.	$130,845	$130,845
Transfer pay raise funds for Athens/Tifton Veterinary Labs employees from the Board of Regents to the Department of Agriculture.	$41,542	$41,542
Amount appropriated in this Act	$3,485,061	$3,485,061

Consumer Protection

To ensure a safe food supply, ensure a safe and healthy supply of agricultural products, ensure accurate commercial transactions that utilize weighing and measuring devices and to protect animal health (production, equine & companion) for the Citizens of Georgia.

Total Funds	$29,700,608
Federal and Other Funds	$7,684,221
Federal Funds Not specifically Identified	$6,749,221
Agency Funds	$935,000
State Funds	$22,016,387
State General Funds	$22,016,387

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$20,634,327	$28,245,700
Annualize the cost of the FY2006 salary adjustment.	$168,183	$168,183
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$224,845	$224,845
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$138,201	$138,201
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$297,187	$297,187
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$47,271	$47,271
Transfer funds from the Administration program ($111,683) and the Marketing and Promotion program ($225,233) to the Consumer Protection program ($334,272) and the Poultry Veterinary Diagnostic Labs ($2,644) to reflect program expenditures.	$334,272	$407,120
Redistribute equipment purchases to reflect program needs by moving $6,332 from the Consumer Protection program, $5,504 to the Administration program and $828 to the Marketing and Promotion program.	($6,332)	($6,332)
Fill 1 vacant inspector position and 1 vacant veterinary district supervisor position.	$47,480	$47,480
Fill 3 vacant food safety positions.	$96,315	$96,315
Fill 3 vacant plant pathologist positions. *(CC:Fill 1 vacant plant protection position.)*	$34,638	$34,638
Transfer Seed Development Commission to the Marketing and Promotion program. *(CC:Seed Development Commission funds are reflected in the base budget of the Marketing and Promotion program.)*	$0	$0
Amount appropriated in this Act	$22,016,387	$29,700,608

Marketing and Promotion

To expand sales of Georgia's commodities from growers by promoting them domestically and internationally.

Total Funds	$8,563,745
Federal and Other Funds	$721,568

Federal Funds Not specifically Identified	$30,600
Agency Funds	$690,968
State Funds	$7,842,177
State General Funds	$7,842,177

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,857,881	$8,731,062
Annualize the cost of the FY2006 salary adjustment.	$31,615	$31,615
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$57,454	$57,454
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$32,355	$32,355
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$75,939	$75,939
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$12,079	$12,079
Redistribute equipment purchases to reflect program needs by moving $6,332 from the Consumer Protection program, $5,504 to the Administration program and $828 to the Marketing and Promotion program.	$828	$828
Reduce the contract with the Federation of Southern Cooperatives.	($741)	($741)
Transfer funds from the Administration program ($111,683) and the Marketing and Promotion program ($225,233) to the Consumer Protection program ($334,272) and the Poultry Veterinary Diagnostic Labs ($2,644) to reflect program expenditures.	($225,233)	($376,846)
Transfer Seed Development Commission from the Consumer Protection program. *(CC:Seed Development Commission funds are reflected in the base budget.)*	$0	$0
Amount appropriated in this Act	$7,842,177	$8,563,745

Poultry Veterinary Diagnostic Labs

To provide poultry disease diagnostic and monitoring services with emphasis on Avian Influenza.

Total Funds	$3,483,196
State Funds	$3,483,196
State General Funds	$3,483,196

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,140,822	$3,140,822
Annualize the cost of the FY2006 salary adjustment.	$49,043	$49,043
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$47,142	$47,142
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,852	$1,852
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$294	$294
Provide funding for diagnostic equipment and supplies at the Oakwood Poultry Veterinary Diagnostic Lab and branch labs. *(CC:Provide funding for diagnostic equipment and supplies at the Oakwood Poultry Veterinary Diagnostic Lab and branch laboratories to increase the total number and quality of tests performed from the previous year.)*	$121,399	$121,399
Transfer funds from the Administration program ($111,683) and the Marketing and Promotion program ($225,233) to the Consumer Protection program ($334,272) and the Poultry Veterinary Diagnostic Labs ($2,644) to reflect program expenditures.	$2,644	$2,644
Provide funds to automate the Liquid Handing System for Avian Influenza Virus Testing.	$120,000	$120,000
Amount appropriated in this Act	$3,483,196	$3,483,196

Section 15: Banking and Finance, Department of

Total Funds	**$11,581,920**
Federal and Other Funds	**$0**
State Funds	**$11,581,920**
State General Funds	$11,581,920
Intra-State Government Transfers	**$0**

Chartering, Licensing and Applications/Non-mortgage Entities

To provide efficient and flexible application, registration and notification procedures for financial institutions that are in compliance with applicable laws, regulations and department policies.

Total Funds	$512,992
State Funds	$512,992
State General Funds	$512,992

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$495,504	$495,504
Annualize the cost of the FY2006 salary adjustment.	$4,449	$4,449
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,124	$4,124
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,603	$8,603
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$312	$312
Amount appropriated in this Act	$512,992	$512,992

Consumer Protection and Assistance

To assist consumers with problems encountered when dealing with department-regulated entities.

Total Funds	$529,701
State Funds	$529,701
State General Funds	$529,701

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$515,920	$515,920
Annualize the cost of the FY2006 salary adjustment.	$3,506	$3,506
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$3,250	$3,250
Increase funds to reflect an adjustment in the employer	$6,779	$6,779

share of the State Health Benefit Plan premiums from 14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$246	$246
Amount appropriated in this Act	$529,701	$529,701

Administration

Provide administrative support to all department programs.

Total Funds	$1,786,026
State Funds	$1,786,026
State General Funds	$1,786,026

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,645,199	$1,645,199
Annualize the cost of the FY2006 salary adjustment.	$13,833	$13,833
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$13,372	$13,372
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$27,893	$27,893
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,010	$1,010
Increase personal services to add 1 Network Administrator.	$59,701	$59,701
Purchase field offices phone system.	$25,018	$25,018
Amount appropriated in this Act	$1,786,026	$1,786,026

Financial Institution Supervision

To provide for safe and sound operation of Georgia state-chartered financial institutions, and to protect the interests of the depositors, creditors and shareholders of those institutions.

Total Funds	$6,956,283
State Funds	$6,956,283
State General Funds	$6,956,283

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,581,431	$6,581,431
Annualize the cost of the FY2006 salary adjustment.	$47,742	$47,742
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$54,121	$54,121
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$112,892	$112,892
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,090	$4,090
Purchase field offices phone system.	$156,007	$156,007
Amount appropriated in this Act	$6,956,283	$6,956,283

Mortgage Supervision

To protect consumers from unfair, deceptive or fraudulent residential mortgage lending practices and enforce applicable laws and regulations.

Total Funds	$1,796,918
State Funds	$1,796,918
State General Funds	$1,796,918

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,738,299	$1,738,299
Annualize the cost of the FY2006 salary adjustment.	$14,322	$14,322
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$14,012	$14,012
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$29,227	$29,227
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,058	$1,058
Amount appropriated in this Act	$1,796,918	$1,796,918

Section 16: Community Affairs, Department of

Total Funds	**$198,874,495**
Federal and Other Funds	**$104,661,902**
Federal Funds Not specifically Identified	$93,566,048
Agency Funds	$9,659,229
Other Funds	$1,436,625
State Funds	**$94,212,593**
Tobacco Funds	$47,123,333
State General Funds	$47,089,260
Intra-State Government Transfers	**$0**

If a local assistance grant incorrectly identifies the local government recipient for the stated purpose, then the intended recipient is the local government entity with responsibility for the purpose. If a local assistance grant states an ineligible purpose, the intended purpose is eligible activity of the stated recipient with substantially similar character. Where a local assistance grant states that it is for the operation of a private program or a private entity, the intent is that the local government recipient contract for services of such a nature from the private entity. If a local assistance grant states that it is for the purchase of property for a private entity or for the improvement of property of a private entity, the intent is that recipient contract for services of the private entity using the property.

Administration

The purpose is to provide administrative support for all programs of the department.

Total Funds	$4,800,328
Federal and Other Funds	$2,498,773
Federal Funds Not specifically Identified	$22,000
Agency Funds	$2,476,773
State Funds	$2,301,555
State General Funds	$2,301,555

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,982,095	$4,480,868
Annualize the cost of the FY2006 salary adjustment.	$13,381	$13,381

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$18,629	$18,629
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$26,780	$26,780
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,340	$4,340
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the Administration program. *(CC:YES)*	$95,591	$95,591
Add 1 human resources position to the Administration program to perform administrative support and transactional activities. *(CC:YES)*	$0	$0
Establish a secondary IT infrastructure site to continue key services in the event of an emergency that renders the central office inaccessible. *(CC:YES)*	$0	$0
Transfer one position from Coordinated Planning to Administration. *(CC:YES)*	$160,739	$160,739
Amount appropriated in this Act	$2,301,555	$4,800,328

Building Construction

The purpose is to establish minimum building construction standards for all new structures including mass-produced factory built (modular) buildings built in the state.

Total Funds	$461,277
Federal and Other Funds	$171,722
Agency Funds	$171,722
State Funds	$289,555
State General Funds	$289,555

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$279,403	$451,125
Annualize the cost of the FY2006 salary adjustment.	$2,247	$2,247
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,960	$2,960
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from	$4,256	$4,256

14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$689	$689
Amount appropriated in this Act	$289,555	$461,277

Coordinated Planning

The purpose is to give communities the information, assistance, tools and funding needed to successfully implement planning and quality growth solutions to enhance and fulfill the requirements of Coordinated Comprehensive Planning according to the Georgia Planning Act of 1989.

Total Funds	$3,622,299
State Funds	$3,622,299
State General Funds	$3,622,299

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,831,884	$3,831,884
Annualize the cost of the FY2006 salary adjustment.	$15,879	$15,879
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$19,952	$19,952
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$28,683	$28,683
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,648	$4,648
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the Administration program. *(CC:YES)*	($51,508)	($51,508)
Transfer the Signature Community Program funds of $250,000 from the Coordinated Planning program to the Regional Services program. *(CC:YES)*	($250,000)	($250,000)
Reduce annual contracts to the 16 Regional Development Centers.	($116,500)	($116,500)
Provide 2 time-limited positions and funding to support the development of a strategy for sound economic development and conservation for Georgia's coastal region by DCA's Coastal Comprehensive Plan Advisory Committee.	$300,000	$300,000

Transfer one position from Coordinated Planning to Administration. *(CC:YES)*	($160,739)	($160,739)
Amount appropriated in this Act	$3,622,299	$3,622,299

Environmental Education and Assistance

This program provides technical assistance, resource tools, and public education outreach resources.

Total Funds	$998,853
State Funds	$998,853
State General Funds	$998,853

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$973,896	$973,896
Annualize the cost of the FY2006 salary adjustment.	$5,968	$5,968
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$7,874	$7,874
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$11,320	$11,320
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,834	$1,834
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the Administration program. *(CC:YES)*	($2,039)	($2,039)
Amount appropriated in this Act	$998,853	$998,853

Federal Community & Economic Development Programs

The purpose is to administer incentive programs and education programs as well as provide technical assistance in the area of economic development to local governments, development authorities, and private for-profit entities.

Total Funds	$38,745,691
Federal and Other Funds	$36,985,354
Federal Funds Not specifically Identified	$36,985,354
State Funds	$1,760,337
State General Funds	$1,760,337

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,608,212	$38,593,566
Annualize the cost of the FY2006 salary adjustment.	$10,962	$10,962
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$15,862	$15,862
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$22,803	$22,803
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$3,695	$3,695
Provide additional funding for the Hands on Georgia contract for community challenge grants.	$100,000	$100,000
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the Administration program. *(CC:YES)*	($1,197)	($1,197)
Amount appropriated in this Act	$1,760,337	$38,745,691

Homeownership programs

The purpose is to expand the supply of standard affordable housing through rehabilitation, construction and provide homeownership opportunities for low and moderate income individuals.

Total Funds	$4,014,155
Federal and Other Funds	$4,014,155
Agency Funds	$4,014,155

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$4,014,155
Amount appropriated in this Act	$0	$4,014,155

Local Assistance Grants

The department shall make grants or loans to eligible recipients or qualified local governments, which grants or loans are specified by amount, recipient, and purpose in an appropriation to the department.

Total Funds	$6,540,903

State Funds	$6,540,903
State General Funds	$6,540,903

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,881,066	$3,881,066
Total of Grants Associated with this Program	$6,540,903	$6,540,903
Eliminate one-time funding for local assistance grants.	($3,881,066)	($3,881,066)
Amount appropriated in this Act	$6,540,903	$6,540,903

Specific Local Assistance Grants Appropriated:

(LAG # 1 to Columbia County) Transfer historic structural arches to county building.	$10,000
(LAG # 2 to City of Harlem) Theatre restoration in downtown Harlem.	$40,000
(LAG # 3 to Douglas County) Develop a landscape and gateway signage plan in the traffic circle island of planned intersection round-a-bout.	$20,000
(LAG # 4 to City of Sharpsburg) Provide consulting fees to develop multi-use trails.	$10,000
(LAG # 5 to City of Parrott) Build a metal building for fire trucks.	$15,000
(LAG # 6 to City of Winterville) Stabilization of historic building.	$15,000
(LAG # 7 to Oconee County) Relocation and restoration of historic building.	$20,000
(LAG # 8 to Oconee County) Completion of recreational parking.	$15,000
(LAG # 9 to City of Sugar Hill) Renovation of concession restroom facilities in local park.	$20,000
(LAG # 10 to City of Suwannee) Construct a pedestrian bridge.	$50,000
(LAG # 11 to Effingham County) Installation of new playground equipment.	$15,000
(LAG # 12 to City of Tybee Island) Aesthetic improvements on Main Street.	$40,000
(LAG # 13 to City of Swainsboro) Improvements to city recreation complex.	$10,000
(LAG # 14 to Emanuel County) Renovation of Emanuel Arts Center.	$5,000
(LAG # 15 to City of Metter) Improve walking trails for recreation department.	$10,000
(LAG # 16 to Hall County) Provide funds for sewer line construction.	$30,000

(LAG # 17 to City of Alpharetta) To complete construction of Walk of Memories.	$40,000
(LAG # 18 to Atkinson County) Renovate a module unit to be used as a multi-purpose building.	$20,000
(LAG # 19 to Coffee County) Paving entrances of volunteer fire stations.	$25,000
(LAG # 20 to Bibb County) Refurbishment of Community Park and facilities at Lake Tobesofkee.	$50,000
(LAG # 21 to City of Orchard Hill) Complete sewer project.	$15,000
(LAG # 22 to City of Kennesaw) Complete a regional trail system.	$50,000
(LAG # 23 to City of Cairo) Renovate community house.	$20,000
(LAG # 24 to Seminole County) Paving access ramp and parking for fire department.	$16,660
(LAG # 25 to Paulding County) To assist in building the Tara Drummond Memorial Pet Park.	$30,000
(LAG # 26 to Charlton County) Construct local drug abuse center.	$10,000
(LAG # 27 to Fulton County) Multi-age playground and make recreational field wheelchair accessible.	$20,000
(LAG # 28 to City of Roswell) Funds will be used to match a grant to finished construction on new facilities.	$20,000
(LAG # 29 to Walker County) Renovation of historic Marsh House.	$20,000
(LAG # 30 to Heard County) Upgrade the wastewater treatment plant.	$25,000
(LAG # 31 to City of Lagrange) Assist with developing a comprehensive water planning.	$25,000
(LAG # 32 to Walton County) Funding for road installation project.	$10,000
(LAG # 33 to Walton County) Funding for sewer installation project.	$10,000
(LAG # 34 to City of Monroe) Construct pump stations.	$10,000
(LAG # 35 to Lamar County) Renovation of historic Johnstonville Community Club.	$20,000
(LAG # 36 to City of Wrightsville) Remodel old fire house building to police headquarters.	$25,000
(LAG # 37 to City of Lawrenceville) Funding for revitalization of downtown.	$15,000
(LAG # 38 to City of Millen) Construct a train viewing platform.	$20,000
(LAG # 39 to City of Perry) Public safety training center for police and fire dept.	$15,000
(LAG # 40 to Gwinnett County BOE) Construction of a physical health education classroom and activities facility.	$30,000

(LAG # 41 to Walton County BOE) Completion of a health education complex.	$20,000
(LAG # 42 to City of Newnan) Construct a walking area within a park.	$25,000
(LAG # 43 to Carroll County) Replace parking lot and roof.	$15,000
(LAG # 44 to City of Rossville) Renovation and repair of public library.	$30,000
(LAG # 45 to City of Snellville) Sidewalk construction, police video cameras and bucket truck.	$25,000
(LAG # 46 to City of Thomasville) Engineering fees associated with the preparation of the airport industrial park.	$15,000
(LAG # 47 to City of Coolidge) Help complete drinking water project.	$14,000
(LAG # 48 to City of Enigma) Assistance with roof for the city hall.	$12,000
(LAG # 49 to Mitchell County) Bring electrical system up to date in old building.	$12,000
(LAG # 50 to Mitchell County) Pave parking lot for Mitchell County Development Authority.	$12,000
(LAG # 51 to Crawford County) Purchase a site for parking in renovated downtown.	$10,000
(LAG # 52 to City of Ludowici) Provide funding to help with addition to city hall.	$20,000
(LAG # 53 to City of Catoosa) Infrastructure for development of industrial park complex.	$20,000
(LAG # 54 to Henry County) Sidewalks near congested school area.	$19,475
(LAG # 55 to Richmond County) Construction of handicap accessible restroom facility.	$25,000
(LAG # 56 to City of Reidsville) Funding to construct curb cut to industrial park.	$50,000
(LAG # 57 to City of Fairmount) Engineering and design work for a downtown square.	$15,000
(LAG # 58 to Turner County) Emergency service equipment.	$4,450
(LAG # 59 to City of Rebecca) Purchase equipment for fire truck.	$7,995
(LAG # 61 to City of Lincolnton) Emergency generator for sewer waste water plant.	$20,000
(LAG # 62 to Bartow County) Officer safety and surveillance equipment in narcotics enforcement department.	$30,000
(LAG # 63 to Columbia County BOE) Assist high schools with athletic improvements (equally split among all Columbia County High Schools).	$40,000
(LAG # 64 to Columbia County) Assist with improvements and infrastructure upgrades to local park.	$10,000

(LAG # 65 to City of Douglasville) Welcome sign, stage cover and pedestrian safety improvements.	$30,000
(LAG # 66 to City of Bronwood) General equipment and support for on-going city projects.	$2,000
(LAG # 67 to Bulloch County) Emergency response equipment.	$7,500
(LAG # 70 to Johnson County) Equipment for volunteer fire department.	$5,000
(LAG # 71 to Spalding County) Provide funding for law enforcement equipment.	$15,000
(LAG # 72 to Fannin County) Provide funds for tel-squirt equipment for fire truck.	$50,000
(LAG # 73 to Cobb County BOE) New seating for auditorium for Pope High School.	$50,000
(LAG # 74 to City of Rincon) New playground facility.	$15,000
(LAG # 76 to Toombs County) Rural fire department equipment.	$50,000
(LAG # 81 to City of Sandy Springs) Laser speed detection devices and laptops.	$25,000
(LAG # 82 to City of Nahunta) Equipment to maintain the city.	$10,000
(LAG # 85 to Wayne County) Building inspection program equipment and software.	$5,000
(LAG # 86 to Wayne County) Volunteer fire department equipment.	$5,000
(LAG # 87 to City of Waycross) Research and design exhibits.	$6,000
(LAG # 88 to Hall County) Search and recovery equipment for underwater search and recovery team.	$35,295
(LAG # 89 to City Hahira) Jaws of life equipment.	$14,500
(LAG # 90 to Berrien County) Provide funds for fire department equipment.	$20,000
(LAG # 91 to City of Sandy Springs) Personal protection equipment ballistics vest.	$40,000
(LAG # 92 to Gwinnett County) Special need playground.	$10,000
(LAG # 93 to Butts County) Reading material, supplies and audio books for disabled individuals.	$5,000
(LAG # 94 to Henry County) Reading material, supplies and audio books for disabled individuals.	$5,000
(LAG # 95 to Butts County) Purchase bullet proof vests.	$15,000
(LAG # 96 to Henry County) Regular equipment, shotguns and thermal imagers.	$10,000

(LAG # 97 to Murray County) Reprint county brochure for chamber of commerce.	$5,000
(LAG # 98 to Murray County) Treadmill for senior citizens.	$5,000
(LAG # 99 to Houston County) Epilos laser engraving system.	$5,000
(LAG # 100 to Houston County) Provide funding to supplement recent budget cuts.	$4,000
(LAG # 101 to City of Buena Vista) Fire fighting equipment.	$1,000
(LAG # 102 to Schley County) Fire fighting equipment.	$1,000
(LAG # 103 to City of Adel) K-9 transport system.	$3,500
(LAG # 104 to Cook County) Equipment for 4-H Coordinator for life skill class.	$10,000
(LAG # 105 to City of Lithonia) Playground equipment and other items.	$10,000
(LAG # 106 to Dekalb County) Provide arts supplies, games and entertainment system for Lithonia Senior Wellness Center.	$7,000
(LAG # 107 to Mitchell County) Fire fighting equipment for seven volunteer fire departments.	$17,500
(LAG # 108 to Town of Sale City) Electrical work, books and bookshelves for city library.	$10,000
(LAG # 109 to City of Baconton) Furnishings for city hall historic house.	$12,500
(LAG # 110 to Colquitt County) Equipment for Doerun Library.	$15,000
(LAG # 111 to City of Byron) Furnishings for the new community center within the new city hall.	$15,000
(LAG # 112 to City of Ludowici) Purchase a Intoxilyzer 5000 machine.	$5,495
(LAG # 113 to City of Savannah) Exercise equipment for weight lifting center.	$18,000
(LAG # 114 to City of Thomson) Replace self-contained breathing apparatus air compressor.	$15,000
(LAG # 115 to Dekalb County) Playground renovation project.	$10,000
(LAG # 116 to City of Abbeville) Equipment for water system.	$5,000
(LAG # 117 to Wilcox County) Equipment for sheriff's office.	$5,000
(LAG # 118 to Pulaski County) Purchase needed equipment.	$4,000
(LAG # 119 to City of Fitzgerald) Equipment purchases for airport.	$5,000
(LAG # 120 to City of Whitesburg) Computers and desks for library.	$20,000
(LAG # 121 to Carroll County BOE) Cost of new furniture and its installation for media center at Sandhill Elementary.	$15,000
(LAG # 122 to Chatham County) Provide funds for weight lifting equipment for Abilities Unlimited.	$3,500

(LAG # 123 to City of Braselton) Purchase needed books for new library under construction.	$10,000
(LAG # 124 to Jackson County) A compressor for breathable air.	$20,000
(LAG # 125 to Bacon County) Purchase equipment for a research and demonstration farm.	$40,000
(LAG # 126 to City of Statham) Secure the city's ownership of their water source.	$15,000
(LAG # 127 to Barrow County) Provide funding to assist in purchase of environmentally sensitive property near Fort Yargo State Park.	$15,000
(LAG # 128 to City of Ranger) Training and purchase property to spur commercial growth.	$15,000
(LAG # 129 to City of Allentown) To repair and put a sustainable maintenance plan in place for water tower.	$35,000
(LAG # 130 to City of Demorest) Offset the expenses associated with the recent ice storm.	$7,500
(LAG # 131 to City of Baldwin) Offset the expenses associated with the recent ice storm.	$7,500
(LAG # 132 to City of Cornelia) Offset the expenses associated with the recent ice storm.	$7,500
(LAG # 133 to Irwin County) Help clean up public parks and other recreational facilities.	$10,000
(LAG # 134 to City of Arabi) Provide funds for landscaping of new medical clinic.	$12,000
(LAG # 135 to Effingham County) Improvements and update playground.	$10,000
(LAG # 136 to City of Oglethorpe) Upgrade and maintenance of sewer lines.	$10,000
(LAG # 138 to City of Dawsonville) Purchase racing hall of fame artifacts for Georgia Racing Hall of Fame Museum.	$30,000
(LAG # 139 to Polk County) Provide funds for operating expenses and expansion of Boys and Girls Club.	$5,000
(LAG # 140 to Polk County) Provide funds for Our House shelter.	$5,000
(LAG # 141 to City of Statesboro) Programming and workshops, special events and instructional programs pertaining to the arts.	$25,000
(LAG # 142 to Hall County) Provide funds for Georgia police and fire games.	$20,000
(LAG # 143 to City of Kingsland) Provide general operating funding for Humane Society.	$10,000
(LAG # 144 to Richmond County) Provide funds for children program.	$15,000

(LAG # 145 to Dekalb County BOE) Provide funds to address the dropout rate for Dekalb County High Schools.	$2,000
(LAG # 146 to City of Cartersville) Provide funds to house abandoned children.	$40,000
(LAG # 147 to Dekalb County) General operating funding for outward bound center.	$20,000
(LAG # 148 to City of Atlanta) Operating funds for mentoring and tutoring camp for needy young girls.	$40,000
(LAG # 149 to City of Young Harris) Funding for Accel program at Young Harris College.	$15,000
(LAG # 150 to Clarke County BOE) To improve the academic and life skills of school-aged youths.	$10,000
(LAG # 151 to Houston County) Program for children at-risk, teen pregnancy, drop out and abuse.	$10,000
(LAG # 152 to City of Perry) Provide funds to the Rebound Center.	$2,500
(LAG # 153 to City of Warner Robins) Provide funds for Robins Air Force Museum for math and science education.	$10,000
(LAG # 154 to Macon County BOE) Provide and maintain a park for Flint River Farms School Preservation Society.	$15,000
(LAG # 155 to City of Andersonville) Promote the Andersonville Trail through reprinting brochures and advertising.	$5,000
(LAG # 156 to Clayton County) Expand summer program to address serious issues of gang violence.	$10,000
(LAG # 157 to City of Ringgold) Assistance with interconnector to the Moccasin Bend Treatment Facility.	$10,000
(LAG # 158 to City of Palmetto) To assist Harris Chapel United Method Church in providing students with tutorial help.	$8,000
(LAG # 159 to Fulton County) Provide general operating funding for an adult day care program.	$10,000
(LAG # 160 to Hall County) Assist initiative for access to healthcare for uninsured adults.	$20,000
(LAG # 161 to Dekalb County) Operating funding for 100 Black Men of Dekalb.	$10,000
(LAG # 162 to City of McDonough) Children with disabilities athletic program.	$2,500
(LAG # 163 to City of Norcross) Funding for Success Academy.	$40,000
(LAG # 164 to Tift County) Surveillance equipment for police department.	$8,000
(LAG # 165 to Turner County) Radar purchase for police department.	$7,480

(LAG # 166 to City of Lilburn) Computers for patrol cars and provide for security lighting and emergency phones along city greenway walking trail.	$30,000
(LAG # 167 to City of Leesburg) New computers for library.	$30,000
(LAG # 168 to Worth County) New microfilm and printer for library.	$9,000
(LAG # 169 to City of Cuthbert) A security system for city hall, police dept. and water wells.	$9,985
(LAG # 170 to City of Waycross) Purchase computers for museum.	$4,850
(LAG # 171 to Dekalb County BOE) Purchase new equipment for student computer lab at Sequoyah Middle School.	$3,000
(LAG # 172 to Dekalb County BOE) Purchase new equipment for student computer lab at Hightower Elementary.	$3,000
(LAG # 173 to Dekalb County BOE) Purchase new equipment for student computer lab at Oakcliff Elementary.	$3,000
(LAG # 174 to Dekalb County BOE) Purchase new equipment for student computer lab at Ashford Park Elementary.	$3,000
(LAG # 175 to Dekalb County BOE) Purchase new equipment for student computer lab at Dresden Elementary.	$3,000
(LAG # 176 to Newton County) Supplement purchase of in-car cameras.	$10,000
(LAG # 177 to Clayton County) Lighting and computer installation.	$10,000
(LAG # 178 to Cobb County BOE) Provide funding for classroom technology for Campbell High School.	$25,000
(LAG # 179 to Cobb County BOE) Provide funding for classroom technology for Campbell Middle School.	$25,000
(LAG # 180 to Montgomery County) Video production equipment.	$10,000
(LAG # 181 to Dodge County) Security fencing for airport.	$7,500
(LAG # 182 to Bleckley County) Laptop computers for sheriff's office.	$4,000
(LAG # 183 to Jeff Davis County) Security system for court house.	$10,000
(LAG # 184 to Baldwin County) Provide funds to purchase truck.	$25,000
(LAG # 185 to Irwin County) Van for the Irwin County Senior Citizen's center meals on wheels.	$15,000
(LAG # 186 to City of Warwick) Tractor to help in cleaning up city and cutting grass.	$15,000
(LAG # 187 to City of Pinehurst) Purchase tractor to help in cleaning up city and cutting grass.	$15,000
(LAG # 188 to Cobb County) Purchase passenger van.	$40,000
(LAG # 189 to City of Atlanta) To transport children for after school program in academy and daycare.	$15,000

(LAG # 190 to City of Savannah) Purchase vans.	$15,000
(LAG # 191 to City of Tallapoosa) Purchase a van for elderly senior center.	$25,000
(LAG # 192 to City of Norman Park) Purchase new police car.	$10,000
(LAG # 193 to Colquitt County) Assistance in purchase of used lift truck for electrical work and tree trimming.	$12,000
(LAG # 194 to City of Savannah) Fund services for at-risk children for daily after school program and summer program.	$50,000
(LAG # 195 to City of Nahunta) Complete Nahunta Police Department Public Safety Center and Parking Lot.	$12,000
(LAG # 196 to Evans County) Renovate Tos Theatre.	$10,000
(LAG # 197 to City of Meldrim) Rejuvenate playground at Meldrim Memorial Park.	$25,000
(LAG # 198 to City of Soperton) Construct new fire station.	$25,000
(LAG # 199 to Effingham County) Create access to Ogeechee River.	$25,000
(LAG # 200 to Treutlen County) Implement enhanced 911 for Treutlen County EMS.	$25,000
(LAG # 201 to Tattnall County BOE) Resurface track at Reidsville Middle School.	$5,000
(LAG # 202 to City of Stillmore) Purchase new fire truck.	$25,000
(LAG # 203 to Gwinnett County) Create human services plan for Gwinnett Village.	$25,000
(LAG # 204 to Pierce County) Purchase historical land from the Civil War era.	$20,000
(LAG # 205 to Ware County) Renovate recreation facility.	$20,000
(LAG # 206 to Lanier County) Refurbish county library.	$12,000
(LAG # 207 to City of Lenox) Build fire station.	$20,000
(LAG # 208 to City of Fargo) Upgrade the recreation park.	$12,000
(LAG # 209 to City of Berlin) Purchase computers for Berlin City Hall and renovate City Hall.	$25,000
(LAG # 210 to Decatur County) Purchase new equipment for 10 volunteer fire departments.	$25,000
(LAG # 211 to Colquitt County) Renovate livestock facility.	$45,000
(LAG # 212 to Albany-Dougherty Inner City) Pay off interest incurred during the construction of the Flint RiverQuarium.	$25,000
(LAG # 213 to Calhoun County) Purchase 2 breathing units for volunteer fire department.	$5,300
(LAG # 214 to City of Albany) Fund the 2006 Special Olympics.	$25,000

(LAG # 215 to Crisp County) Upgrade service weapons and holsters for sheriff's.	$10,000
(LAG # 216 to Crisp County) Fund stormwater feasibility study.	$25,000
(LAG # 217 to Crisp County) Upgrade courthouse security.	$15,000
(LAG # 218 to Tift County) Build fire wall in public library.	$10,000
(LAG # 219 to City of Sylvester) Replace telephone system.	$25,000
(LAG # 220 to City of Cordele) Purchase computerized case management system for Cordele.	$25,000
(LAG # 221 to Turner County) Renovate recreation building and purchase equipment.	$25,000
(LAG # 222 to Dooly County) Improve Big Pig Jig site.	$35,000
(LAG # 223 to City of Columbus) Fund operations of Renaissance Personal Development Program.	$20,000
(LAG # 224 to City of Columbus) Develop skilled work force.	$20,000
(LAG # 225 to City of Columbus) Fund cultural education center.	$20,000
(LAG # 226 to City of Columbus) Provide funding for Building Toward Wellness Health Care Intervention.	$10,000
(LAG # 227 to City of Columbus) Provide funds for House of Mercy.	$15,000
(LAG # 228 to Pike County) Purchase three Jaws of Life.	$25,000
(LAG # 229 to Fayette County) Purchase two severe weather sirens.	$50,000
(LAG # 230 to Newton County) Purchase laptop computers for EMS vehicles.	$50,000
(LAG # 231 to Henry County) Purchase video cameras for police cars.	$40,000
(LAG # 232 to Henry County) Fund archaeological dig at Lovejoy Battlefield.	$25,000
(LAG # 233 to Wayne County) Paint farmers market and fence recreation complex.	$5,000
(LAG # 234 to City of Baxley) Beautify City Hall in Baxley.	$6,000
(LAG # 235 to Wheeler County) Renovate recreation department and purchase new equipment.	$10,000
(LAG # 236 to Wayne County) Operate Caregivers Resources.	$10,000
(LAG # 237 to City of Vidalia) Construct new Vidalia Recreation Complex.	$20,000
(LAG # 238 to City of Glennville) Renovate Glennville Community Center.	$25,000
(LAG # 239 to City of Ludowici) Renovate Ludowici City Hall.	$40,000
(LAG # 240 to Jeff Davis County) Video equipment and metal detector for sheriff's office.	$25,000

(LAG # 241 to Long County) Build new fireproof door and room onto courthouse and install HVAC humidifier.	$30,000
(LAG # 242 to City of Ludowici) Purchase police cars and Intoxilyzer.	$25,000
(LAG # 243 to Laurens County) Purchase computer systems for Laurens County Sheriff's Department.	$12,815
(LAG # 244 to City of Perry) Renovate Big Indian Creek.	$15,000
(LAG # 245 to City of Hawkinsville) Provide funds for Hawkinsville Library.	$15,000
(LAG # 246 to City of Hawkinsville) Lighting for Old Opera House.	$10,000
(LAG # 247 to Johnson County) Equipment for volunteer fire department.	$10,000
(LAG # 248 to City of Cochran) Purchase needed equipment for patrol cars.	$4,000
(LAG # 249 to Johnson County) Purchase kitchen equipment for senior citizen center.	$5,000
(LAG # 250 to City of Rochelle) Assist City of Rochelle with repairing their water system.	$5,000
(LAG # 251 to Dodge County) Purchase radio equipment for Dodge County Sheriff's Department.	$4,000
(LAG # 252 to Cobb County) Improve drainage at Bob Shaw Park.	$20,000
(LAG # 253 to City of Augusta) Fund Augusta Youth Center.	$25,000
(LAG # 254 to McDuffie County) Funds to support and operate the Boys and Girls Club of McDuffie.	$10,000
(LAG # 255 to City of Augusta) Execution of the community vision.	$25,000
(LAG # 256 to Richmond County) Provide operation funds for the Lucy Craft Laney Museum of Black History.	$25,000
(LAG # 257 to Glascock County) Purchase equipment for sheriff's department.	$18,000
(LAG # 258 to City of Thomson) Replace breathing air system for the fire department.	$25,000
(LAG # 259 to Elbert County) Refurbish infrastructure of the Nancy Hart Home.	$15,000
(LAG # 260 to Columbia County) Purchase EMT equipment for the sheriff's office.	$20,000
(LAG # 261 to City of Washington) Refurbish historic facility for after school youth center.	$25,000
(LAG # 262 to Columbia County) Fund the Columbia County Chamber of Commerce-Industry/Education Partnership.	$25,000

(LAG # 263 to City of Buckhead) Provide funds for the Buckhead Volunteer Fire Department.	$10,000
(LAG # 264 to Warren County) Establish an alternative school.	$15,000
(LAG # 265 to City of Flovilla) Provide funds for the planning and design for a community center.	$25,000
(LAG # 266 to City of Warrenton) Renovation of city hall.	$25,000
(LAG # 267 to City of Baldwin) Advertise the Old Capitol Museum.	$20,000
(LAG # 268 to City of Flovilla) Fund preliminary engineering study for wastewater treatment plant.	$25,000
(LAG # 269 to Putnam County BOE) Purchase two greenhouses for Putnam County High School.	$25,000
(LAG # 270 to City of Sparta) Fund summer work program.	$10,000
(LAG # 271 to City of Warm Springs) Renovate the FDR Golf Course at Warm Springs.	$100,000
(LAG # 272 to Douglas County) Sheriff's office meth task force operating funds.	$20,000
(LAG # 273 to Douglas County) Cultural Arts Center operating funds.	$20,000
(LAG # 274 to Polk County) Fund community resources for the Polk County Council for Children and Families.	$2,500
(LAG # 275 to Haralson County) Fund Buchanan/Haralson Library.	$20,000
(LAG # 276 to Bartow County) Create programs for Advocates for Children.	$40,000
(LAG # 277 to Haralson County) Purchase of historical home for Haralson Historical Society.	$50,000
(LAG # 278 to Cobb County BOE) Purchase new technology equipment for Murdoch Elementary.	$28,280
(LAG # 279 to Cobb County) Renovate and purchase new pavilion for East Cobb park.	$30,000
(LAG # 280 to Cobb County BOE) South Cobb High School band.	$20,000
(LAG # 281 to Fulton County) Fund Changes Recovery Center in East Point.	$25,000
(LAG # 282 to Fulton County) Fund operations of CAMP (Community Alliance of Metropolitan Parkway).	$25,000
(LAG # 283 to Fulton County) Construct the Streetscape Project & Macon Drive Sidewalk Project for the Metropolitan Parkway.	$25,000
(LAG # 284 to City of Acworth) Purchase cameras for police cars.	$75,000
(LAG # 285 to City of Acworth) Restore water quality of Lake Allatoona.	$75,000

(LAG # 286 to Atlanta BOE) Create Student Resource Center for Frederick Douglass High School.	$50,000
(LAG # 287 to City of Stone Mountain) Construct solid waste compactor facility.	$25,000
(LAG # 288 to City of Pine Lake) Improve water quality.	$25,000
(LAG # 289 to Dekalb County) Fund recycle durable medical equipment programs.	$10,000
(LAG # 290 to City of Stone Mountain) Maintenance of historic trolley barn.	$10,000
(LAG # 291 to City of Stone Mountain) Subsidize instructor salaries for summer arts camp and fund scholarships.	$10,000
(LAG # 292 to Clayton County) Fund transitional housing and emergency shelter.	$25,000
(LAG # 293 to Clayton County) Replace walkways at Confederate Cemetery.	$10,000
(LAG # 294 to Gwinnett County BOE) Construct Physical/Health Ed. Classroom for Grayson High School.	$100,000
(LAG # 295 to Madison County) Fund soil testing study.	$60,000
(LAG # 296 to Madison County) Purchase two sheriff's cars.	$50,000
(LAG # 297 to Jackson County) Purchase compressor for the South Jackson Volunteer Fire Dept.	$25,000
(LAG # 298 to Stephens County) Fund the Recovery Academy.	$20,000
(LAG # 299 to Habersham County) Regional Welcome Center at Tallulah Falls.	$50,000
(LAG # 300 to City of Demorest) Cover ice storm damages.	$7,500
(LAG # 301 to Hart County) Develop Hart County Historic Park.	$10,000
(LAG # 302 to Floyd County) Reconstruct the Roman Arches for the Rome Area Council for the Arts.	$70,000
(LAG # 303 to Floyd County) Construct indoor movement facility at McHenry Primary School.	$75,000
(LAG # 304 to Floyd County) Improve and operate Chieftains Museum.	$25,000
(LAG # 305 to Floyd County) Resurface track at Pepperell High School.	$25,000
(LAG # 306 to Floyd County) Purchase SWAT response vehicle.	$50,000
(LAG # 307 to Floyd County) Renovate the Rome History Museum.	$50,000
(LAG # 308 to Chattooga County) Repair the Sublyna Community Center.	$18,000
(LAG # 309 to Catoosa County) Repair Ringgold Depot and grounds.	$15,000
(LAG # 310 to Dade County) Repair roof of community center.	$15,000

(LAG # 311 to Whitfield County) Fund operations of the Praters Mill historic site.	$25,000
(LAG # 312 to Dekalb County) Purchase materials for the Scottdale Child Development and Family Resources Ctr. Literacy Program.	$14,823
(LAG # 313 to Fulton County) Develop multi-age playground.	$50,000
(LAG # 314 to City of Roswell) Finish construction on new facilities at the Chattahoochee Nature Reserve.	$100,000
(LAG # 315 to City of Columbus) To assist with GED programs.	$15,000
(LAG # 316 to City of Atlanta) Operating funding for impaired vision program for blind babies.	$10,000
(LAG # 317 to Pulaski County Board of Education) To provide for infrastructure improvements for Pulaski County Board of Education.	$150,000

Regional Services

The purpose is to assist in the marketing, development, and implementation of housing, community and economic development projects and services and to award grants from the Local Development Fund.

Total Funds	$2,135,934
State Funds	$2,135,934
State General Funds	$2,135,934

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,096,517	$3,096,517
Annualize the cost of the FY2006 salary adjustment.	$13,371	$13,371
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$17,661	$17,661
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$25,390	$25,390
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,114	$4,114
Increase the number of Signature Community grantees from 5 to 7 to assist additional local governments in implementing their comprehensive plan initiatives.	$100,000	$100,000
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the	($1,627)	($1,627)

Administration program. *(CC:YES)*		
Transfer the Signature Community Program funds of $250,000 from the Coordinated Planning program to the Regional Services program. *(CC:YES)*	$250,000	$250,000
Add 1 position and travel expenses to implement economic development strategies in rural Georgia.	$110,508	$110,508
Enhance funds for the Local Development Fund from $1.5 million to $5 million.	$3,500,000	$3,500,000
Provide funds for a boundary study of Doraville, Chamblee and the proposed City of Dunwoody.	$20,000	$20,000
Transfer funds to Local Assistance Grants.	($5,000,000)	($5,000,000)
Amount appropriated in this Act	$2,135,934	$2,135,934

Rental Housing Programs

The purpose is to provide affordable rental housing to very low, low, and moderate-income households by allocating federal and state housing tax credits on a competitive basis and by providing subsidized housing through the Housing Choice Program.

Total Funds	$62,831,215
Federal and Other Funds	$59,543,386
Federal Funds Not specifically Identified	$56,546,807
Agency Funds	$2,996,579
State Funds	$3,287,829
State General Funds	$3,287,829

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,287,829	$62,831,215
Amount appropriated in this Act	$3,287,829	$62,831,215

Research and Surveys

The purpose is to conduct surveys and collect financial/management data from local governments and authorities as directed by statute.

Total Funds	$651,130
State Funds	$651,130
State General Funds	$651,130

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$667,698	$667,698
Annualize the cost of the FY2006 salary adjustment.	$5,125	$5,125
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$6,292	$6,292
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$9,045	$9,045
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,466	$1,466
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the Administration program. *(CC:YES)*	($38,496)	($38,496)
Amount appropriated in this Act	$651,130	$651,130

Special Housing Initiatives

The purpose is to provide funds for Special Housing Initiatives.

Total Funds	$4,505,351
Federal and Other Funds	$1,172,459
Other Funds	$1,172,459
State Funds	$3,332,892
State General Funds	$3,332,892

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Change the name "Payments to the State Housing Trust Fund" program back to its original name: "Special Housing Initiatives". *(CC:YES)*	$3,032,892	$4,205,351
Provide grants for accessibility improvements at owner-occupied homes in which an individual with a physical disability resides.	$300,000	$300,000
Amount appropriated in this Act	$3,332,892	$4,505,351

State Community Development Programs

The purpose is to assist Georgia cities, small towns and neighborhoods in the development of their core commercial areas and champion new development opportunities for rural Georgia.

Total Funds	$1,232,550
State Funds	$1,232,550
State General Funds	$1,232,550

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,190,051	$1,190,051
Annualize the cost of the FY2006 salary adjustment.	$9,512	$9,512
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$12,556	$12,556
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$18,048	$18,048
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,925	$2,925
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the Administration program. *(CC:YES)*	($542)	($542)
Amount appropriated in this Act	$1,232,550	$1,232,550

State Economic Development Program

To facilitate and stimulate economic activity, private investment, and job creation by various means including making loans and grants.

Total Funds	$9,790,911
Federal and Other Funds	$11,887
Federal Funds Not specifically Identified	$11,887
State Funds	$9,779,024
State General Funds	$9,779,024

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,201,762	$4,213,649
Transfer GTA rate structure adjustments on computer charges of $95,591 from multiple programs to the Administration program. *(CC:YES)*	($182)	($182)
Provide an enhancement to the State Economic Development program for critical economic development projects.	$0	$0
Provide funding to expand the Life Sciences Facilities Fund for investment in entrepreneur-led startup businesses to promote job growth in Georgia's bioscience industry.	$5,000,000	$5,000,000
Add 1 economic development program manager position to work with state agency partners on life sciences and strategic industries loans.	$77,444	$77,444
Provide funding to the Georgia Cities Foundation.	$500,000	$500,000
Amount appropriated in this Act	$9,779,024	$9,790,911

The following appropriations are for agencies attached for administrative purposes.

Payments to Georgia Environmental Facilities Authority

The purpose is to provide funds for the Georgia Rural Water Association and the Infrastructure Grant

Total Funds	$6,587,917
Federal and Other Funds	$2,135
Other Funds	$2,135
State Funds	$6,585,782
State General Funds	$6,585,782

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$700,000	$700,000
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$2,135
Provide required match funds for the State Energy program.	$200,000	$200,000

Provide 1.5 positions and funding to develop the state's energy management capability to reduce cost and usage of energy through improved procurement strategies, data collection and efficient consumption strategies.	$500,000	$500,000
Provide annual State of Georgia dues to the Southern States Energy Board.	$35,782	$35,782
Provide grant funds for local governments in the Governor's Land Conservation program. *(CC:To include a land conservation position.)*	$5,000,000	$5,000,000
Provide additional contract funds to the Georgia Rural Water Association.	$150,000	$150,000
Amount appropriated in this Act	$6,585,782	$6,587,917

Payments to Georgia Regional Transportation Authority

The purpose is to improve Georgia's mobility, air quality, and land use practices.

Total Funds	$4,570,617
State Funds	$4,570,617
State General Funds	$4,570,617

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,360,581	$4,360,581
Annualize the cost of the FY2006 salary adjustment.	$33,417	$33,417
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$35,154	$35,154
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$50,537	$50,537
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$3,717	$3,717
Decrease personal services funding in the Mitigation/Land Use Planning program to reflect the transfer of a position to the Transportation Project Planning program.	($2,897)	($2,897)
Provide funding for 1 position in the Transit Implementation program to coordinate transit services and policy.	$90,108	$90,108

Amount appropriated in this Act	$4,570,617	$4,570,617

Payments to OneGeorgia Authority

The purpose is to provide funds for the OneGeorgia Authority.

Total Funds	$47,385,364
Federal and Other Funds	$262,031
Other Funds	$262,031
State Funds	$47,123,333
Tobacco Funds	$47,123,333

Payments to State Housing Trust Fund

The purpose is to provide temporary shelter, permanent housing, and essential services to homeless individuals and households, and provide affordable housing to persons with special needs.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,032,892	$4,205,351
Change the name "Payments to the State Housing Trust Fund" program back to its original name: "Special Housing Initiatives".	($3,032,892)	($4,205,351)
Amount appropriated in this Act	$0	$0

Section 17: Community Health, Department of

Total Funds	**$10,434,220,659**
Federal and Other Funds	**$5,292,063,552**
Agency Funds	$2,532,160
Other Funds	$166,598,082
Medical Assistance Program	$4,773,739,347
Indigent Care Trust Fund - Public Hospital Authorities	$158,537,322
State Children's Insurance Program	$190,656,641
State Funds	**$2,379,182,299**
Tobacco Funds	$55,944,361
State General Funds	$2,323,237,938
Intra-State Government Transfers	**$2,762,974,808**

Health Insurance Payments	$2,430,674,325
Medicaid Services Payments - Other Agencies	$332,300,483

This paragraph applies to and only to the appropriations for the "MEDICAID: LOW-INCOME MEDICAID" and MEDICAID: AGED, BLIND, AND DISABLED" programs of the Department of Community Health. The appropriation of a particular fund source for each program is the amount stated plus up to an additional amount of 2 percent (2%) of the amount stated. However, if the additional authority is used, the appropriation of the same fund source for the other program to that agency is reduced in the same amount, such that the stated total in program appropriations from that fund source for the two programs is not exceeded. However, the additional amount must be from a fund source which is lawfully available for the program to which it is added.

Administration

To provide administrative support to all departmental programs.

Total Funds	$337,474,942
Federal and Other Funds	$255,432,480
Agency Funds	$232,160
Other Funds	$14,130,000
Medical Assistance Program	$232,918,218
State Children's Insurance Program	$8,152,102
State Funds	$62,802,199
State General Funds	$62,802,199
Intra-State Government Transfers	$19,240,263
Health Insurance Payments	$19,240,263

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$62,221,212	$308,047,110
Annualize the cost of the FY2006 salary adjustment.	$118,261	$299,887
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$99,248	$288,976
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$157,806	$297,747
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$10,684	$22,354

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$194,988	$258,868
Fund the following contract costs. a) Enrollment Broker for Georgia Healthy Families (GHF) (Total Funds: $17,422,256; State Funds: $8,711,128) b) DHR contract Right from the Start Medicaid (RSM) (Total Funds: $7,600,000; State Funds: $3,800,000) c) Eligibility Review contract (Total Funds: $3,237,744; State Funds: $1,618,872)	$14,130,000	$28,260,000
Use savings generated from Medicaid efficiencies (Medicaid Benefit Prior Reserves) to fully fund additional contract needs.	($14,130,000)	$0
Properly align fund sources.	$0	$0
By December 1, 2006, the department shall conduct an analysis of Medicaid Buy-In programs operational in other states and shall recommend a cost-effective Medicaid Buy-In program that would allow working Georgians with disabilities to receive healthcare through Medicaid. *(CC:YES)*	$0	$0
Any data warehouse system with decision support and executive information capabilities will be a single procurement that will include enterprise business intelligence capabilities with the minimum addition of Medicaid applicable data sets from the Georgia Department of Community Health and the Georgia Department of Human Resources. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$62,802,199	$337,474,942

Health Care Access and Improvement

To improve the health, wellness and access to healthcare for Georgians.

Total Funds	$11,999,455
Federal and Other Funds	$649,838
Agency Funds	$100,000
Medical Assistance Program	$549,838
State Funds	$11,349,617
State General Funds	$11,349,617

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,786,551	$6,436,389
Annualize the cost of the FY2006 salary adjustment.	$18,567	$18,567
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,050	$1,050
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$14,656	$14,656
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$28,793	$28,793
Properly align fund sources.	$0	$0
Provide funds to upgrade the cancer treatment center at Oconee Medical Center.	$150,000	$150,000
Provide one-time funding to the Georgia Association for Primary Health Care to establish a statewide EMR system to link the federally qualified Community Health Centers.	$750,000	$750,000
Provide additional funds to support the Georgia Statewide Area Health Education Center (AHEC) Network.	$150,000	$150,000
Provide funds for the Southwest Georgia Cancer Coalition.	$200,000	$200,000
Support the operation of Hughes Spalding Children's Hospital. *(CC:Transferred from Indigent Care Trust Fund.)*	$3,750,000	$3,750,000
Provide funds to the Georgia Cancer Coalition from the Renewal of Breast Cancer car tags.	$500,000	$500,000
Add one operating room to the total number of Certificate of Need permitted operating rooms for each Level One Trauma Center. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$11,349,617	$11,999,455

Indigent Care Trust Fund

To support rural and other healthcare providers, primarily hospitals, that serves medically indigent Georgians.

Total Funds	$795,216,715
Federal and Other Funds	$649,716,080

Agency Funds	$2,200,000
Medical Assistance Program	$488,978,758
Indigent Care Trust Fund - Public Hospital Authorities	$158,537,322
State Funds	$145,500,635
State General Funds	$145,500,635

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$368,267,504
Support the operation of Hughes Spalding Children's Hospital. *(CC:Transfer to Health Care Access and Improvement program.)*	$0	$0
Provide funds to replace Disproportionate Share Hospital payments used for Right from the Start Medicaid eligibility services performed by the Department of Human Resources.	$0	($7,600,000)
Appropriate Quality Assessment fee revenues to support care management.	$145,500,635	$377,825,591
Replace Indigent Care Trust Funds for Right from the Start Medicaid services for pregnant women and children.	$0	($57,128,020)
Adjust funding to reflect projected by Disproportionate Share Hospitals for uncompensated services to medically indigent Georgians.	$0	$108,138,838
Reflect projected revenue from ambulance fees used to make payments to ambulance Providers in the Medicaid Program.	$0	$5,712,802
Properly align fund sources.	$0	$0
Amount appropriated in this Act	$145,500,635	$795,216,715

Aged, Blind, and Disabled Medicaid

To improve healthcare access primarily to elderly and disabled individuals.

Total Funds	$3,836,979,719
Federal and Other Funds	$2,593,889,527
Other Funds	$72,641,804
Medical Assistance Program	$2,521,247,723

State Funds	$944,337,320
State General Funds	$944,337,320
Intra-State Government Transfers	$298,752,872
Medicaid Services Payments - Other Agencies	$298,752,872

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$897,259,297	$3,586,371,934
Replace Tobacco Funds with State Funds to support Independent Care Waiver Slots.	$0	$0
Fund a monthly supplement of $20 to be used by nursing home residents who receive Supplemental Security Income to purchase personal items such as shampoo and toothpaste. *(CC:Fund a monthly supplement of $20 to be used by all persons in nursing homes, as well as those in the hospice program in nursing home settings, remainder in DHR.)*	$2,288,002	$2,288,002
Update nursing home reimbursement rates to the FY 2005 cost reports. *(CC:Governor's position.)*	$20,030,472	$52,013,690
Reduce Medicaid costs generated in the Aged, Blind and Disabled populations through the provision of better business practices to ensure that the member receives the right services, at the right time and the right cost. *(CC:Reduce Medicaid Benefit costs by implementing an Administrative Services Organization model as a gatekeeper.)*	($25,038,336)	($65,017,751)
Fund the projected growth in Medicaid Benefits. *(CC:Assume 5.5% growth.)*	$105,181,780	$344,856,262
Provide funds to replace Upper Payment Limit funds for Medicaid Benefit services.	$90,000,000	($1,726,671)
Reduce Medicaid Benefit costs by eliminating self-declaration of income and implementing a centralized third-party verification of income and assets for both enrollment and re-enrollment. *(CC:Governor's position.)*	($6,250,000)	($16,229,551)
Reflect an increase in the Federal Funds participation rate.	($36,545,869)	$0

Perform voluntary interim hospital cost settlements based on "as-filed" cost reports to recover funds from provider over-payment. *(CC:For years of service FY02-FY05.)*	($26,229,750)	($68,111,529)
Realize savings from Medicaid efficiencies (Medicaid Benefit Prior Year Reserves). *(CC:Use savings generated from Medicaid efficiencies to fully fund additional Medicaid needs: Recovery of Overpayments, Expenditures less than budget, Drug Rebates in excess of budget, cost settlements collected early, Accounts Receivable Balances.)*	($79,645,233)	($6,000,000)
Additional cost associated with savings estimates for FY 2006 budget cuts that will not be realized for Disease Management, Emergency Room Pilot Expansion and the transfer of nursing home residents to the SOURCE program. (State Funds: $6,150,348) (Total Funds: $15,594,188)	$0	$0
Properly align fund sources.	$0	$0
Add 152 new slots to the Independent Care Waiver Program (ICWP) for Disabilities and Traumatic Brain Injuries. *(CC:10 slots annualized from HB 1026 and 142 new slots.)*	$3,286,957	$8,535,333
Amount appropriated in this Act	$944,337,320	$3,836,979,719

Low-Income Medicaid

To improve healthcare access primarily to low-income individuals.

Total Funds	$2,501,610,038
Federal and Other Funds	$1,463,350,336
Other Funds	$79,826,278
Medical Assistance Program	$1,383,524,058
State Funds	$1,004,712,091
Tobacco Funds	$50,973,656
State General Funds	$953,738,435
Intra-State Government Transfers	$33,547,611
Medicaid Services Payments - Other Agencies	$33,547,611

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,085,234,722	$2,631,014,671
Transfer State Funds from the Department of Human Resources Community Services Adult program to the Department of Community Health Low-Income Medicaid program to implement Georgia Healthy Families which serves Medicaid clients who receive mental health services. *(CC:Change in CMO implementation dates for the six regions in the state.)*	$17,178,027	$0
Provide funds to replace Indigent Care Trust Funds for Right from the Start Medicaid services for pregnant women and children.	$22,000,000	$57,128,019
Fund the cost to move from a cash basis to an accrual basis budget in order to make capitation payments to Care Management Organization (CMO) providers.	$102,514,604	$266,202,555
Fund Medicaid costs associated with the expansion of the newborn screening program administered by the Department of Human Resources. *(CC:Reflect change in implementation date from July 2006 to January 2007.)*	$449,192	$1,166,429
Fund the projected growth in Medicaid Benefits. *(CC:Assume 5.5% growth.)*	$109,429,858	$284,159,590
Provide funds to replace Upper Payment Limit funds for Medicaid Benefit services.	$55,243,078	$0
Reduce Medicaid Benefit costs by eliminating self-declaration of income and implementing a centralized third-party verification of income and assets for both enrollment and re-enrollment. *(CC:Governor's position.)*	($18,750,000)	($48,688,652)
Realize savings from Medicaid efficiencies (Medicaid Benefit Prior Year Reserves).	($79,093,788)	$0
Reflect an increase in the Federal Funds participation rate.	($24,016,224)	$0
Reflect savings from CMO implementation.	($78,459,736)	($203,738,603)
Perform voluntary interim hospital cost settlements based on "as-filed" cost reports to recover funds from provider over-payment. *(CC:For years of service FY02-FY05.)*	($44,363,597)	($115,200,200)

Reflect savings from Medicaid efficiencies (Care Management Quality Assessment Fee).	($145,500,635)	($377,825,591)
Properly align fund sources.	$0	$0
Provide dental coverage for pregnant women, limited to these codes: 0120, 0150, 0180, 1204, 0110, 2330 - 2332, 2140, 2150, 2160, 2161, 2335, 2391 - 2394, 4240, 4241, 4910, 4341, 4342, 7286, 9110, and 9215.	$2,500,000	$6,491,820
Increase reimbursement rate for Health Checks for Children ages 0 to 8. *(CC:Increase rate to $67.38 within the CMO contracts.)*	$0	$0
Reduce funds for the newborn screening due to the CMO delay. *(CC:Reduction of $549,192 in expansion item.)*	$0	$0
Increase the reimbursement rate to $62.53 for Speech Therapy Visits, Code 92507.	$346,590	$900,000
Amount appropriated in this Act	$1,004,712,091	$2,501,610,038

Nursing Home Provider Fees

There is hereby appropriated to the Department of Community Health a specific sum of money equal to all the provider fees paid to the Indigent Care Trust Fund created pursuant to Article 6A of chapter 8 of Title 31. The sum of money is appropriated for payments to nursing homes pursuant to Article 6A.

Total Funds	$245,807,928
Federal and Other Funds	$146,520,752
Medical Assistance Program	$146,520,752
State Funds	$99,287,176
State General Funds	$99,287,176

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$100,229,284	$248,196,640
Reflect projected nursing home provider fee revenue.	($942,108)	($2,388,712)
Amount appropriated in this Act	$99,287,176	$245,807,928

PeachCare

To improve access to healthcare for qualified low-income Georgia children.

Total Funds	$249,664,212
Federal and Other Funds	$182,504,539
State Children's Insurance Program	$182,504,539
State Funds	$67,159,673
Tobacco Funds	$4,970,705
State General Funds	$62,188,968

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$67,159,673	$241,496,714
Reflect an increase in the Federal Funds participation rate.	$0	$8,167,498
Restore the dental codes cut in the fiscal year 2006 budget in the PeachCare dental budget using funds already included in the CMO rates as members move into risk-based managed care. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$67,159,673	$249,664,212

State Health Benefit Plan

To provide a healthcare benefit that is competitive with other commercial benefit plans in quality of care, access to providers and efficient management of provider fees and utilization. It is the intent of this General Assembly that the employer contribution rate for the teachers' and state employees' health benefit plan for Fiscal Year 2007 shall not exceed 16.713%.

Total Funds	$2,411,434,062
Intra-State Government Transfers	$2,411,434,062
Health Insurance Payments	$2,411,434,062

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$1,959,882,468
Reflect projected revenue from increasing the State Health Benefit Plan Employer Premium in FY 2007.	$0	$206,991,162

Reflect an adjustment in Other Funds to comply with program budgeting.	$0	$244,560,432
The Department of Community Health and Board of Regents shall offer a Health Reimbursement Arrangement (HRA) for every SHBP participant and fund a Health Incentive Account (HIA) that rewards changed behaviors of plan participants that have demonstrated savings. *(CC:The Department shall conduct a study of potential savings to the State Health Benefit Plan and the Board of Regents Health Plan by offering a Health Reimbursement Arrangement (HRA) for every SHBP participant and fund a Health Incentive Account (HIA) that rewards changed behaviors of plan participants that have demonstrated savings.)*	$0	$0
Remove prior approval for Omeprazole OTC as the only PPI paid for in the SHBP and Board of Regents Plan. *(CC:The Department shall conduct a study of potential savings to the State Health Benefit Plan and the Board of Regents Health Plan not requiring prior approval for any proton pump inhibitor (PPI) if a drug manufacturer of said PPI provides a total net price including rebates and discounts which is equal to or less than the total net price of over-the-counter Omeprazole.)*	$0	$0
Amount appropriated in this Act	$0	$2,411,434,062

The following appropriations are for agencies attached for administrative purposes.

Composite Board of Medical Examiners

To protect the public's health by ensuring healthcare practitioners are qualified to practice in the State of Georgia.

Total Funds	$2,202,555
State Funds	$2,202,555
State General Funds	$2,202,555

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,135,705	$2,135,705

Annualize the cost of the FY2006 salary adjustment.	$17,115	$17,115
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$15,693	$15,693
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$30,446	$30,446
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,596	$1,596
Reduce funding for telecommunications.	($3,000)	($3,000)
Fund 20 additional peer reviews annually in order to respond to consumer complaints related to physician care.	$5,000	$5,000
Amount appropriated in this Act	$2,202,555	$2,202,555

Georgia Board for Physician Workforce, Administration

To provide administrative support to all agency programs.

Total Funds	$559,455
State Funds	$559,455
State General Funds	$559,455

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$533,241	$533,241
Annualize the cost of the FY2006 salary adjustment.	$5,747	$5,747
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$13,261	$13,261
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$359	$359
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$6,847	$6,847
Amount appropriated in this Act	$559,455	$559,455

Georgia Board for Physician Workforce, Graduate Medical Education

To address the physician workforce needs of Georgia communities through the support and development of medical education programs.

Total Funds	$6,712,223

State Funds	$6,712,223
State General Funds	$6,712,223

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,501,965	$6,501,965
Provide funds for two additional slots in the Pediatric Residency Program at the Medical Center of Central Georgia.	$36,579	$36,579
Fund a 4% increase in the capitation rates for the Family Practice Residency program ($159,280) and Pediatrics Residency program ($72,291). *(CC:3% increase.)*	$173,679	$173,679
Amount appropriated in this Act	$6,712,223	$6,712,223

Georgia Board for Physician Workforce, Mercer School of Medicine

The Mercer University School of Medicine Program of the GBPW helps ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with Mercer University School of Medicine.

Total Funds	$19,060,862
State Funds	$19,060,862
State General Funds	$19,060,862

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$17,960,862	$17,960,862
Increase operating grant.	$1,100,000	$1,100,000
Amount appropriated in this Act	$19,060,862	$19,060,862

Georgia Board for Physician Workforce, Morehouse School of Medicine

The Morehouse School of Medicine Program of the GBPW helps ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with Morehouse School of Medicine.

Total Funds	$10,547,293
State Funds	$10,547,293

State General Funds $10,547,293

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$10,141,628	$10,141,628
Increase operating grant.	$405,665	$405,665
Amount appropriated in this Act	$10,547,293	$10,547,293

Georgia Board for Physician Workforce, Undergraduate Medical Education

To ensure an adequate supply of primary care and other needed physician specialists through a public/private partnership with certain private medical schools in Georgia.

Total Funds $3,538,484

State Funds $3,538,484

State General Funds $3,538,484

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,428,706	$3,428,706
Fund a 4% increase in the capitation rates for the Georgia Medical Student program. *(CC:3% increase.)*	$109,778	$109,778
Amount appropriated in this Act	$3,538,484	$3,538,484

State Medical Education Board

To ensure an adequate supply of physicians in rural areas of the state; and to provide a program of aid to promising medical students.

Total Funds $1,412,716

State Funds $1,412,716

State General Funds $1,412,716

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,352,788	$1,352,788
Annualize the cost of the FY2006 salary adjustment.	$2,608	$2,608

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$3,872	$3,872
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$172	$172
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$3,276	$3,276
Increase the contract ($15,000) with the Georgia Student Finance Commission for monitoring of outstanding loan repayment collections; increase funding for the Medical Fair ($20,000); and provide additional funds ($15,000) for physicians seeking to practice in rural Georgia by assisting with medical debt payments.	$50,000	$50,000
Amount appropriated in this Act	$1,412,716	$1,412,716

Section 18: Corrections, Department of

Total Funds	**$1,024,846,682**
Federal and Other Funds	**$27,089,988**
Federal Funds Not specifically Identified	$6,124,479
Agency Funds	$20,965,509
State Funds	**$997,756,694**
State General Funds	$997,756,694
Intra-State Government Transfers	**$0**

Administration

To protect and serve the citizens of Georgia by providing an effective and efficient department that administers a balanced correctional system.

Total Funds	$60,859,392
Federal and Other Funds	$1,836,000
Federal Funds Not specifically Identified	$1,836,000
State Funds	$59,023,392
State General Funds	$59,023,392

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$53,012,017	$54,848,017

Annualize the cost of the FY2006 salary adjustment.	$257,660	$257,660
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$444,366	$444,366
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$193,062	$193,062
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$567,864	$567,864
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$104,921	$104,921
Transfer funds from closing a Probation Detention Center to Inmate Release Funds ($150,000), fuel storage tank maintenance ($220,000) and food services ($1,060,905). *(CC:Keep Pike open)*	$0	$0
Realign Personal Services to more accurately reflect projected program expenditures.	$2,513,950	$2,513,950
Transfer 1 position to the Georgia Peace Officer Standards and Training Council.	($43,499)	($43,499)
Provide additional funding to reflect annualized cost of 4 Day Reporting Centers opened in FY 2006. *(CC:Annualize the costs using existing funds)*	$0	$0
Provide additional funding to reflect annualized cost of the Special Education program.	$12,528	$12,528
Realign contract funds to more accurately reflect projected program expenditures.	($214,569)	($214,569)
Eliminate special education program startup funds.	($6,300)	($6,300)
Eliminate the Bar Association Support to Improve Correctional Services (BASICS) program.	($100,000)	($100,000)
Reduce Administration Program by 13%. *(CC:Reduce Administration by $3,000,000)*	($3,000,000)	($3,000,000)
Provide a 3% salary adjustment, above the normal recommended salary adjustment, beginning January 1, 2007 for the following law enforcement position(s): Correctional Officer, Probation Officer 1, and Probation Officer 2.	$5,281,392	$5,281,392
Amount appropriated in this Act	$59,023,392	$60,859,392

Bainbridge PSATC

To provide a sanctioning option for probationers who require more security and

supervision than provided by regular community supervision.

Total Funds	$4,718,134
Federal and Other Funds	$27,789
Federal Funds Not specifically Identified	$20,743
Agency Funds	$7,046
State Funds	$4,690,345
State General Funds	$4,690,345

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,226,673	$3,254,462
Annualize the cost of the FY2006 salary adjustment.	$23,298	$23,298
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$30,549	$30,549
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$39,040	$39,040
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,226	$6,226
Realign Personal Services to more accurately reflect projected program expenditures.	($51,930)	($51,930)
Provide start-up funding ($797,339) and 3 months operating ($770,106) for the Bainbridge Probation Substance Abuse Treatment Center's 192 bed expansion.	$1,389,359	$1,389,359
Realign contract funds to more accurately reflect projected program expenditures.	$27,130	$27,130
Amount appropriated in this Act	$4,690,345	$4,718,134

Compensation per General Assembly Resolutions

To fund HR108 of the 2005 session.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$512,377	$512,377

Remove Inmate Compensation funds originally appropriated in FY2006 in accordance with House Resolution 108.	($512,377)	($512,377)
Amount appropriated in this Act	$0	$0

Detention Centers

To provide a sanctioning option for probationers who require more security or supervision than provided by the regular community supervision or a diversion center.

Total Funds	$43,877,307
Federal and Other Funds	$2,253,433
Federal Funds Not specifically Identified	$1,063,318
Agency Funds	$1,190,115
State Funds	$41,623,874
State General Funds	$41,623,874

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$43,455,859	$47,166,724
Annualize the cost of the FY2006 salary adjustment.	$339,660	$339,660
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$507,875	$507,875
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$649,025	$702,741
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$90,227	$90,227
Reflect loss of federal funds from State Criminal Alien Assistance Program (SCAAP). *(CC:YES)*	$0	($1,140,301)
Redistribute funds from conversion of a Probation Detention Center to a State Prison Unit. *(CC:YES)*	($2,010,646)	($2,062,294)
Redistribute funds from closing a Probation Detention Center to open Long Inmate Boot Camp attached to Smith State Prison. *(CC:YES)*	($1,943,378)	($2,262,577)
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	$535,252	$535,252
Amount appropriated in this Act	$41,623,874	$43,877,307

Food and Farm Operations

To raise crops and livestock, and produce dairy items used in preparing meals for offenders.

Total Funds	$12,650,465
Federal and Other Funds	$67,000
Federal Funds Not specifically Identified	$22,000
Agency Funds	$45,000
State Funds	$12,583,465
State General Funds	$12,583,465

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$12,407,740	$12,624,465
Annualize the cost of the FY2006 salary adjustment.	$44,604	$44,604
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$65,256	$65,256
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$83,392	$83,392
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$24,150	$24,150
Transfer funds from closing a Probation Detention Center to Inmate Release Funds ($150,000), fuel storage tank maintenance ($220,000) and food services ($1,060,905). *(CC:Keep Pike open)*	$0	$0
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	($41,677)	($41,677)
Reflect loss of other funds due to reduced participation in employee meal program. *(CC:YES)*	$0	($149,725)
Amount appropriated in this Act	$12,583,465	$12,650,465

Health

To provide the required constitutional level of health care to the inmates of the correctional system in the most cost effective and humane manner possible.

Total Funds	$184,488,247
Federal and Other Funds	$8,464,209
Agency Funds	$8,464,209

State Funds	$176,024,038
State General Funds	$176,024,038

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$151,543,143	$160,007,352
Annualize the cost of the FY2006 salary adjustment.	$155,401	$155,401
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$183,267	$183,267
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$234,201	$234,201
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$306,085	$306,085
Provide start-up ($754,464) and 2 months of operating funds ($427,924) for a 192 bed expansion at Calhoun State Prison to reduce county jail backlogs and meet increased capacity needs.	$134,359	$134,359
Provide start-up funding ($797,339) and 3 months operating ($770,106) for the Bainbridge Probation Substance Abuse Treatment Center's 192 bed expansion.	$178,086	$178,086
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	($402,267)	($402,267)
Provide operating funds for 768 beds at 4 vacant Probation Detention Centers to be operated as State Prison units to reduce county jail backlogs and meet increased capacity needs.	$3,010,233	$3,010,233
Provide operating funds for 918 additional inmate beds at existing facilities to reduce county jail backlogs and meet increased capacity needs.	$3,595,500	$3,595,500
Provide start-up ($1,642,319) and 5 months of operating funds ($2,595,608) for a 525 bed expansion at Johnson State Prison to reduce county jail backlogs and meet increased capacity needs.	$883,973	$883,973
Provide increased funding for inmate mental health care ($630,101), dental health care ($63,634) and county correctional institutions' health care ($115,053).	$808,788	$808,788

Provide operating funds for 1,348 temporary inmate beds at existing facilities to reduce county jail backlogs and meet increased capacity needs.	$5,279,374	$5,279,374
Provide additional funding for Health Services Purchases.	$9,613,895	$9,613,895
Provide funding for Hepatitis B immunization.	$500,000	$500,000
Amount appropriated in this Act	$176,024,038	$184,488,247

Jail Subsidy

To reimburse counties for the costs of incarcerating state prisoners in their local facilities.

Total Funds	$4,798,492
State Funds	$4,798,492
State General Funds	$4,798,492

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,653,491	$12,154,999
Reduce funding for County Subsidy for Jails to reflect reduction in county jail backlog.	($4,854,999)	($4,854,999)
Reflect loss of federal funds from State Criminal Alien Assistance Program (SCAAP). *(CC:YES)*	$0	($2,501,508)
Amount appropriated in this Act	$4,798,492	$4,798,492

Offender Management

To provide cost effective correctional services that ensures public safety.

Total Funds	$44,243,248
State Funds	$44,243,248
State General Funds	$44,243,248

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$44,118,606	$44,118,606
Annualize the cost of the FY2006 salary adjustment.	$36,266	$36,266

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$47,709	$47,709
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$60,969	$60,969
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$84,396	$84,396
Transfer funds from closing a Probation Detention Center to Inmate Release Funds ($150,000), fuel storage tank maintenance ($220,000) and food services ($1,060,905). *(CC:Keep Pike open)*	$0	$0
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	($104,698)	($104,698)
Amount appropriated in this Act	$44,243,248	$44,243,248

Parole Revocation Centers

To provide a sanction for parole violations.

Total Funds	$4,035,906
Federal and Other Funds	$59,648
Federal Funds Not specifically Identified	$10,510
Agency Funds	$49,138
State Funds	$3,976,258
State General Funds	$3,976,258

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,835,308	$3,894,956
Annualize the cost of the FY2006 salary adjustment.	$34,514	$34,514
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$44,704	$44,704
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$57,128	$57,128
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$7,451	$7,451
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	($2,847)	($2,847)

Amount appropriated in this Act	$3,976,258	$4,035,906

Private Prisons

To provide a cost effective correctional service that ensures public safety.

Total Funds	$76,785,722
State Funds	$76,785,722
State General Funds	$76,785,722

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$72,518,200	$72,518,200
Provide for a 3.5% CPI increase in the per diem rate for contracted prison beds and 470 additional inmates. *(CC:YES;For 3.5% CPI increase and 470 additional beds)*	$4,267,522	$4,267,522
Amount appropriated in this Act	$76,785,722	$76,785,722

Probation Diversion Centers

To provide a residential sentencing option that allows offenders to continue to work in the community while receiving close supervision from corrections officials.

Total Funds	$14,755,843
Federal and Other Funds	$2,812,861
Agency Funds	$2,812,861
State Funds	$11,942,982
State General Funds	$11,942,982

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$12,784,156	$16,172,848
Annualize the cost of the FY2006 salary adjustment.	$150,226	$150,226
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$154,989	$154,989
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$198,063	$251,779

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$30,938	$30,938
Redistribute funds from conversion of 2 Probation Diversion Centers to Transition Centers. *(CC:YES)*	($1,624,714)	($2,054,261)
Reflect loss of federal funds from State Criminal Alien Assistance Program (SCAAP). *(CC:YES)*	$0	($200,000)
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	$249,324	$249,324
Amount appropriated in this Act	$11,942,982	$14,755,843

Probation Supervision

To supervise probationers.

Total Funds	$72,645,537
State Funds	$72,645,537
State General Funds	$72,645,537

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$68,632,697	$68,632,697
Annualize the cost of the FY2006 salary adjustment.	$542,619	$542,619
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$871,984	$871,984
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,114,327	$1,114,327
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$131,290	$131,290
Provide state operating funds for the Griffin Day Reporting Center to replace inmate telephone commission funds no longer available. *(CC:YES)*	$250,000	$250,000
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	($122,728)	($122,728)
Provide additional funding to reflect annualized cost of 4 Day Reporting Centers opened in FY 2006. *(CC:YES)*	$1,026,148	$1,026,148
Provide funding to replace outdated ballistic vests used for Probation and Surveillance Officers.	$199,200	$199,200

Amount appropriated in this Act	$72,645,537	$72,645,537

State Prisons

To house violent or repeat criminals, or nonviolent inmates who have exhausted all other forms of punishment.

Total Funds	$477,265,962
Federal and Other Funds	$11,569,048
Federal Funds Not specifically Identified	$3,171,908
Agency Funds	$8,397,140
State Funds	$465,696,914
State General Funds	$465,696,914

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$431,214,343	$442,582,200
Annualize the cost of the FY2006 salary adjustment.	$3,648,991	$3,648,991
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,116,336	$5,116,336
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$6,538,276	$6,699,425
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$846,634	$886,676
Redistribute funds from conversion of a Probation Detention Center to a State Prison Unit. *(CC:YES)*	$2,046,575	$2,046,575
Reflect loss of federal funds for purchase of dry milk powder and milk replacement products needed to feed inmates.	$416,759	$416,759
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	($2,620,028)	($2,620,028)
Redistribute funds from closing a Probation Detention Center to open Long Inmate Boot Camp attached to Smith State Prison. *(CC:YES)*	$1,668,724	$1,668,724
Provide start-up ($1,642,319) and 5 months of operating funds ($2,595,608) for a 525 bed expansion at Johnson State Prison to reduce county jail backlogs and meet increased capacity needs.	$3,353,954	$3,353,954

Provide start-up ($754,464) and 2 months of operating funds ($427,924) for a 192 bed expansion at Calhoun State Prison to reduce county jail backlogs and meet increased capacity needs.	$1,048,028	$1,048,028
Realign contract funds to more accurately reflect projected program expenditures. *(CC:YES)*	$187,439	$187,439
Provide operating funds for 1,348 temporary inmate beds at existing facilities to reduce county jail backlogs and meet increased capacity needs.	$898,509	$898,509
Provide operating funds for 768 beds at 4 vacant Probation Detention Centers to be operated as State Prison units to reduce county jail backlogs and meet increased capacity needs.	$8,890,699	$8,890,699
Provide operating funds for 918 additional inmate beds at existing facilities to reduce county jail backlogs and meet increased capacity needs.	$2,320,276	$2,320,276
Provide additional funding to reflect annualized cost of the Special Education program.	$279,201	$279,201
Eliminate special education program startup funds.	($205,802)	($205,802)
To provide funds to the Wilcox State Prison to purchase a generator, a transfer switch and installation. *(CC:YES)*	$48,000	$48,000
To provide funds for door and window frame replacements at multiple locations and to fund security hardening at Washington State prison. *(CC:Fund through Bonds)*	$0	$0
Amount appropriated in this Act	$465,696,914	$477,265,962

Transitional Centers

To provide "work release", allowing the inmate to obtain and maintain a paying job in the community while requiring him or her to conform to the structure of the center.

Total Funds	$23,722,427
State Funds	$23,722,427
State General Funds	$23,722,427

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$20,313,455	$20,313,455

Annualize the cost of the FY2006 salary adjustment.	$145,219	$145,219
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$223,931	$223,931
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$286,166	$286,166
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$38,858	$38,858
Redistribute funds from conversion of 2 Probation Diversion Centers to Transition Centers. *(CC:YES)*	$2,628,204	$2,628,204
Provide operating funds for 1,348 temporary inmate beds at existing facilities to reduce county jail backlogs and meet increased capacity needs.	$38,945	$38,945
Realign Personal Services to more accurately reflect projected program expenditures. *(CC:YES)*	$47,649	$47,649
Amount appropriated in this Act	$23,722,427	$23,722,427

Section 19: Defense, Department of

Total Funds	**$46,351,950**
Federal and Other Funds	**$37,536,486**
Federal Funds Not specifically Identified	$36,692,112
Agency Funds	$844,374
State Funds	**$8,815,464**
State General Funds	$8,815,464
Intra-State Government Transfers	**$0**

Administration

To provide administration to the organized militia in the State of Georgia.

Total Funds	$1,111,222
Federal and Other Funds	$140,489
Federal Funds Not specifically Identified	$140,489
State Funds	$970,733
State General Funds	$970,733

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,275,222	$2,516,146
Annualize the cost of the FY2006 salary adjustment.	$5,593	$6,732
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$7,901	$7,901
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$15,268	$52,485
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,274	$6,274
Redistribute $173,000 in State funds from Defense Administration to Civil Support ($148,000) and Facilities Management ($25,000).	($173,000)	($173,000)
Transfer $1,166,525 from Administration to Military Readiness.	($1,166,525)	($1,305,316)
Amount appropriated in this Act	$970,733	$1,111,222

Military Readiness

To provide a trained and ready military land force and air force that can be activated and deployed at the direction of the President or the Governor to insure the safety and well being of all citizens.

Total Funds	$36,257,401
Federal and Other Funds	$31,890,758
Federal Funds Not specifically Identified	$31,046,384
Agency Funds	$844,374
State Funds	$4,366,643
State General Funds	$4,366,643

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$475,776	$840,776
Annualize the cost of the FY2006 salary adjustment.	$23,106	$101,745
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$31,770	$31,770
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$29,732	$102,208

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$12,212	$12,212
Transfer the Facilities Management program to the Military Readiness program.	$2,254,499	$32,848,793
Transfer $1,166,525 from Administration to Military Readiness.	$1,166,525	$1,305,316
Transfer the State Defense Force and Federal-State Joint Operations to the Military Readiness program.	$5,700	$347,258
Increase regular operating expenses ($44,353), telecommunications ($500), and per diem and fees ($23,470) to support the Georgia State Defense Force program.	$68,323	$68,323
Increase regular operating expenses to maintain additional facilities for the JSTARS unit at Robins Air Force Base. (Total funds: $400,000).	$100,000	$400,000
Redistribute $173,000 in State funds from Defense Administration to Military Readiness.	$173,000	$173,000
Provide funds for two publications: two editions of Georgia Guardsman and the annual publication of Airlift Chronicle.	$26,000	$26,000
Amount appropriated in this Act	$4,366,643	$36,257,401

Youth Educational Services

To provide educational and vocational opportunities to at-risk youth in Georgia.

Total Funds	$8,983,327
Federal and Other Funds	$5,505,239
Federal Funds Not specifically Identified	$5,505,239
State Funds	$3,478,088
State General Funds	$3,478,088

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$18,254	$47,433
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$26,600	$26,600

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$60,268	$207,177
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$24,758	$24,758
Create a Youth Educational Services program within the Department of Defense.	$0	$0
Transfer the Youth Challenge program and the Starbase program into a Youth Services Program.	$3,348,208	$8,677,359
Amount appropriated in this Act	$3,478,088	$8,983,327

Section 20: Driver Services, Department of

Total Funds	**$54,152,849**
Federal and Other Funds	**$721,456**
Other Funds	$721,456
State Funds	**$53,431,393**
State General Funds	$53,431,393
Intra-State Government Transfers	**$0**

Customer Service Support

To administer License Issuance, Motor Vehicle Registration and Commercial Truck Compliance.

Total Funds	$8,777,916
Federal and Other Funds	$857
Other Funds	$857
State Funds	$8,777,059
State General Funds	$8,777,059

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,948,415	$4,948,415
Annualize the cost of the FY2006 salary adjustment.	$36,331	$36,331
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$49,148	$49,148
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from	$85,715	$86,572

14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$9,093	$9,093
Reduce operating expenses in the License Issuance ($79,677), Customer Service Support ($16,000), and Regulatory Compliance ($20,000) programs.	($16,000)	($16,000)
Increase Customer Service Support ($3,664,357) and Regulatory Compliance ($1,162,400), and decrease License Issuance ($4,826,757) to establish the base budget for the Department of Driver Services.	$3,664,357	$3,664,357
Amount appropriated in this Act	$8,777,059	$8,777,916

License Issuance

To issue Georgia drivers license renewals through alternative methods.

Total Funds	$40,595,531
Federal and Other Funds	$205,251
Other Funds	$205,251
State Funds	$40,390,280
State General Funds	$40,390,280

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$41,924,451	$42,124,451
Annualize the cost of the FY2006 salary adjustment.	$185,642	$185,642
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$301,129	$301,129
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$525,173	$530,424
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$55,712	$55,712
Reduce operating expenses in the License Issuance ($79,677), Customer Service Support ($16,000), and Regulatory Compliance ($20,000) programs.	($79,677)	($79,677)
Increase personal services by adding 35 examiner positions in the License Issuance program.	$945,665	$945,665

Fund complimentary Photo Identification cards to qualifying individuals.	$100,000	$100,000
Increase operating expenses to expand agency services available on the Internet.	$358,942	$358,942
Increase Customer Service Support ($3,664,357) and Regulatory Compliance ($1,162,400), and decrease License Issuance ($4,826,757) to establish the base budget for the Department of Driver Services.	($4,826,757)	($4,826,757)
Increase funds to provide for a new Blue Ridge Customer Service Center.	$700,000	$700,000
Increase funds to renovate the Athens Customer Service Center. *(CC:Renovate both the Athens and Newnan Customer Service Centers.)*	$200,000	$200,000
Amount appropriated in this Act	$40,390,280	$40,595,531

Regulatory Compliance

To enforce and administer state laws and regulations for mandated programs relating to driver safety and driver education for both novice and problem drivers.

Total Funds	$4,779,402
Federal and Other Funds	$515,348
Other Funds	$515,348
State Funds	$4,264,054
State General Funds	$4,264,054

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$291,000	$806,075
Annualize the cost of the FY2006 salary adjustment.	$28,497	$28,497
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$15,684	$15,684
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$27,353	$27,626
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,902	$2,902
Recognize additional revenues collected from fees to support driver's education (SB 226).	$2,756,218	$2,756,218

Reduce operating expenses in the License Issuance ($79,677), Customer Service Support ($16,000), and Regulatory Compliance ($20,000) programs.	($20,000)	($20,000)
Increase Customer Service Support ($3,664,357) and Regulatory Compliance ($1,162,400), and decrease License Issuance ($4,826,757) to establish the base budget for the Department of Driver Services.	$1,162,400	$1,162,400
Provide additional funds for the Regulatory Compliance program for motorcycle safety education.	$0	$0
Amount appropriated in this Act	$4,264,054	$4,779,402

Section 21: Early Care and Learning, Department of

Total Funds	**$422,657,470**
Federal and Other Funds	**$116,647,824**
Federal Funds Not specifically Identified	$116,492,824
Other Funds	$155,000
State Funds	**$306,009,646**
Lottery Funds	$301,953,447
State General Funds	$4,056,199
Intra-State Government Transfers	**$0**

Child Care Services

To guide and assist child care learning facilities to provide safe, healthy, quality child care so that children experience optimum opportunities for learning and growth.

Total Funds	$7,665,219
Federal and Other Funds	$3,609,020
Federal Funds Not specifically Identified	$3,454,020
Other Funds	$155,000
State Funds	$4,056,199
State General Funds	$4,056,199

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,030,671	$7,620,926
Annualize the cost of the FY2006 salary adjustment.	$35,981	$54,746

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$60,640	$60,640
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$58,141	$58,141
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$14,706	$14,706
Eliminate contract in the Child Care Services program.	($165,000)	($165,000)
Provide funds in per diem and fees ($5,460) and travel ($15,600) in the Child Care Services program for a new Board of Directors for the Department of Early Care and Learning.	$21,060	$21,060
Reflect $3,435,255 in base budget funds in Child Care Development Block Grant from Department of Human Resources.	$0	$0
Amount appropriated in this Act	$4,056,199	$7,665,219

Nutrition

To ensure that eligible children and adults receive USDA compliant meals.

Total Funds	$90,000,835
Federal and Other Funds	$90,000,835
Federal Funds Not specifically Identified	$90,000,835

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$88,000,835
Adjust program budgets and object classes to reflect actual budgets.	$0	$2,000,000
Amount appropriated in this Act	$0	$90,000,835

Pre-Kindergarten Program

To provide funding, training, technical assistance, and oversight of Pre-K programs operated by public and private providers throughout the state.

Total Funds	$302,621,270
Federal and Other Funds	$667,823
Federal Funds Not specifically Identified	$667,823
State Funds	$301,953,447

Lottery Funds	$301,953,447

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$290,081,308	$290,749,131
Annualize the cost of the FY2006 salary adjustment.	$24,222	$24,222
Provide a 4% payraise for Pre-K teachers effective September 1, 2006 and a 4% payraise for lottery-funded staff effective January 1, 2007.	$5,965,254	$5,965,254
Expand the Work Sampling System Assessment statewide to improve the evaluation of Pre-kindergarten students' progress throughout the year.	$816,898	$816,898
Increase Pre-Kindergarten grants to fund 1,000 additional slots, bringing total Pre-K enrollment to 75,000.	$5,065,765	$5,065,765
Transfer $90,000 from contracts to personal services to increase salaries for certified Pre-Kindergarten consultants to make them more comparable to the state teacher salary schedule in the Pre-Kindergarten program.	$0	$0
Reflect $113,953 in base budget funds in Child Care Development Block Grant from Department of Human Resources.	$0	$0
Amount appropriated in this Act	$301,953,447	$302,621,270

Quality Initiatives

To explore new ideas and help implement innovative strategies that focus on improving the quality of early education, child care, and nutrition for Georgia's children and families.

Total Funds	$22,370,146
Federal and Other Funds	$22,370,146
Federal Funds Not specifically Identified	$22,370,146

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$18,370,146
Adjust program budgets and object classes to reflect actual budgets.	$0	$4,000,000
Reflect $18,370,146 in base budget funds in Child Care Development Block Grant from Department of Human Resources.	$0	$0
Amount appropriated in this Act	$0	$22,370,146

Section 22: Economic Development, Department of

Total Funds	**$34,597,546**
Federal and Other Funds	**$20,244**
Agency Funds	$20,244
State Funds	**$34,577,302**
State General Funds	$34,577,302
Intra-State Government Transfers	**$0**

Administration

To influence, affect, and enhance economic development in Georgia and provide information to people and companies to promote the state.

Total Funds	$6,423,946
State Funds	$6,423,946
State General Funds	$6,423,946

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,213,661	$6,213,661
Annualize the cost of the FY2006 salary adjustment.	$38,597	$38,597
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$38,429	$38,429
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$73,931	$73,931
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$12,011	$12,011

Realign staff and personal services to reflect agency reorganization efforts, transferring funds to the Administration ($47,317) and Tourism ($260,000) programs from the Business, Recruitment and Expansion ($34,395), Film, Video and Music ($118,000), Innovation and Technology ($50,000), International Relations and Trade ($45,000) and Small and Minority Business ($59,922) programs. *(CC:YES)*	$47,317	$47,317
Amount appropriated in this Act	$6,423,946	$6,423,946

Business Recruitment and Expansion

To provide assistance to local communities and to the state to recruit, retain, and expand businesses in Georgia.

Total Funds	$7,011,795
State Funds	$7,011,795
State General Funds	$7,011,795

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,783,664	$6,783,664
Annualize the cost of the FY2006 salary adjustment.	$37,431	$37,431
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$37,268	$37,268
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$71,697	$71,697
Realign staff and personal services to reflect agency reorganization efforts, transferring funds to the Administration ($47,317) and Tourism ($260,000) programs from the Business, Recruitment and Expansion ($34,395), Film, Video and Music ($118,000), Innovation and Technology ($50,000), International Relations and Trade ($45,000) and Small and Minority Business ($59,922) programs. *(CC:YES)*	($34,395)	($34,395)
Expand international trade and recruitment activities by increasing funding for contracts in the Business Recruitment and Expansion program to hire a contractor to focus on Southern Europe ($35,000) and to cover costs	$50,000	$50,000

of trade missions ($15,000).		
Increase the department's capacity to grow jobs for Georgians by funding 1 new position and 5 vacant positions: 1 consumer sales manager for the Tourism program (new position - $66,130); 2 project manager for the Innovation and Technology program ($79,356); 1 regional project managers in the Regional Existing Business/Entrepreneurial Development subprogram of the Business Recruitment and Expansion program ($132,260); 1 mentor protege associate in the Small and Minority Business Development program ($66,130); and 1 multimedia/new media specialist in the Film, Video and Music program ($85,969). *(CC:1 regional project manager in Regional Existing Business and 1 mentor protege associate)*	$66,130	$66,130
Amount appropriated in this Act	$7,011,795	$7,011,795

Film, Video and Music

To increase industry awareness of Georgia business opportunities, infrastructure resources, and natural resources as it pertains to the film, video, and music industry.

Total Funds	$1,196,678
State Funds	$1,196,678
State General Funds	$1,196,678

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,012,337	$1,012,337
Annualize the cost of the FY2006 salary adjustment.	$4,186	$4,186
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,168	$4,168
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,018	$8,018
Increase the department's capacity to grow jobs for Georgians by funding 1 new position and 5 vacant positions: 1 consumer sales manager for the Tourism program (new position - $66,130); 1 project manager for the Innovation and Technology program ($79,356); 2	$85,969	$85,969

regional project managers in the Regional Existing Business/Entrepreneurial Development subprogram of the Business Recruitment and Expansion program ($132,260); 1 mentor protege associate in the Small and Minority Business Development program ($66,130); and 1 multimedia/new media specialist in the Film, Video and Music program ($85,969).		
Realign staff and personal services to reflect agency reorganization efforts, transferring funds to the Administration ($47,317) and Tourism ($260,000) programs from the Business, Recruitment and Expansion ($34,395), Film, Video and Music ($118,000), Innovation and Technology ($50,000), International Relations and Trade ($45,000) and Small and Minority Business ($59,922) programs. *(CC:YES)*	($118,000)	($118,000)
Change the name "Film, Music, and Video" program to "Film, Video, and Music. *(CC:YES)*	$0	$0
Provide funding to promote Georgia Film, Music, and Video. *(CC:Designate $100,000 to be used for the Georgia Music Hall of Fame Authority to celebrate the upcoming 10th anniversary inductee ceremony.)*	$200,000	$200,000
Amount appropriated in this Act	$1,196,678	$1,196,678

International Relations and Trade

To provide international trade opportunities through exports to provide executive leadership for international relations and promote Georgia products and companies to other nations.

Total Funds	$2,296,170
State Funds	$2,296,170
State General Funds	$2,296,170

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,056,980	$2,056,980
Annualize the cost of the FY2006 salary adjustment.	$8,742	$8,742
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$8,704	$8,704

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$16,744	$16,744
Realign staff and personal services to reflect agency reorganization efforts, transferring funds to the Administration ($47,317) and Tourism ($260,000) programs from the Business, Recruitment and Expansion ($34,395), Film, Video and Music ($118,000), Innovation and Technology ($50,000), International Relations and Trade ($45,000) and Small and Minority Business ($59,922) programs. *(CC:YES)*	($45,000)	($45,000)
Provide funds fro Global Commerce Development.	$250,000	$250,000
Amount appropriated in this Act	$2,296,170	$2,296,170

Innovation & Technology

To lead in the recruitment, growth, and marketing of the life sciences and technology industries in Georgia.

Total Funds	$2,624,091
State Funds	$2,624,091
State General Funds	$2,624,091

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,563,914	$1,563,914
Annualize the cost of the FY2006 salary adjustment.	$4,870	$4,870
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,849	$4,849
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$9,328	$9,328
Increase the department's capacity to grow jobs for Georgians by funding 1 new position and 5 vacant positions: 1 consumer sales manager for the Tourism program (new position - $66,130); 1 project manager for the Innovation and Technology program ($79,356); 2 regional project managers in the Regional Existing Business/Entrepreneurial Development subprogram of the Business Recruitment and Expansion program	$66,130	$66,130

($132,260); 1 mentor protege associate in the Small and Minority Business Development program ($66,130); and 1 multimedia/new media specialist in the Film, Video and Music program ($85,969). *(CC:1 Project Manager position and 1 mentor protege)*		
Provide funding to the Innovation and Technology program for a bioscience collaboration project to identify and design public/private partnering opportunities that will leverage private funding to stimulate bioscience industry growth in Georgia.	$1,000,000	$1,000,000
Realign staff and personal services to reflect agency reorganization efforts, transferring funds to the Administration ($47,317) and Tourism ($260,000) programs from the Business, Recruitment and Expansion ($34,395), Film, Video and Music ($118,000), Innovation and Technology ($50,000), International Relations and Trade ($45,000) and Small and Minority Business ($59,922) programs. *(CC:YES)*	($50,000)	($50,000)
Provide funds for Micro Enterprises.	$25,000	$25,000
Amount appropriated in this Act	$2,624,091	$2,624,091

Small and Minority Business Development

To provide guidance and support to agencies in maximizing access to state business opportunities for small and minority businesses.

Total Funds	$913,868
Federal and Other Funds	$20,244
Agency Funds	$20,244
State Funds	$893,624
State General Funds	$893,624

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$924,154	$944,398
Annualize the cost of the FY2006 salary adjustment.	$7,515	$7,515
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$7,482	$7,482

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$14,395	$14,395
Realign staff and personal services to reflect agency reorganization efforts, transferring funds to the Administration ($47,317) and Tourism ($260,000) programs from the Business, Recruitment and Expansion ($34,395), Film, Video and Music ($118,000), Innovation and Technology ($50,000), International Relations and Trade ($45,000) and Small and Minority Business ($59,922) programs. *(CC:YES)*	($59,922)	($59,922)
Amount appropriated in this Act	$893,624	$913,868

Tourism

To provide information to visitors about tourism opportunities throughout the state and encourage tourism expenditures.

Total Funds	$12,061,348
State Funds	$12,061,348
State General Funds	$12,061,348

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$11,096,169	$11,096,169
Annualize the cost of the FY2006 salary adjustment.	$32,170	$32,170
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$32,032	$32,032
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$61,621	$61,621
Realign staff and personal services to reflect agency reorganization efforts, transferring funds to the Administration ($47,317) and Tourism ($260,000) programs from the Business, Recruitment and Expansion ($34,395), Film, Video and Music ($118,000), Innovation and Technology ($50,000), International Relations and Trade ($45,000) and Small and Minority Business ($59,922) programs. *(CC:YES)*	$260,000	$260,000

Reduce funding for the Sylvania visitor center by 10% from $150,205 to $135,185 and develop a plan for phasing out state funding.	$0	$0
Reduce pass-thru funding for local welcome centers by 10% (Bainbridge - $9,832; local welcome center grant program - $21,426), continuing the phase-out of state funds. *(CC:Restore funds and no phase out)*	$0	$0
Eliminate pass-thru funding for the Historic Chattahoochee Commission. *(CC:Restore funds)*	$0	$0
Increase the department's capacity to grow jobs for Georgians by funding 1 new position and 5 vacant positions: 1 consumer sales manager for the Tourism program (new position - $66,130); 1 project manager for the Innovation and Technology program ($79,356); 2 regional project managers in the Regional Existing Business/Entrepreneurial Development subprogram of the Business Recruitment and Expansion program ($132,260); 1 mentor protege associate in the Small and Minority Business Development program ($66,130); and 1 multimedia/new media specialist in the Film, Video and Music program ($85,969).	$79,356	$79,356
Redirect $50,000 from the marketing fund to be used for the Georgia Shrimp Association *(CC:YES)*	$0	$0
Provide the resources to support the tourism effort to get the message to the customer through placement of print, broadcast media and other marketing initiatives.	$500,000	$500,000
Amount appropriated in this Act	$12,061,348	$12,061,348

The following appropriations are for agencies attached for administrative purposes.

Payments to Aviation Hall of Fame Authority

To promote and encourage the growth and public support of aviation within the state by honoring those, living or dead, who by extraordinary achievement or service have made outstanding and lasting contributions to aviation in Georgia.

Total Funds	$50,000
State Funds	$50,000
State General Funds	$50,000

Payments to Georgia Golf Hall of Fame Authority

To construct and maintain a facility and related attractions to house the Georgia Golf Hall of Fame to honor those who by achievement or service have made outstanding and lasting contributions to the sport of golf in this state or elsewhere.

Total Funds	$58,685
State Funds	$58,685
State General Funds	$58,685

Payments to Georgia Medical Center Authority

To provide funds to the Georgia Medical Center Authority.

Total Funds	$405,000
State Funds	$405,000
State General Funds	$405,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$250,000	$250,000
To provide funding for an Assistant Director position and funding to expand infrastructure.	$155,000	$155,000
Amount appropriated in this Act	$405,000	$405,000

Payments to Georgia Music Hall of Fame Authority

To preserve Georgia's rich musical heritage.

Total Funds	$814,070
State Funds	$814,070
State General Funds	$814,070

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$767,039
Annualize the cost of the FY2006 salary adjustment.	$4,973	$4,973
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,950	$4,950
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$601	$601

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$9,526	$9,526
Redirect $15,341 from repairs and maintenance to personal services and provide additional funds for 1 new position to manage and expand the volunteer program (total position cost: $42,322)	$26,981	$26,981
Eliminate the Music Hall of Fame program, establish the Payments to Georgia Music Fall of Fame Authority and correct an overstatement of other funds.	$767,039	$0
Amount appropriated in this Act	$814,070	$814,070

Payments to Georgia Sports Hall of Fame Authority

To preserve and interpret the history of sports in Georgia.

Total Funds	$741,895
State Funds	$741,895
State General Funds	$741,895

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$725,060	$725,060
Annualize the cost of the FY2006 salary adjustment.	$3,691	$3,691
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,265	$4,265
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,205	$8,205
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$674	$674
Amount appropriated in this Act	$741,895	$741,895

Section 23: Education, Department of

Total Funds	**$8,345,873,148**
Federal and Other Funds	**$1,126,356,308**
Federal Funds Not specifically Identified	$1,113,765,001
Other Funds	$12,391,307
Temporary Assistance for Needy Families	$200,000

Block Grant	
State Funds	**$7,219,516,840**
Tobacco Funds	$30,000,000
State General Funds	$7,189,516,840
Intra-State Government Transfers	**$0**

The formula calculation for Quality Basic Education funding assumes a base unit cost of $2,545.53. In addition, all local school system allotments for Quality Basic Education shall be made in accordance with funds appropriated by this Act.

Academic Coach

To provide certificated public school teachers who exhibit excellence in the classroom with salary supplements or bonuses in exchange for mentoring other public school teachers.

Total Funds	$6,166,710
State Funds	$6,166,710
State General Funds	$6,166,710

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,899,132	$3,899,132
Adjust funding for teacher liability insurance to meet projected cost of policy and transfer $200,000 to Testing to fund additional students and increased cost of the Preliminary Scholastic Assessment Test (PSAT).	($200,000)	($200,000)
Provide funds for academic coaches in Needs Improvement schools.	$2,467,578	$2,467,578
Amount appropriated in this Act	$6,166,710	$6,166,710

Agricultural Education

To provide students with competencies to make them aware of the importance of the agricultural industry and develop skills to prepare them for the world of work.

Total Funds	$8,685,236
Federal and Other Funds	$576,577
Federal Funds Not specifically Identified	$126,577

Other Funds	$450,000
State Funds	$8,108,659
State General Funds	$8,108,659

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,423,422	$7,999,999
Annualize the cost of the FY2006 salary adjustment.	$27,359	$27,359
Provide a salary increase in FY 2007 of 4% for Regional Educational Services Agencies (RESAs), the Severely Emotionally Disturbed (SED) Network, Preschool Handicapped, High School Agricultural and Technology/Career Programs and state school teachers effective September 1, 2006.	$369,796	$369,796
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$288,082	$288,082
Amount appropriated in this Act	$8,108,659	$8,685,236

Central Office

To act as a service oriented agency supporting local school districts.

Total Funds	$80,951,834
Federal and Other Funds	$45,079,858
Federal Funds Not specifically Identified	$38,180,833
Other Funds	$6,899,025
State Funds	$35,871,976
State General Funds	$35,871,976

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$34,924,681	$80,004,539
Annualize the cost of the FY2006 salary adjustment.	$224,264	$224,264

Provide a salary increase in FY 2007 of up to 4% for central office employees effective January 1, 2007.	$427,521	$427,521
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$163,924	$163,924
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$602,295	$602,295
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$47,553	$47,553
Reduce personal services ($513,126), regular operating expenses ($68,280) and computer charges ($183,087). Reduce funding for the Educational Technology Training Centers (ETTCs) ($79,231) and RESAs ($229,465) by 2%.	($619,262)	($619,262)
Eliminate funding for the Global Achievers contract. *(CC:Provide $15,000)*	($35,000)	($35,000)
Redirect $150,000 from Central Office contracts to fund an evaluation of the Reading and Math program. *(CC:Transfer funds from Reading and Math)*	$150,000	$150,000
Reduce funding in real estate rentals to reflect anticipated real estate payments from the Office of Student Achievement.	($14,000)	($14,000)
Amount appropriated in this Act	$35,871,976	$80,951,834

Charter Schools

To support and encourage development and approval of charter public schools as one part of Georgia's overall school improvement strategy.

Total Funds	$7,949,904
Federal and Other Funds	$6,729,711
Federal Funds Not specifically Identified	$6,729,711
State Funds	$1,220,193
State General Funds	$1,220,193

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$770,193	$7,499,904
Provide additional funding for the development of Charter Schools to include the lease, rental, repair and/or renovation of Charter School facilities.	$450,000	$450,000
Amount appropriated in this Act	$1,220,193	$7,949,904

Classroom Supplies

To provide funds for teachers to offset personal expenditures for classroom learning supplies.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Provide funds for teachers for classroom supplies. *(CC:Provide $10,000,000 in the Non-QBE Grants program)*	$0	$0
Amount appropriated in this Act	$0	$0

Communities in Schools

Communities In Schools operates alternative education programs throughout the state, bringing community resources into schools to help students stay in school and prepare for life.

Total Funds	$2,303,123
State Funds	$2,303,123
State General Funds	$2,303,123

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,320,623	$1,320,623
Redirect funds from Education Go Get It to Communities in Schools to provide for high school completion counselor training ($400,000) and funding for three new Performance Learning Centers in Ben Hill County, Cobb County and Troup County ($639,586). *(CC:Provide new funds*	$982,500	$982,500

and add Dublin and Chatham)		
Amount appropriated in this Act	$2,303,123	$2,303,123

Curriculum Development

To provide a world-class curriculum that will drive both instruction and assessment for Georgia's teachers and students.

Total Funds	$1,974,833
Federal and Other Funds	$200,000
Temporary Assistance for Needy Families Block Grant	$200,000
State Funds	$1,774,833
State General Funds	$1,774,833

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,774,833	$1,774,833
Allocate administration funds from the Central Office to various department programs.	$0	$0
Transfer funds and activities of Georgia Youth Science and Technology Centers ($689,203), National Science Center and Foundation ($1,416,750), and Foreign Language ($1,590,857).	$0	$0
Eliminate payment to the National Science Center Foundation.	$0	$0
Provide funding to the Center for Understanding School Policy for Basic Right Over Wrong (B-ROW) education. *(CC:YES)*	$0	$200,000
Amount appropriated in this Act	$1,774,833	$1,974,833

Dropout Prevention

To reduce dropout rates for Georgia students.

Total Funds	$15,829,069
State Funds	$15,829,069
State General Funds	$15,829,069

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Improve graduation rates by providing grants to school systems to fund 1 high school completion counselor for every high school.	$15,429,069	$15,429,069
Provide funds for five new Performance Learning Centers in Ben Hill, Cobb, Troup, Laurens and Chatham at $196,500 per county. *(CC:Provide through Communities in Schools)*	$0	$0
Provide funds to train new high school completion counselors.	$400,000	$400,000
Amount appropriated in this Act	$15,829,069	$15,829,069

Equalization

To provide money to local school systems after assessing an equity breakdown of the Local Five Mill Share Program in order to narrow the gap (per pupil) between school systems.

Total Funds	$427,024,372
State Funds	$427,024,372
State General Funds	$427,024,372

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$371,657,510	$371,657,510
Annualize the correction to Equalization Grant funding to properly reflect millage increase.	$8,591,423	$8,591,423
Provide for an increase in Equalization Grants.	$46,575,439	$46,575,439
Provide funds to Jeff Davis county to offset a loss in equalization funding due to an error in tax data.	$200,000	$200,000
Amount appropriated in this Act	$427,024,372	$427,024,372

Federal Programs

To coordinate federally funded programs and allocate federal funds to school systems.

Total Funds	$817,561,039
Federal and Other Funds	$817,561,039
Federal Funds Not specifically Identified	$817,561,039

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$817,561,039
Amount appropriated in this Act	$0	$817,561,039

Foreign Language

To provide funds to schools for foreign language instruction.

Total Funds	$1,590,857
State Funds	$1,590,857
State General Funds	$1,590,857

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,590,857	$1,590,857
Amount appropriated in this Act	$1,590,857	$1,590,857

Fund Accounting

To provide necessary upgrades for legacy information systems to enhance financial accountability (data collection, analysis and reporting requirements), and to provide appropriate interface systems to automate educational data transfers between state agencies.

Total Funds	$2,000,000
State Funds	$2,000,000
State General Funds	$2,000,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Provide funding to continue the fund accounting development and implementation.	$2,000,000	$2,000,000
Amount appropriated in this Act	$2,000,000	$2,000,000

Georgia Learning Resources System (GLRS)

To provide training and resources to educators and parents of students with disabilities through a network of centers around the state.

Total Funds	$5,117,573
Federal and Other Funds	$5,117,573
Federal Funds Not specifically Identified	$5,117,573

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$5,117,573
Amount appropriated in this Act	$0	$5,117,573

Georgia Virtual School

To provide students enrollment in state funded courses via the Internet or in any other manner not involving on-site interaction with a teacher.

Total Funds	$2,188,734
State Funds	$2,188,734
State General Funds	$2,188,734

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,385,000	$1,385,000
Annualize the cost of the FY2006 salary adjustment.	$3,734	$3,734
Add funding and 2 positions to expand the Georgia Virtual School by an additional 2,000 seats.	$800,000	$800,000
Amount appropriated in this Act	$2,188,734	$2,188,734

Georgia Youth Science and Technology

To increase interest and enthusiasm in science and the technologies, particularly among elementary and middle school teachers and students.

Total Funds	$689,203
State Funds	$689,203
State General Funds	$689,203

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$689,203	$689,203
Amount appropriated in this Act	$689,203	$689,203

Governor's Honors Program

To provide intellectually gifted and artistically talented high school students challenging and enriching educational opportunities not usually available to them during the regular school year.

Total Funds	$1,418,223
State Funds	$1,418,223
State General Funds	$1,418,223

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,416,743	$1,416,743
Annualize the cost of the FY2006 salary adjustment.	$1,480	$1,480
Amount appropriated in this Act	$1,418,223	$1,418,223

Information Technology Services

To collect and report accurate data through the development and maintenance of web-enabled applications.

Total Funds	$7,417,319
State Funds	$7,417,319
State General Funds	$7,417,319

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,496,550	$7,496,550
Reduce personal services ($513,126), regular operating expenses ($68,280) and computer charges ($183,087). Reduce funding for the Educational Technology Training Centers (ETTCs)	($79,231)	($79,231)

($79,231) and RESAs ($229,465) by 2%.

Amount appropriated in this Act	$7,417,319	$7,417,319

Local Five Mill Share

The Local Five Mill Share is a required local effort and is based on five mills of tax on the equalized adjusted property tax digest.

Total Funds	($1,440,262,506)
State Funds	($1,440,262,506)
State General Funds	($1,440,262,506)

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	($1,335,476,389)	($1,335,476,389)
Increase funds for Local Five Mill Share.	($104,786,117)	($104,786,117)
Amount appropriated in this Act	($1,440,262,506)	($1,440,262,506)

National Board Certification

To provide the ten percent salary increase for National Board Certified teachers to local systems (jointly administered between the Department of Education and the Professional Standards Commission).

Total Funds	$11,038,035
State Funds	$11,038,035
State General Funds	$11,038,035

National Science Center and Foundation

To ignite and promote students' interest in Mathematics and Sciences, to develop new ways to use technology in teaching, and to deploy those methods in our schools.

Total Funds	$1,416,750
State Funds	$1,416,750
State General Funds	$1,416,750

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,416,750	$1,416,750
Amount appropriated in this Act	$1,416,750	$1,416,750

Non-Quality Basic Education Grants

To assure that sufficient funds are provided in order for the State's public school students to receive an effective education.

Total Funds	$21,088,674
State Funds	$21,088,674
State General Funds	$21,088,674

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,688,674	$7,688,674
Remove one-time funds in Migrant Education for the Bulloch County poultry plant.	($250,000)	($250,000)
Provide grant funds for school districts to recruit high performing principals for target schools. *(CC:Provide funding for 100 principals at a maximum of $15,000 each as authorized in SB 468.)*	$2,250,000	$2,250,000
Transfer the Education GO Get It program and 2 positions from the Board of Regents to the Department of Education.	$0	$0
Provide funds for classroom supplies ($100 purchase card). *(CC:Provide a supply card for all classroom teachers.)*	$10,000,000	$10,000,000
Provide funds to establish a summer remedial education program for eligible students in Grades 6-8.	$1,400,000	$1,400,000
Amount appropriated in this Act	$21,088,674	$21,088,674

Nutrition

To provide leadership, training, technical assistance, and resources, so local program personnel can deliver meals that support nutritional well-being and performance at school.

Total Funds	$225,899,606
Federal and Other Funds	$188,375,722
Federal Funds Not specifically Identified	$188,375,722
State Funds	$37,523,884
State General Funds	$37,523,884

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$36,017,592	$224,393,314
Provide a salary increase in FY 2007 of 4% for bus drivers and lunchroom workers effective July 1, 2006.	$1,506,292	$1,506,292
Amount appropriated in this Act	$37,523,884	$225,899,606

Preschool Handicapped

To provide early intervention so students with disabilities will enter school with the skills to succeed.

Total Funds	$26,471,119
State Funds	$26,471,119
State General Funds	$26,471,119

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$24,008,490	$24,008,490
Annualize the cost of the FY2006 salary adjustment.	$352,273	$352,273
Provide a salary increase in FY 2007 of 4% for Regional Educational Services Agencies (RESAs), the Severely Emotionally Disturbed (SED) Network, Preschool Handicapped, High School Agricultural and Technology/Career Programs and state school teachers effective September 1, 2006.	$1,186,240	$1,186,240
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$924,116	$924,116
Amount appropriated in this Act	$26,471,119	$26,471,119

Principal Supplements

To provide a salary supplement to principals with additional responsibilities.

Total Funds	$5,361,125
State Funds	$5,361,125
State General Funds	$5,361,125

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,361,125	$5,361,125
Provide grant funds for school districts to recruit high performing principals for target schools. *(CC:Provide funds through the Non-QBE Grants program.)*	$0	$0
Amount appropriated in this Act	$5,361,125	$5,361,125

Pupil Transportation

To assist local school systems in their efforts to provide safe and efficient transportation for students to and from school and school related activities.

Total Funds	$166,452,130
State Funds	$166,452,130
State General Funds	$166,452,130

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$158,353,875	$158,353,875
Provide a salary increase in FY 2007 of 4% for bus drivers and lunchroom workers effective July 1, 2006.	$3,098,255	$3,098,255
Add funds for Pupil Transportation for rising fuel costs.	$5,000,000	$5,000,000
Amount appropriated in this Act	$166,452,130	$166,452,130

Quality Basic Education Program

To provide funds to school systems for the instruction of students in grades K-12 to ensure that Georgia's students are academically prepared for further education and the workplace.

Total Funds	$7,419,025,063
State Funds	$7,419,025,063
State General Funds	$7,419,025,063

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,677,381,942	$6,677,381,942
Annualize the cost of the FY2006 salary adjustment.	$20,512,486	$20,512,486
Provide a 4% increase to the state base salary on the teacher salary schedule for the State Board of Education effective September 1, 2006. This proposed 4% salary improvement is in addition to a 3% salary increase awarded to more than half of the certificated personnel through the normal progression on the teacher salary schedule.	$216,761,619	$216,761,619
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$134,507,684	$134,507,684
Provide funds to reduce the individual maximum class size for Grades K-8.	$163,164,787	$163,164,787
Expand the QBE Remedial Education program to include students in Grades 6-8. *(CC:Agree to expand and provide funding for a QBE Remedial Education program to serve Grades 6-8 students.)*	$0	$0
Provide funds for QBE enrollment growth of 2.5% and increase in teacher training and experience.	$201,590,474	$201,590,474
Provide funding for school systems to fund 1 high school completion counselor, at the base teacher salary plus fringe benefits, for each of Georgia's 385 high schools and adjust for training and experience, as necessary, in future QBE calculations. *(CC:Provide funds through Dropout Prevention program.)*	$0	$0
Provide funds to restore half of the FY 2003 reductions to the QBE Formula funding for media materials increasing the rate from $9.77 to $14.65 per FTE. *(CC:Restore one-third by increasing media materials to $13.03 per FTE)*	$5,106,071	$5,106,071
Amount appropriated in this Act	$7,419,025,063	$7,419,025,063

Regional Education Service Agencies (RESAs)

To provide Georgia's 16 Regional Education Service Agencies (RESAs) with shared services to improve the effectiveness of educational programs and services of local school systems.

Total Funds	$11,962,471
State Funds	$11,962,471
State General Funds	$11,962,471

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$11,473,253	$11,473,253
Annualize the cost of the FY2006 salary adjustment.	$25,546	$25,546
Provide a salary increase in FY 2007 of 4% for Regional Educational Services Agencies (RESAs), the Severely Emotionally Disturbed (SED) Network, Preschool Handicapped, High School Agricultural and Technology/Career Programs and state school teachers effective September 1, 2006.	$260,632	$260,632
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$203,040	$203,040
Amount appropriated in this Act	$11,962,471	$11,962,471

School Improvement

To design and implement a coherent and sustained statewide system of support and process for improvement, providing local education agencies and schools in Georgia with tools and resources as well as intensive support for schools not making Adequate Yearly Progress (AYP).

Total Funds	$11,736,228
Federal and Other Funds	$100,000
Other Funds	$100,000
State Funds	$11,636,228
State General Funds	$11,636,228

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$11,636,228	$11,736,228
Amount appropriated in this Act	$11,636,228	$11,736,228

School Nurses

To provide appropriate health procedures to allow students to remain in school and increase opportunities for academic success.

Total Funds	$30,000,000
State Funds	$30,000,000
Tobacco Funds	$30,000,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$30,000,000
Replace other funds with tobacco funds for school nurses.	$30,000,000	$0
Amount appropriated in this Act	$30,000,000	$30,000,000

Severely Emotionally Disturbed (SED)

To provide statewide services to parents and educators of students with disabilities.

Total Funds	$75,558,578
Federal and Other Funds	$7,724,112
Federal Funds Not specifically Identified	$7,724,112
State Funds	$67,834,466
State General Funds	$67,834,466

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$64,684,683	$72,408,795
Annualize the cost of the FY2006 salary adjustment.	$448,774	$448,774
Provide a salary increase in FY 2007 of 4% for Regional Educational Services Agencies (RESAs), the Severely Emotionally Disturbed (SED) Network, Preschool Handicapped, High School Agricultural and Technology/Career Programs and state school teachers effective September 1, 2006.	$1,518,248	$1,518,248
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,182,761	$1,182,761

Amount appropriated in this Act	$67,834,466	$75,558,578

State Interagency Transfers

To provide health insurance to retired teachers and non certified personnel and to pass through funding via a contract.

Total Funds	$270,480,390
Federal and Other Funds	$18,888,697
Federal Funds Not specifically Identified	$18,888,697
State Funds	$251,591,693
State General Funds	$251,591,693

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$251,591,693	$270,480,390
Adjust funding for teacher liability insurance to meet projected cost of policy and transfer $200,000 to Testing to fund additional students and increased cost of the Preliminary Scholastic Assessment Test (PSAT).	$0	$0
Amount appropriated in this Act	$251,591,693	$270,480,390

State Reading and Math Program

To improve academic proficiency in reading and math by funding research based programs in grades K-3 and after-school programs in grades 4-8.

Total Funds	$26,502,770
State Funds	$26,502,770
State General Funds	$26,502,770

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$26,652,770	$26,652,770
Transfer funds to the Central Office to fund an evaluation of the Reading and Math program.	($150,000)	($150,000)
Amount appropriated in this Act	$26,502,770	$26,502,770

State Schools

To prepare sensory-impaired and multi-disabled students to become productive citizens by providing a learning environment addressing their academic, vocational, and social development.

Total Funds	$21,131,308
Federal and Other Funds	$932,715
Other Funds	$932,715
State Funds	$20,198,593
State General Funds	$20,198,593

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$18,875,323	$19,808,038
Annualize the cost of the FY2006 salary adjustment.	$155,280	$155,280
Provide a salary increase in FY 2007 of 4% for Regional Educational Services Agencies (RESAs), the Severely Emotionally Disturbed (SED) Network, Preschool Handicapped, High School Agricultural and Technology/Career Programs and state school teachers effective September 1, 2006.	$746,200	$746,200
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$421,790	$421,790
Amount appropriated in this Act	$20,198,593	$21,131,308

Technology/Career Education

To equip students with academic, technical and leadership skills.

Total Funds	$40,570,499
Federal and Other Funds	$24,616,113
Federal Funds Not specifically Identified	$20,606,546
Other Funds	$4,009,567
State Funds	$15,954,386
State General Funds	$15,954,386

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$15,256,641	$39,872,754
Annualize the cost of the FY2006 salary adjustment.	$56,682	$56,682
Provide a salary increase in FY 2007 of 4% for Regional Educational Services Agencies (RESAs), the Severely Emotionally Disturbed (SED) Network, Preschool Handicapped, High School Agricultural and Technology/Career Programs and state school teachers effective September 1, 2006.	$360,344	$360,344
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$280,719	$280,719
Amount appropriated in this Act	$15,954,386	$40,570,499

Testing

To adopt a student assessment program consisting of instruments, procedures, and policies necessary to implement the program.

Total Funds	$30,914,020
Federal and Other Funds	$10,454,191
Federal Funds Not specifically Identified	$10,454,191
State Funds	$20,459,829
State General Funds	$20,459,829

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$17,709,829	$27,414,020
Adjust funding for teacher liability insurance to meet projected cost of policy and transfer $200,000 to Testing to fund additional students and increased cost of the Preliminary Scholastic Assessment Test (PSAT).	$200,000	$200,000
Annualize funding for the online SAT preparation software and maintain current contract rate for FY 2007.	$1,000,000	$1,000,000
Expand the web-based classroom accountability model.	$800,000	$800,000

Provide funds to align the Georgia Alternate Assessment (GAA) with the new Georgia Performance Standards (GPS). *(CC:Match with $250,000 in federal funds)*	$250,000	$500,000
Provide funding for an assessment for English Language Learners to measure English proficiency. *(CC:Match with $500,000 in federal funds)*	$500,000	$1,000,000
Amount appropriated in this Act	$20,459,829	$30,914,020

Tuition for the Multi-Handicapped

To provide funds to assist school systems that have multi-handicapped students. These funds are intended to assist systems in meeting the high cost of private residential placements and to provide a continuum of placements for such students as mandated by Federal regulations.

Total Funds	$1,658,859
State Funds	$1,658,859
State General Funds	$1,658,859

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,658,859	$1,658,859
Amount appropriated in this Act	$1,658,859	$1,658,859

Section 24: Employees' Retirement System of Georgia

Total Funds	**$29,152,658**
Federal and Other Funds	**$1,084,076**
Agency Funds	$1,084,076
State Funds	**$8,083,095**
State General Funds	$8,083,095
Intra-State Government Transfers	**$19,985,487**
Retirement Payments	$19,985,487

It is the intent of the General Assembly that the employer contribution rate for the Employees' Retirement System shall not exceed 10.41% for New Plan Employees and 5.66% for Old Plan Employees for State Fiscal Year 2007. It is the intent of the General Assembly that the employer contribution for Public School Employees' Retirement System shall not exceed $23.35 per member for State Fiscal Year 2007.

Deferred Compensation

To provide excellent service to participants in the deferred compensation program for all employees of the State, giving them an effective supplement for their retirement planning.

Total Funds	$3,760,558
Federal and Other Funds	$3,760,558
Agency Funds	$3,760,558

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$3,128,121
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$15,218
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$560
Increase agency funds ($505,286) to integrate Deferred Compensation into the ERS computer system and provide contract funding ($111,373) for a third party administrator.	$0	$616,659
Amount appropriated in this Act	$0	$3,760,558

Georgia Military Pension Fund

To provide retirement allowances and other benefits for members of the Georgia National Guard.

Total Funds	$1,005,099
State Funds	$1,005,099
State General Funds	$1,005,099

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$890,651	$890,651
Increase the Georgia Military Pension Fund based on current actuarial valuation.	$114,448	$114,448
Amount appropriated in this Act	$1,005,099	$1,005,099

Public School Employees' Retirement System

To account for the receipt of retirement contributions, to ensure sound investing of system funds, and timely and accurate payment of retirement benefits.

Total Funds	$7,071,996
State Funds	$7,071,996
State General Funds	$7,071,996

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,221,996	$4,221,996
Provide funds to increase the benefit accrual rate for members of the Public School Employees' Retirement System by $0.25 per month for each year of service increasing the rate from $13.50 to $13.75.	$2,850,000	$2,850,000
Amount appropriated in this Act	$7,071,996	$7,071,996

System Administration

To collect employee and employer contributions, invest the accumulated funds, and disburse retirement benefits to members and beneficiaries.

Total Funds	$17,315,005
Federal and Other Funds	($2,676,482)
Agency Funds	($2,676,482)
State Funds	$6,000
State General Funds	$6,000
Intra-State Government Transfers	$19,985,487
Retirement Payments	$19,985,487

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$19,985,487
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$104,665
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$3,853

Reduce other funds in computer charges ($2,785,000).	$0	($2,785,000)
Fund H.B. 731 - Membership in the Georgia Judicial Retirement System.	$0	$0
Fund H.B. 644 - Credible service for ERS members with temporary full-time service in the Legislative Branch.	$6,000	$6,000
Fund H.B. 582 - Credible service for temporary full-time service with an employer covered under ERS.	$0	$0
Fund H.B. 101 - Peace Officers' Annuity and Benefit Fund.	$0	$0
Amount appropriated in this Act	$6,000	$17,315,005

Section 25: Forestry Commission, State

Total Funds	**$39,714,730**
Federal and Other Funds	**$5,800,638**
Federal Funds Not specifically Identified	$822,000
Agency Funds	$4,978,638
State Funds	**$33,914,092**
State General Funds	$33,914,092
Intra-State Government Transfers	**$0**

Administration

Administers work force needs, handle purchasing, accounts receivable and payable, meet information technology needs, and provide oversight that emphasizes customer values and process innovation.

Total Funds	$4,664,857
Federal and Other Funds	$173,027
Agency Funds	$173,027
State Funds	$4,491,830
State General Funds	$4,491,830

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,798,610	$3,971,637
Annualize the cost of the FY2006 salary adjustment.	$12,790	$12,790
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$30,327	$30,327

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$39,374	$39,374
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$8,131	$8,131
Transfer funds from the Forest Management ($248,449), Forest Protection ($55,121), Tree Improvement ($464) and Tree Seedling Nursery ($40,064) programs to the Administration program ($344,098) to properly reflect program expenditures. *(CC:YES)*	$344,098	$344,098
Add 1 technical position to support the computer network.	$73,500	$73,500
Provide funding to address ongoing and deferred maintenance needs, ensuring firefighting readiness.	$0	$0
Provide funds for a Six Engine Firetruck Program.	$125,000	$125,000
Construct a bomb squad truck shelter in Cairo.	$60,000	$60,000
Amount appropriated in this Act	$4,491,830	$4,664,857

Forest Management

The purpose is to survey 20% of permanently established forest survey plots annually to gather forest health and inventory data.

Total Funds	$4,360,770
Federal and Other Funds	$1,179,500
Federal Funds Not specifically Identified	$552,000
Agency Funds	$627,500
State Funds	$3,181,270
State General Funds	$3,181,270

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,624,712	$3,804,212
Annualize the cost of the FY2006 salary adjustment.	$20,588	$20,588
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$23,406	$23,406
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$30,389	$30,389

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,275	$6,275
Transfer funds from the Forest Management ($248,449), Forest Protection ($55,121), Tree Improvement ($464) and Tree Seedling Nursery ($40,064) programs to the Administration program ($344,098) to properly reflect program expenditures. *(CC:YES)*	($248,449)	($248,449)
Add 5 foresters to address forest pests and diseases in order to preserve the health of Georgia's forest lands. *(CC:Reduce 1 position)*	$233,903	$233,903
Add 1 position for the creation of a bioenergy program to address Georgia's energy needs through the development of bioenergy markets and greater use of forest resources.	$93,982	$93,982
Add 3 positions and funding to implement a carbon sequestration program that will improve air quality, leverage federal funding and provide greater incentives to landowners to plant more trees. *(CC:Reduce 1 position.)*	$187,964	$187,964
Add 4 foresters to preserve water quality through education, training and evaluation of best management practices. *(CC:Reduce 1 position.)*	$208,500	$208,500
Amount appropriated in this Act	$3,181,270	$4,360,770

Forest Protection

The purpose is to protect the public and forest resources.

Total Funds	$29,223,057
Federal and Other Funds	$2,876,611
Federal Funds Not specifically Identified	$200,000
Agency Funds	$2,676,611
State Funds	$26,346,446
State General Funds	$26,346,446

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$25,575,110	$28,451,721
Annualize the cost of the FY2006 salary adjustment.	$171,572	$171,572
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$253,226	$253,226

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$328,769	$328,769
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$67,890	$67,890
Transfer funds from the Forest Management ($248,449), Forest Protection ($55,121), Tree Improvement ($464) and Tree Seedling Nursery ($40,064) programs to the Administration program ($344,098) to properly reflect program expenditures. *(CC:YES)*	($55,121)	($55,121)
Provide additional funds to address moderate fire season maintenance needs.	$250,000	$250,000
Eliminate equipment funds used for the lease/purchase of a helicopter paid for in FY 2005.	($700,000)	($700,000)
Fill 15 vacant ranger positions to provide adequate staffing for a moderate fire season.	$455,000	$455,000
Amount appropriated in this Act	$26,346,446	$29,223,057

Tree Improvement

The purpose is to provide quality, forest tree planting stock to Georgia landowners at reasonable prices without reliance on legislative appropriations.

Total Funds	$118,659
State Funds	$118,659
State General Funds	$118,659

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$119,123	$119,123
Annualize the cost of the FY2006 salary adjustment.	$312	$312
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$0	$0
Transfer funds from the Forest Management ($248,449), Forest Protection ($55,121), Tree Improvement ($464) and Tree Seedling Nursery ($40,064) programs to the Administration program ($344,098) to properly reflect program expenditures. *(CC:YES)*	($776)	($776)
Amount appropriated in this Act	$118,659	$118,659

Tree Seedling Nursery

Producing adequate quantity of high quality forest tree seedlings for sale at reasonable cost to Georgia landowners.

Total Funds	$1,347,387
Federal and Other Funds	$1,571,500
Federal Funds Not specifically Identified	$70,000
Agency Funds	$1,501,500
State Funds	($224,113)
State General Funds	($224,113)

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	($185,282)	$1,855,709
Annualize the cost of the FY2006 salary adjustment.	$5,615	$5,615
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$615	$615
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$799	$799
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$165	$165
Decrease other funds to accurately reflect collections from seedling sales (Total Funds: $469,491). *(CC:YES)*	$0	($469,491)
Transfer funds from the Forest Management ($248,449), Forest Protection ($55,121), Tree Improvement ($464) and Tree Seedling Nursery ($40,064) programs to the Administration program ($344,098) to properly reflect program expenditures. *(CC:YES)*	($46,025)	($46,025)
Amount appropriated in this Act	($224,113)	$1,347,387

Section 26: Governor, Office of the

Total Funds	**$47,570,365**
Federal and Other Funds	**$6,493,772**
Federal Funds Not specifically Identified	$5,603,227
Agency Funds	$890,545
State Funds	**$41,076,593**

State General Funds	$41,076,593
Intra-State Government Transfers	**$0**

There is hereby appropriated to the Office of the Governor the sum of $400,000 of the moneys collected in accordance with O.C.G.A. Title 10, Chapter 1, Article 28. The sum of money is appropriated for use by the Office of Consumer Affairs for all the purposes for which such moneys may be appropriated pursuant to Article 28.

The Mansion allowance shall be $40,000.

Governor's Office

To provide numerous duties including, but not limited to: granting commissions, appointments and vacancies, maintaining order, and temporary transfer of institutions between departments or agencies.

Total Funds	$5,244,359
State Funds	$5,244,359
State General Funds	$5,244,359

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,056,367	$5,056,367
Annualize the cost of the FY2006 salary adjustment.	$34,408	$34,408
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$38,745	$38,745
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$60,604	$60,604
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,235	$4,235
Provide funds for a gubernatorial transition.	$50,000	$50,000
Amount appropriated in this Act	$5,244,359	$5,244,359

Governor's Emergency Funds

To provide emergency funds to draw on when disasters create extraordinary demands on government.

Total Funds	$3,469,576
State Funds	$3,469,576

State General Funds	$3,469,576

Office of Planning and Budget

To supply budgeting and policy management assistance to the Governor in determining strategic and tactical plans for state agencies.

Total Funds	$9,060,842
State Funds	$9,060,842
State General Funds	$9,060,842

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$46,012	$46,012
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$57,169	$57,169
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$66,963	$66,963
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$89,420	$89,420
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,048	$6,048
Provide funds to fill 5 vacant budget analyst positions. *(CC:Provide funds to fill 4 Analyst I positions and 1 Analyst II position.)*	$248,291	$248,291
Reduce consulting contracts for the Military Affairs Coordinating Council.	($72,000)	($72,000)
Delete one-time funding for the Commission on New Georgia HR Task Force.	($3,000,000)	($3,000,000)
Establish training function within OPB to train state agency staff in budget and performance management by increasing personal services and operating expenses for 2 additional positions. *(CC:Provide funds for 1 additional position.)*	$86,816	$86,816
Provide funds to reestablish the program evaluation function by filling 4 vacancies and providing operating expenses. *(CC:Provide funds for 1 Analyst I position and 1 Analyst II position.)*	$127,766	$127,766

Provide for on-going maintenance and support of enterprise budgeting systems.	$102,000	$102,000
Reorganize the Office of Planning and Budget's program structure to condense into a department summary.	$11,302,357	$11,302,357
Amount appropriated in this Act	$9,060,842	$9,060,842

The following appropriations are for agencies attached for administrative purposes.

Arts, Georgia Council for the

To provide general operation support and project support grants for art organizations.

Total Funds	$4,706,484
Federal and Other Funds	$725,524
Federal Funds Not specifically Identified	$710,524
Agency Funds	$15,000
State Funds	$3,980,960
State General Funds	$3,980,960

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,900,546	$4,626,070
Annualize the cost of the FY2006 salary adjustment.	$2,274	$2,274
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$1,773	$1,773
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$2,773	$2,773
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$194	$194
Provide one-time funding for a federally mandated strategic plan to preserve grant eligibility with the National Endowment for the Arts.	$73,400	$73,400
Amount appropriated in this Act	$3,980,960	$4,706,484

Child Advocate, Office of the

To provide independent oversight of persons, organizations, and agencies responsible for the protection and well-being of children.

Total Funds	$743,198
State Funds	$743,198
State General Funds	$743,198

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$716,356	$716,356
Annualize the cost of the FY2006 salary adjustment.	$6,124	$6,124
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$683	$683
Provide yearly maintenance on electronic document software.	$2,500	$2,500
Provide funds to cover costs due to increased statewide travel.	$1,522	$1,522
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$6,245	$6,245
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$9,768	$9,768
Amount appropriated in this Act	$743,198	$743,198

Consumer Affairs, Office of

To protect consumers and legitimate business enterprises from unfair and deceptive business practices through the enforcement of the Fair Business Practices Act and other related consumer protection statutes.

Total Funds	$7,015,963
Federal and Other Funds	$567,689
Agency Funds	$567,689
State Funds	$6,448,274
State General Funds	$6,448,274

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,287,352	$3,855,041
Annualize the cost of the FY2006 salary adjustment.	$31,912	$31,912

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$30,239	$30,239
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$47,298	$47,298
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$3,305	$3,305
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$43,168	$43,168
Fund the continuing rental expense for the cool room server storage.	$5,000	$5,000
Provide funding to implement a statewide customer service initiative (including 5 positions). *(CC:Provide funding and positions to implement a statewide customer service initiative.)*	$3,000,000	$3,000,000
Amount appropriated in this Act	$6,448,274	$7,015,963

Commission on Equal Opportunity

To enforce the Georgia Fair Employment Practices Act of 1978, as amended, and the Fair Housing Act which makes it unlawful for discrimination against any individual.

Total Funds	$1,049,612
Federal and Other Funds	$387,217
Federal Funds Not specifically Identified	$387,217
State Funds	$662,395
State General Funds	$662,395

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$695,707	$1,082,924
Annualize the cost of the FY2006 salary adjustment.	$5,355	$5,355
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,645	$5,645
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$14,941	$14,941
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,830	$8,830

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$617	$617
Decrease funding for real estate rents due to relocation of office space.	($68,700)	($68,700)
Amount appropriated in this Act	$662,395	$1,049,612

Georgia Emergency Management Agency

To provide a comprehensive and aggressive emergency preparedness, response, and recovery program for the citizens of Georgia in order to save lives, protect property, and reduce the effects of disasters.

Total Funds	$6,548,229
Federal and Other Funds	$4,435,412
Federal Funds Not specifically Identified	$4,127,556
Agency Funds	$307,856
State Funds	$2,112,817
State General Funds	$2,112,817

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,989,168	$6,424,580
Annualize the cost of the FY2006 salary adjustment.	$13,358	$13,358
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$14,547	$14,547
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,590	$1,590
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$22,754	$22,754
Reflect decrease in the position count due to the downsizing of the federal excess property program and the elimination of 3 positions.	$0	$0
Provide additional funding for the Civil Air Patrol.	$71,400	$71,400
Amount appropriated in this Act	$2,112,817	$6,548,229

Homeland Security, Office of

To lead and direct the preparation, employment and management of state resources to safeguard Georgia and its citizens against threats or acts of terrorism and natural

disasters.

Total Funds	$505,669
State Funds	$505,669
State General Funds	$505,669

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$592,905	$592,905
Annualize the cost of the FY2006 salary adjustment.	$4,357	$4,357
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,015	$5,015
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$7,844	$7,844
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$548	$548
Reduce program funding.	($105,000)	($105,000)
Amount appropriated in this Act	$505,669	$505,669

Inspector General, Office of the State

To foster and promote accountability and integrity in state government by investigating and preventing fraud, waste and abuse.

Total Funds	$830,636
State Funds	$830,636
State General Funds	$830,636

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$791,432	$791,432
Annualize the cost of the FY2006 salary adjustment.	$4,142	$4,142
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,364	$5,364
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,389	$8,389

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$586	$586
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$4,901	$4,901
Reduce various operating expenses pertaining to the investigative function of the office.	($15,828)	($15,828)
Provide one-time contract funding for development of a prevention training program for state officials and employees.	$31,650	$31,650
Amount appropriated in this Act	$830,636	$830,636

Professional Standards Commission, Georgia

To direct the preparation, certification, professional discipline and recruitment of educators in Georgia.

Total Funds	$6,966,421
Federal and Other Funds	$111,930
Federal Funds Not specifically Identified	$111,930
State Funds	$6,854,491
State General Funds	$6,854,491

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,579,840	$6,691,770
Annualize the cost of the FY2006 salary adjustment.	$34,421	$34,421
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$45,224	$45,224
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$70,736	$70,736
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,943	$4,943
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$40,842	$40,842
Provide funds for 1 senior investigator position and expenses related to the position.	$78,485	$78,485
Amount appropriated in this Act	$6,854,491	$6,966,421

Student Achievement, Office of

To improve student achievement and school completion in Georgia.

Total Funds	$1,429,376
Federal and Other Funds	$266,000
Federal Funds Not specifically Identified	$266,000
State Funds	$1,163,376
State General Funds	$1,163,376

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,135,864	$1,401,864
Annualize the cost of the FY2006 salary adjustment.	$6,108	$6,108
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$8,006	$8,006
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$12,522	$12,522
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$876	$876
Increase funds for an audit position to evaluate why certain schools are not meeting student achievement goals.	$0	$0
Amount appropriated in this Act	$1,163,376	$1,429,376

Section 27: Human Resources, Department of

Total Funds	**$3,089,236,874**
Federal and Other Funds	**$1,659,679,845**
Federal Funds Not specifically Identified	$547,404,195
Agency Funds	$183,914,529
Temporary Assistance for Needy Families Block Grant	$354,528,378
Social Services Block Grant	$50,485,333
Child Care and Development Block Grant	$53,817,151
Foster Care Title IV-E	$49,192,709
Maternal and Child Health Services Block Grant	$17,348,033
Medical Assistance Program	$158,070,607

Preventive Health and Health Services Block Grant	$4,203,960
Community Mental Health Services Block Grant	$12,840,422
Prevention and Treatment of Substance Abuse Block Grant	$50,960,435
Community Services Block Grant	$17,189,251
Low-Income Home Energy Assistance	$18,929,972
TANF Block Grant Unobligated Balance	$140,794,870
State Funds	**$1,423,526,488**
Tobacco Funds	$28,568,139
State General Funds	$1,391,950,658
Brain and Spinal Injury Trust Fund	$3,007,691
Intra-State Government Transfers	**$6,030,541**
Other Intra-State Government Payments	$6,030,541

All Temporary Assistance for Needy Families benefit payments are calculated utilizing a factor of 66.0% of the standards of need; such payments shall be made from the date of certification and not from the date of application; and the following maximum benefits and maximum standards of need shall apply:
For an assistance group of one, the standards of need is $235, and the maximum monthly amount is $155.
For an assistance group of two, the standards of need is $356, and the maximum monthly amount is $235.
For an assistance group of three, the standards of need is $424, and the maximum monthly amount is $280.
For an assistance group of four, the standards of need is $500, and the maximum monthly amount is $330.
For an assistance group of five, the standards of need is $573, and the maximum monthly amount is $378.
For an assistance group of six, the standards of need is $621, and the maximum monthly amount is $410.
For an assistance group of seven, the standards of need is $672, and the maximum monthly amount is $444.
For an assistance group of eight, the standards of need is $713, and the Maximum monthly amount is $470.
For an assistance group of nine, the standards of need is $751, and the maximum monthly amount is $496.
For an assistance group of ten, the standards of need is $804, and the maximum monthly amount is $530.
For an assistance group of eleven, the standards of need is $860, and the maximum monthly amount is $568.

Provided, the Department of Human Resources is authorized to make supplemental payments on these maximum monthly amounts up to the amount that is equal to the minimum hourly wage for clients who are enrolled in subsidized work experience and subsidized employment.

Administration

To provide administration and support for the Divisions and Operating Office.

Total Funds	$237,538,500
Federal and Other Funds	$126,478,200
Federal Funds Not specifically Identified	$60,889,436
Agency Funds	$5,872,044
Temporary Assistance for Needy Families Block Grant	$22,798,586
Social Services Block Grant	$5,423,648
Child Care and Development Block Grant	$29,976
Foster Care Title IV-E	$2,427,905
Medical Assistance Program	$28,654,910
Preventive Health and Health Services Block Grant	$31,070
Community Services Block Grant	$4,068
Low-Income Home Energy Assistance	$346,557
State Funds	$111,060,300
Tobacco Funds	$321,984
State General Funds	$110,738,316

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$89,756,140	$198,733,177
Redirect $2,625,267 in surplus funding to cover expenses related to Hurricane Katrina. This funding will be removed in SFY2008. *(CC:YES)*	$0	$0
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$836,310	$836,310
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$995,870	$995,870
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$827,213	$1,224,957

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$14,988,649	$23,373,107
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,520,701	$2,236,021
Transfer $493,388 from the Information Technology subprogram of the Administration program to the Adult Services program ($399,881) and the Child and Adolescent Services program ($93,507) to adjust Georgia Technology Authority rate funding. *(CC:$399,881 to Adult Mental Health Services and $93,507 to Child and Adolescent Forensic Services)*	($493,388)	($493,388)
Use existing funds in the Information Technology subprogram of the Administration program to develop a business continuity and disaster recovery security standard for statewide department applications.	$0	$0
Replace tobacco funds with state general funds.	$0	$0
Reduce contracts and operating cost.	($1,843,282)	($1,843,282)
Reduce equipment purchases in the Information Technology subprogram of the Administration program.	($500,000)	($500,000)
Reduce administrative costs. *(CC:No service contracts are to be cut)*	($1,242,778)	($1,242,778)
Provide funds in the Information Technology subprogram of the Administration program for the implementation of the Statewide Automated Child Welfare Information System (SACWIS).	$2,227,905	$4,455,810
Provide state funds in the General Administration subprogram of the Administration program to replace county funds previously contributed for the cost of the Electronic Benefit Transfer (EBT) card services.	$2,200,000	$2,555,737
Enhance SUCCESS system to support Medicaid eligibility verification and for changes in TANF in the Information Technology subprogram of the Administration program.	$700,000	$2,400,000
Increase TANF funding for administration costs *(CC:SFY 2005 level)*	$0	$3,600,000
Reduce Social Service Block Grant funding to administration.	$0	($80,000)
Create a study committee to evaluate the mission of the	$0	$0

Division of Public Health, its community funding formula, and salaries of its employees. *(CC:YES)*		
Reflect Social Service Block Grant Unobligated usage by refinancing with SSBG reserve funds. *(CC:YES)*	$0	$0
Adjust funding level.	$0	($1)
Provide funding for the relocation of the Bryan, Gordon, Banks, and Randolph County DFCS facilities.	$200,000	$400,000
Fund a monthly supplement of $20 to be used by all persons in nursing homes, as well as those in the hospice program in nursing home settings. (Remainder in DCH)	$886,960	$886,960
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$111,060,300	$237,538,500

Adolescent and Adult Health Promotion

To provide education and services to promote the health and well being of Georgians. Activities include preventing teenage pregnancies, tobacco use prevention, cancer screening and prevention, and family planning services.

Total Funds	$48,538,817
Federal and Other Funds	$28,505,160
Federal Funds Not specifically Identified	$6,207,725
Temporary Assistance for Needy Families Block Grant	$20,596,897
Maternal and Child Health Services Block Grant	$1,087,109
Medical Assistance Program	$571,735
Preventive Health and Health Services Block Grant	$41,694
State Funds	$20,033,657
Tobacco Funds	$4,874,988
State General Funds	$15,158,669

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$19,198,382	$47,703,542
Eliminate the Tobacco Use Prevention sub-program except for $250,000 in media promotions to promote the National Cancer Institute's Quitline with Tobacco funds. Then transfer $1,899,875 in Tobacco funds from previous services in the Tobacco Use Prevention sub-	$0	$0

program to supplant State funds in the Cancer Screening sub-program.		
Provide funding for the Diabetic Care Coalition. *(CC:Diabetes Care Coalition)*	$175,000	$175,000
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$225,755	$225,755
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$268,827	$268,827
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$85,693	$85,693
Add supplemental Public Health Grant-In-Aid funding to the 10 counties (Cherokee, Clayton, Cobb, Coweta, Fayette, Forsyth, Gwinnett, Henry, Newton, and Paulding) that are spending the lowest per citizen based on population.	$80,000	$80,000
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$20,033,657	$48,538,817

Adoption Services

To support and facilitate the safe permanent placement of children by prescreening families and providing support and financial services after adoption.

Total Funds	$69,586,468
Federal and Other Funds	$36,632,276
Federal Funds Not specifically Identified	$24,070,544
Agency Funds	$561,732
Temporary Assistance for Needy Families Block Grant	$12,000,000
State Funds	$32,954,192
State General Funds	$32,954,192

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$33,258,201	$62,190,477
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$20,385	$20,385

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$24,274	$24,274
Recognize an increase in the federal match rate by adjusting state funds.	($348,668)	($348,668)
Increase TANF funding for adoption assistance for two parent families	$0	$7,700,000
Reclassify funding.	$0	$0
Amount appropriated in this Act	$32,954,192	$69,586,468

Adult Addictive Disease Services

To provide services to adults for the safe withdrawal from abused substances and promote a transition to productive living.

Total Funds	$70,391,536
Federal and Other Funds	$26,315,435
Prevention and Treatment of Substance Abuse Block Grant	$26,315,435
State Funds	$44,076,101
State General Funds	$44,076,101

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$41,766,783	$68,082,218
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$453,165	$453,165
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$539,626	$539,626
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$76,527	$76,527
Provide funds for provider training and treatment services to 200 methamphetamine-addicted adults with children in the Adult Services program. *(CC:In the Adult Addictive Disease Services program)*	$1,000,000	$1,000,000
Funding for the operation of the Emanuel Regional Detoxification Center. *(CC:To be matched with CSB substance abuse funding of $352,000)*	$240,000	$240,000
Amount appropriated in this Act	$44,076,101	$70,391,536

Adult Developmental Disabilities Services

To provide evaluation, residential, support, and education services to promote independence for adults with developmental disabilities.

Total Funds	$330,380,770
Federal and Other Funds	$145,904,595
Federal Funds Not specifically Identified	$161,867
Agency Funds	$53,767,732
Temporary Assistance for Needy Families Block Grant	$27,016,392
Social Services Block Grant	$30,636,459
Medical Assistance Program	$34,322,145
State Funds	$184,476,175
Tobacco Funds	$10,255,138
State General Funds	$174,221,037

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$170,456,263	$303,400,680
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Recognize an increase in the federal match rate by adjusting state funds.	($500,000)	($500,000)
Annualize the cost of 925 waiver slots on the Mental Retardation/Developmental Disabilities Waiting List.	$2,648,987	$6,878,700
Fund 750 waiver slots for consumers on the Mental Retardation/Developmental Disabilities Waiting List. *(CC:6 months with associated infrastructure costs)*	$9,619,528	$21,837,981
Annualize the cost of the FY2006 salary adjustment.	$2,013,809	$2,013,809
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,398,028	$2,398,028
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$340,079	$340,079
Transfer TANF funds to support developmental disabilities for adults to child and adolescent services	$0	($3,487,988)
Recognize efficiencies within the Department of Human Resources through the implementation of an ASO provided by the Department of Community Health.	($500,519)	($500,519)

Provide funds for Rockdale Cares.	$50,000	$50,000
Coordinate dental hygienist programs at technical schools to provide services to consumers with developmental disabilities. Contract outside the agency for coordination services. *(CC:Accredited dental schools)*	$50,000	$50,000
Provide 12 months funding for an additional 1,500 slots for consumers on the Mental Retardation/Developmental Disabilities waiting list. This will bring the total slots funded to 3,000. *(CC:Reflect community service funding used in prior years to cover hospital deficits to be spent on community services only)*	$0	$0
Classify Medicaid funding.	$0	$0
Realize savings by reducing non-Psychiatrist Physicians at Central State Hospital.	($2,100,000)	($2,100,000)
Amount appropriated in this Act	$184,476,175	$330,380,770

Adult Essential Health Treatment Services

To provide treatment and services to low income Georgians with cancer, Georgians at risk of stroke or heart attacks, and refugees.

Total Funds	$14,627,430
Federal and Other Funds	$1,329,567
Federal Funds Not specifically Identified	$118,690
Preventive Health and Health Services Block Grant	$1,210,877
State Funds	$13,297,863
Tobacco Funds	$5,000,000
State General Funds	$8,297,863

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$11,539,990	$12,869,557
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Provide funding for the Cancer State Aid sub-program of the Essential Public Health Clinical Services program to treat low-income, uninsured or	$1,452,545	$1,452,545

underinsured patients with survivable cancers. *(CC:For the Adult Essential Health Treatment Services program)*		
Annualize the cost of the FY2006 salary adjustment.	$28,255	$28,255
Annualize the cost of the FY2006 salary adjustment.	$2,281	$2,281
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$33,645	$33,645
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,717	$2,717
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$8,216	$8,216
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$214	$214
Increase funding to purchase factor concentrate for people with hemophilia who lack health insurance, Medicaid, or Medicare.	$150,000	$150,000
Add supplemental Public Health Grant-In-Aid funding to the 10 counties (Cherokee, Clayton, Cobb, Coweta, Fayette, Forsyth, Gwinnett, Henry, Newton, and Paulding) that are spending the lowest per citizen based on population.	$80,000	$80,000
Amount appropriated in this Act	$13,297,863	$14,627,430

Adult Forensic Services

To provide evaluation, treatment and residential services to adult clients referred by Georgia's criminal justice or corrections system.

Total Funds	$27,286,249
Federal and Other Funds	$1,115,408
Federal Funds Not specifically Identified	$1,115,408
State Funds	$26,170,841
State General Funds	$26,170,841

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$25,665,915	$26,781,323
Realign the program and sub-program structure within the Department of Human Resources	$0	$0

Annualize the cost of the FY2006 salary adjustment.	$213,982	$213,982
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$254,806	$254,806
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$36,138	$36,138
Realize savings by reducing non-Psychiatrist Physicians at Central State Hospital.	$0	$0
Provide community services and forensic placements for consumers at West Central Georgia Regional Hospital through the following strategies: a. Transfer 20 adult mental health beds to Northwest Georgia Regional Hospital by October 1, 2006; b. Transfer 35 adult mental health consumers to the community by March 1, 2007; c. Provide community adult crisis stabilization services by establishing 2 16-bed units by October 1, 2006; d. Transfer 40 forensic beds to Georgia Regional Hospital Savannah by June 15, 2007; e. Provide community forensic transition services by establishing a 6-bed community integration home by February 1, 2007; f. Provide court ordered community placement for 35 forensic consumers by June 1,2007; g. Transfer administration of 8 adolescent transition beds to Southwest State Hospital	$0	$0
Amount appropriated in this Act	$26,170,841	$27,286,249

Adult Mental Health Services

To provide evaluation, treatment, crisis stabilization, and residential services to adults with mental illness.

Total Funds	$179,590,445
Federal and Other Funds	$15,363,620
Federal Funds Not specifically Identified	$4,244,326
Agency Funds	$2,935,696
Medical Assistance Program	$709,000
Community Mental Health Services Block Grant	$7,474,598
State Funds	$164,226,825
State General Funds	$164,226,825

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$174,319,232	$189,334,642
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Transfer state funds from the Adult Services program to the Department of Community Health's Low Income Medicaid program to implement Georgia Healthy Families which serves Medicaid clients that receive mental health services. *(CC:From the Adult Mental Health Services program)*	($17,178,027)	($17,178,027)
Transfer $399,881 from the Information Technology subprogram of the Administration program to the Adult Services program to adjust Georgia Technology Authority rate funding. *(CC:To Adult Mental Health Services program)*	$399,881	$399,881
Provide for case management and other support services in the Adult Services program for adult mental health and addictive disease consumers being treated in the community. *(CC:In the Adult Mental Health Services program. Accommodate for services already provided in DCH)*	$427,000	$525,210
Provide funds for one adult crisis stabilization unit in the Adult Services program so that consumers can be served in the community rather than at a state hospital. *(CC:In the Adult Mental Health Services program)*	$1,523,479	$1,773,479
Annualize the cost of the FY2006 salary adjustment.	$1,222,469	$1,222,469
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$1,455,706	$1,455,706
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$206,442	$206,442
Evaluate all state mental health hospitals and begin planning for the privatization of at least one facility. *(CC:YES)*	$0	$0
Add one-time funding to support the new building project for the Savannah Area Behavioral Health Collaborative.	$250,000	$250,000
Realize savings by reducing non-Psychiatrist Physicians at Central State Hospital.	$0	$0

Provide community services and forensic placements for consumers at West Central Georgia Regional Hospital through the following strategies: a. Transfer 20 adult mental health beds to Northwest Georgia Regional Hospital by October 1, 2006; b. Transfer 35 adult mental health consumers to the community by March 1, 2007; c. Provide community adult crisis stabilization services by establishing 2 16-bed units by October 1, 2006; d. Transfer 40 forensic beds to Georgia Regional Hospital Savannah by June 15, 2007; e. Provide community forensic transition services by establishing a 6-bed community integration home by February 1, 2007; f. Provide court ordered community placement for 35 forensic consumers by June 1,2007; g. Transfer administration of 8 adolescent transition beds to Southwest State Hospital	$1,600,643	$1,600,643
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$164,226,825	$179,590,445

Adult Nursing Home Services

To provide skilled nursing home services to Georgian's with mental retardation or developmental disabilities.

Total Funds	$1,708,162
Federal and Other Funds	$1,561,791
Federal Funds Not specifically Identified	$14,551
Agency Funds	$1,547,240
State Funds	$146,371
State General Funds	$146,371

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,495,494	$3,057,285
Realign the program and sub-program structure within the Department of Human Resources	$0	$0

Realize savings by consolidating the Craig Nursing Center and the Nursing Home Center at Central State.	($1,041,854)	($1,041,854)
Realize savings by consolidating the Craig Nursing Center and the Nursing Home Center at Central State.	($307,269)	($307,269)
Amount appropriated in this Act	$146,371	$1,708,162

After School Care

To expand the provision of after school care services and draw down TANF maintenance of effort funds.

Total Funds	$34,000,000
Federal and Other Funds	$31,000,000
Agency Funds	$20,000,000
Temporary Assistance for Needy Families Block Grant	$11,000,000
State Funds	$3,000,000
State General Funds	$3,000,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,000,000	$14,000,000
Transfer Maintenance of Effort money collected for after school care programs from Support for Needy Families - Basic Assistance.	$0	$20,000,000
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Refinance funding of the program.	($1,000,000)	$0
Amount appropriated in this Act	$3,000,000	$34,000,000

Child and Adolescent Addictive Disease Services

To provide services to children and adolescents for the safe withdrawal from abused substances and promote a transition to productive living.

Total Funds	$26,550,107
Federal and Other Funds	$16,939,368
Federal Funds Not specifically Identified	$2,486,456
Prevention and Treatment of Substance Abuse Block Grant	$14,452,912
State Funds	$9,610,739
State General Funds	$9,610,739

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,232,387	$23,685,299
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$155,049	$155,049
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$184,632	$184,632
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$38,671	$38,671
Amount appropriated in this Act	$9,610,739	$26,550,107

Child and Adolescent Developmental Disabilities Services

To provide evaluation, residential, support, and education services to promote independence for children and adolescents with developmental disabilities.

Total Funds	$23,473,734
Federal and Other Funds	$9,997,854
Temporary Assistance for Needy Families Block Grant	$3,487,988
Medical Assistance Program	$6,509,866
State Funds	$13,475,880
State General Funds	$13,475,880

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$8,694,426	$11,826,023
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Transfer the American Association of Adapted Sports Program contract from the Department of Labor's Roosevelt Warm Springs Institute program to the Community Services - Child and Adolescent Developmental Disabilities subprogram of the Child and Adolescent Services program. *(CC:To the Child and Adolescent Developmental Disability Services program)*	$284,069	$284,069

Annualize the cost of 925 waiver slots on the Mental Retardation/Developmental Disabilities Waiting List.	$548,430	$1,424,123
Fund 750 waiver slots for consumers on the Mental Retardation/Developmental Disabilities Waiting List. *(CC:6 months with associated infrastructure costs)*	$1,970,266	$4,472,842
Annualize the cost of the FY2006 salary adjustment.	$91,389	$91,389
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$108,826	$108,826
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$22,793	$22,793
Recognize efficiencies within the Department of Human Resources through the implementation of an ASO provided by the Department of Community Health.	($94,319)	($94,319)
Provide additional funding for the American Association Of Adapted Sports program to expand services statewide.	$250,000	$250,000
Provide additional funding for the Marcus Institute to serve children with disabilities.	$1,500,000	$1,500,000
Provide additional funding for the Matthew Reardon Center to serve children with disabilities.	$100,000	$100,000
Transfer TANF funds to support developmental disabilities for adults to child and adolescent services	$0	$3,487,988
Classify Medicaid funding.	$0	$0
Provide 12 months funding for an additional 1,500 slots for consumers on the Mental Retardation/Developmental Disabilities waiting list. This will bring the total slots funded to 3,000. *(CC:Reflect community service funding used in prior years to cover hospital deficits to be spent on community services only)*	$0	$0
Amount appropriated in this Act	$13,475,880	$23,473,734

Child and Adolescent Forensic Services

To provide evaluation, treatment and residential services to children and adolescents clients referred by Georgia's criminal justice or corrections system.

Total Funds	$6,854,414
Federal and Other Funds	$276,000
Medical Assistance Program	$276,000

State Funds	$5,640,827
State General Funds	$5,640,827
Intra-State Government Transfers	$937,587
Other Intra-State Government Payments	$937,587

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,789,534	$2,727,121
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$404,258	$404,258
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$481,388	$481,388
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$100,827	$100,827
Transfer $93,507 from the Information Technology subprogram of the Administration program to the Child and Adolescent Services program to adjust Georgia Technology Authority rate funding. *(CC:To Child and Adolescent Forensic Services program)*	$93,507	$93,507
Provide a savings by transferring 19 mentally retarded and seriously emotionally disturbed child and adolescent consumers from Northwest Georgia Regional Hospital to the community in the Child and Adolescent Services program. *(CC:In the Child and Adolescent Forensic Services program)*	($1,002,687)	($1,002,687)
Provide child and adolescent crisis stabilization services in the Child and Adolescent Services program. *(CC:In the Child and Adolescent Forensic Services program. Designate one CSU at Gwinnett Rockdale and Newton CSB)*	$3,774,000	$4,050,000
Reclassify funding.	$0	$0
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$5,640,827	$6,854,414

Child and Adolescent Mental Health Services

To provide evaluation, treatment, crisis stabilization, and residential services to children and adolescents with mental illness.

Total Funds	$70,123,674
Federal and Other Funds	$5,368,929
Medical Assistance Program	$3,105
Community Mental Health Services Block Grant	$5,365,824
State Funds	$64,754,745
State General Funds	$64,754,745

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$64,730,241	$70,099,170
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$10,042	$10,042
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$11,956	$11,956
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,506	$2,506
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$64,754,745	$70,123,674

Child Support Services

To provide a confidential forum for local child fatality review committees to determine manner and cause of death and if the death was preventable.

Total Funds	$67,502,816
Federal and Other Funds	$51,919,936
Federal Funds Not specifically Identified	$51,499,936
Agency Funds	$300,000
Social Services Block Grant	$120,000
State Funds	$15,582,880
State General Funds	$15,582,880

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$15,508,672	$67,816,843

Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$125,164	$125,164
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$149,044	$149,044
Reduce administrative costs. *(CC:No contracts with District Attorneys are to be reduced)*	($200,000)	($588,235)
Amount appropriated in this Act	$15,582,880	$67,502,816

Child Welfare Services

To encourage and enforce the parental responsibility of paying financial support.

Total Funds	$242,262,751
Federal and Other Funds	$179,122,295
Federal Funds Not specifically Identified	$67,175,117
Agency Funds	$13,490,604
Temporary Assistance for Needy Families Block Grant	$75,763,725
Social Services Block Grant	$4,664,167
Foster Care Title IV-E	$18,028,682
State Funds	$63,140,456
State General Funds	$63,140,456

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$60,124,883	$230,325,811
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$205,240	$205,240
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$244,398	$244,398
Replace tobacco funds with state general funds.	$0	$0
Realize efficiencies through the consolidation of DFCS county management in the Child Welfare Services program and eliminate 60 positions through attrition.	($1,503,900)	($3,000,000)
Recognize an increase in the federal match rate by adjusting state funds.	($335,972)	($335,972)
Reduce contracts and operating cost.	($31,718)	($31,718)

Provide TANF funds in the Child Welfare Services program for Child Advocacy Centers to help reduce trauma to victims of sexual abuse and increase prosecutions of perpetrators. *(CC:Fund through the Children's Trust Fund Commission)*	$0	$0
Provide TANF funds in the Child Welfare Services program for Court Appointed Special Advocates to assist an additional 1,000 abused or neglected children in juvenile court deprivation proceedings.	$0	$280,000
Annualize the cost of 500 additional Child Protective Services caseworkers in the Child Welfare Services program.	$4,437,525	$9,389,500
Adjust federal funds.	$0	$0
Remove TANF funds transferred to SSBG to be used for Child Welfare Services	$0	($20,114,508)
Increase TANF funding for the prevention of unnecessary placement services	$0	$0
Increase TANF funding to counties for Child Protective Services work activities	$0	$23,800,000
Increase TANF funding for child welfare diversion	$0	$0
Add TANF funding to support CPS intake activities for non Title IV-E eligible families.	$0	$1,500,000
Amount appropriated in this Act	$63,140,456	$242,262,751

Child Care Services

To investigate allegations of child abuse, abandonment and neglect and to provide services to protect the child and strengthen the family.

Total Funds	$232,966,802
Federal and Other Funds	$175,018,409
Federal Funds Not specifically Identified	$120,398,416
Agency Funds	$832,728
Social Services Block Grant	$90
Child Care and Development Block Grant	$53,787,175
State Funds	$57,948,393
State General Funds	$57,948,393

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$57,805,665	$194,944,868
Increase CCDF funding to improve child care rate reimbursement and the number of children served. *(CC:Reflect actual operating budget-no net change to reimbursement or number of children served)*	$0	$59,798,560
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$65,149	$65,149
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$77,579	$77,579
Supplant CCDF funds, transferred from TANF funds, with TANF unobligated balance funds *(CC:Use CCDF reserved funds)*	$0	$0
Reflect $21,919,354 in base budget transfers of CCDF block grant funds to the Department of Early Care and Learning. *(CC:YES)*	$0	($21,919,354)
Amount appropriated in this Act	$57,948,393	$232,966,802

Direct Care Support Services

To provide facility support services and direct patient support therapies.

Total Funds	$151,264,509
Federal and Other Funds	$48,464,098
Federal Funds Not specifically Identified	$6,120,300
Agency Funds	$42,343,798
State Funds	$97,707,457
State General Funds	$97,707,457
Intra-State Government Transfers	$5,092,954
Other Intra-State Government Payments	$5,092,954

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$94,448,798	$148,005,850
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$888,872	$888,872

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$1,058,460	$1,058,460
Reclassify funding.	$0	$0
Provide community services and forensic placements for consumers at West Central Georgia Regional Hospital through the following strategies: a. Transfer 20 adult mental health beds to Northwest Georgia Regional Hospital by October 1, 2006; b. Transfer 35 adult mental health consumers to the community by March 1, 2007; c. Provide community adult crisis stabilization services by establishing 2 16-bed units by October 1, 2006; d. Transfer 40 forensic beds to Georgia Regional Hospital Savannah by June 15, 2007; e. Provide community forensic transition services by establishing a 6-bed community integration home by February 1, 2007; f. Provide court ordered community placement for 35 forensic consumers by June 1,2007; g. Transfer administration of 8 adolescent transition beds to Southwest State Hospital	$1,462,204	$1,462,204
Realize savings by consolidating the Craig Nursing Center and the Nursing Home Center at Central State.	($150,877)	($150,877)
Amount appropriated in this Act	$97,707,457	$151,264,509

Elder Abuse Investigations and Prevention

To prevent disabled adults and elder persons from abuse, exploitation and neglect, and investigate situations where it might have occurred.

Total Funds	$15,370,535
Federal and Other Funds	$7,024,297
Federal Funds Not specifically Identified	$566,695
Social Services Block Grant	$2,279,539
Medical Assistance Program	$4,178,063
State Funds	$8,346,238
State General Funds	$8,346,238

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$8,171,437	$15,195,734
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$79,789	$79,789
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$95,012	$95,012
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$8,346,238	$15,370,535

Elder Community Living Services

To provide Georgians who need nursing home level of care the option of remaining in their own communities.

Total Funds	$108,703,829
Federal and Other Funds	$34,184,121
Federal Funds Not specifically Identified	$19,829,293
Social Services Block Grant	$3,761,430
Medical Assistance Program	$10,593,398
State Funds	$74,519,708
Tobacco Funds	$5,465,745
State General Funds	$69,053,963

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$71,050,361	$104,535,437
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Recognize an increase in the federal match rate by adjusting state funds.	($28,865)	($28,865)
Provide funds for an additional 500 slots in the Community Care Services Program for eligible elderly clients which will provide services that will enable them to continue to live at home. *(CC:Add 500 slots and 12 months funding to bring the total to 1,000 slots.)*	$3,615,330	$4,314,375
Annualize the cost of the FY2006 salary adjustment.	$6,142	$6,142

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$7,314	$7,314
Recognize efficiencies within the Department of Human Resources through the implementation of an ASO provided by the Department of Community Health.	($130,574)	($130,574)
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$74,519,708	$108,703,829

Elder Support Services

To assist older Georgians, so that they may live in their homes and communities, by providing health, employment, nutrition, and other support and education services.

Total Funds	$8,880,962
Federal and Other Funds	$5,470,220
Federal Funds Not specifically Identified	$5,470,220
State Funds	$3,410,742
Tobacco Funds	$2,534,647
State General Funds	$876,095

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,534,647	$8,004,867
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$500	$500
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$595	$595
Improve customer service by expanding the Division of Aging Services' information, screening, and assistance (Gateway) operation to include service to individuals with developmental disabilities (MH/DD/AD).	$700,000	$700,000
Provide additional funding for Naturally Occurring Retirement Communities (NORC). *(CC:$250,000 in base brings total funding to $375,000)*	$125,000	$125,000
Provide one-time funding for construction and the expansion of the Ruth Byck Adult Day Care in Savannah, GA.	$50,000	$50,000

Amount appropriated in this Act	$3,410,742	$8,880,962

Eligibility Determination

To promote access to health care for low income families, children, pregnant women and persons who are aged, blind or disabled.

Total Funds	$50,305,844
Federal and Other Funds	$24,377,800
Agency Funds	$1,709,341
Medical Assistance Program	$22,668,459
State Funds	$25,928,044
State General Funds	$25,928,044

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$25,683,414	$50,061,214
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$111,663	$111,663
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$132,967	$132,967
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$25,928,044	$50,305,844

Emergency Preparedness/Trauma System Improvement

To prepare for natural disasters, bioterrorism, and other emergencies as well as improving the capacity of the state's trauma system.

Total Funds	$6,989,265
Federal and Other Funds	$1,147,504
Preventive Health and Health Services Block Grant	$1,147,504
State Funds	$5,841,761
State General Funds	$5,841,761

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,798,557	$5,946,061

Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$16,713	$16,713
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$19,902	$19,902
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,589	$6,589
Initiate trauma care funding to subsidize designated trauma centers uncompensated care costs for the provision of direct patient care to victims of traumatic injuries. Funding allocation should be pooled based on designations: a. Level I Centers receiving 55% of initial funding b. Level II Centers receiving 38% of initial funding c. Pediatric Centers receiving 5% of initial funding d. Level III Centers receiving 2% of initial funding *(CC:Item b - 43%; Item c - No pediatric center designation; Item d - move language to DCH)*	$1,000,000	$1,000,000
Reclassify funding.	$0	$0
Provide funds to the American Red Cross to recruit, train, and outfit volunteers.	$0	$0
Amount appropriated in this Act	$5,841,761	$6,989,265

Energy Assistance

To assist low-income households in meeting their immediate home energy needs.

Total Funds	$19,371,500
Federal and Other Funds	$18,623,684
Agency Funds	$40,269
Low-Income Home Energy Assistance	$18,583,415
State Funds	$747,816
State General Funds	$747,816

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$747,816	$19,371,500
Realign the program and sub-program structure within the Department of Human Resources	$0	$0

Amount appropriated in this Act	$747,816	$19,371,500

Epidemiology

To monitor, investigate, and respond to disease, injury, and other events of public health concern.

Total Funds	$5,538,665
Federal and Other Funds	$372,341
Federal Funds Not specifically Identified	$15,631
Medical Assistance Program	$159,960
Preventive Health and Health Services Block Grant	$196,750
State Funds	$5,166,324
Tobacco Funds	$115,637
State General Funds	$5,050,687

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,054,290	$5,426,631
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$50,412	$50,412
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$60,031	$60,031
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,591	$1,591
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$5,166,324	$5,538,665

Facility and Provider Regulation

To inspect and license foster care residential facilities, child placing agencies, long term care and health care facilities.

Total Funds	$13,818,307
Federal and Other Funds	$6,534,304
Federal Funds Not specifically Identified	$6,534,304
State Funds	$7,284,003
State General Funds	$7,284,003

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,752,292	$13,286,596
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$34,957	$34,957
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$41,627	$41,627
Provide funds to increase inspection of licensed residential child caring facilities in the Regulatory Compliance program. *(CC:In the Facility and Provider Regulation program)*	$534,716	$534,716
Reduce administrative costs. *(CC:No contracts are to be reduced)*	($79,589)	($79,589)
Amount appropriated in this Act	$7,284,003	$13,818,307

Family Violence Services

To provide safe shelter and related services for victims of family violence.

Total Funds	$10,002,769
Federal and Other Funds	$5,349,430
Federal Funds Not specifically Identified	$122
Agency Funds	$3,617
Temporary Assistance for Needy Families Block Grant	$5,065,244
Foster Care Title IV-E	$280,447
State Funds	$4,653,339
State General Funds	$4,653,339

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,701,950	$8,551,380
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$634	$634
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$755	$755

Create 3 new rape crisis centers in the areas of most need of the northern, southern, and eastern regions of the State of Georgia.	$225,000	$225,000
Redirect $500,000 in TANF funds used for prevention of unnecessary placement activities to direct contracts with family violence shelters to provide early intervention services for families at risk of domestic violence. *(CC:YES)*	$0	$0
Increase TANF funding for family violence services	$0	$1,500,000
Provide funding for the Sexual Assault Center of the Northwest.	$25,000	$25,000
Transfer base budget funding of Child Advocacy Centers to the Children's Trust Fund Commission.	($300,000)	($300,000)
Amount appropriated in this Act	$4,653,339	$10,002,769

Federal and Unobligated Balances

To reflect balances of federal funds from prior years. No services are provided.

Total Funds	$131,448,509
Federal and Other Funds	$131,448,509
Federal Funds Not specifically Identified	$20,591,603
TANF Block Grant Unobligated Balance	$110,856,906

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$236,180,668
Reflect Social Services Block Grant reserved funds appropriated in the FY 2006 Budget.	$0	$0
Transfer reserved Social Service Block Grant funding to various programs to cover current cost initiatives.	$0	$0
Reflect Child Care Development Fund (CCDF) reserved funds appropriated in the FY 2006 Budget.	$0	$0
Transfer reserved Child Care Development Funds (CCDF) to various programs to cover current cost initiatives.	$0	$0
Realign the program and sub-program structure within the Department of Human Resources	$0	$0

Transfer reserved TANF funding to various programs to cover new cost initiatives in the current FY 2007 budget	$0	$0
Reflect TANF reserved funds appropriated in the FY 2006 Budget	$0	$0
Reclassify funding.	$0	$0
Reclassify TANF funding.	$0	$0
Reflect funds to account for expenditures in SFY2006.	$0	($40,645,371)
Transfer funds to cover SFY2007 expenditures.	$0	($64,086,788)
Amount appropriated in this Act	$0	$131,448,509

Food Stamp Eligibility & Benefits

To promote the nutritional well being of Georgia's low-income families and children by providing assistance in purchasing groceries.

Total Funds	$53,632,268
Federal and Other Funds	$29,693,542
Federal Funds Not specifically Identified	$25,663,448
Agency Funds	$2,125,153
Foster Care Title IV-E	$1,904,941
State Funds	$23,938,726
State General Funds	$23,938,726

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$23,551,409	$53,244,951
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$176,793	$176,793
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$210,524	$210,524
Amount appropriated in this Act	$23,938,726	$53,632,268

Immunization

To provide immunization, consultation, training, assessment, vaccines and technical assistance.

Total Funds	$17,982,978

Federal and Other Funds	$8,769,874
Federal Funds Not specifically Identified	$1,303,416
Maternal and Child Health Services Block Grant	$6,762,746
Preventive Health and Health Services Block Grant	$703,712
State Funds	$9,213,104
State General Funds	$9,213,104

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,022,926	$17,792,800
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$83,262	$83,262
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$99,147	$99,147
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$7,769	$7,769
Amount appropriated in this Act	$9,213,104	$17,982,978

Infant and Child Essential Health Treatment Services

To avoid unnecessary health problems in later life by providing comprehensive health services to infant and children.

Total Funds	$44,873,323
Federal and Other Funds	$11,481,664
Federal Funds Not specifically Identified	$2,898,648
Maternal and Child Health Services Block Grant	$7,960,921
Medical Assistance Program	$354,740
Preventive Health and Health Services Block Grant	$267,355
State Funds	$33,391,659
State General Funds	$33,391,659

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$32,846,767	$44,328,431

Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$79,683	$79,683
Annualize the cost of the FY2006 salary adjustment.	$104,803	$104,803
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$94,887	$94,887
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$124,800	$124,800
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$30,246	$30,246
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$30,473	$30,473
Add supplemental Public Health Grant-In-Aid funding to the 10 counties (Cherokee, Clayton, Cobb, Coweta, Fayette, Forsyth, Gwinnett, Henry, Newton, and Paulding) that are spending the lowest per citizen based on population.	$80,000	$80,000
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$33,391,659	$44,873,323

Infant and Child Health Promotion

To provide education and services to promote health and nutrition for infants and children.

Total Funds	$108,203,999
Federal and Other Funds	$94,313,893
Federal Funds Not specifically Identified	$85,233,807
Agency Funds	$2,281,919
Maternal and Child Health Services Block Grant	$1,258,688
Medical Assistance Program	$5,383,258
Preventive Health and Health Services Block Grant	$156,221
State Funds	$13,890,106
State General Funds	$13,890,106

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$15,497,296	$107,529,270

Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Replace tobacco funds with state general funds.	$0	$0
Increase the number of newborn screening tests currently performed from 13 to 29 to improve health and developmental outcomes for children. Reflect a $40 fee and reduce state funds in the Comprehensive Child Health subprogram.	($2,281,919)	$0
Reduce contracts and operating cost.	($125,000)	($125,000)
Annualize the cost of the FY2006 salary adjustment.	$77,704	$77,704
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$92,529	$92,529
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$29,496	$29,496
Provide additional funding for prenatal care through the Babies Born Healthy program.	$500,000	$500,000
Provide funding to the Rally Foundation for childhood cancer awareness activities.	$20,000	$20,000
Reclassify funding.	$0	$0
Add supplemental Public Health Grant-In-Aid funding to the 10 counties (Cherokee, Clayton, Cobb, Coweta, Fayette, Forsyth, Gwinnett, Henry, Newton, and Paulding) that are spending the lowest per citizen based on population.	$80,000	$80,000
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$13,890,106	$108,203,999

Infectious Disease Control

To ensure quality prevention and treatment of HIV/AIDS, sexually transmitted diseases, tuberculosis, and other infectious diseases.

Total Funds	$46,185,547
Federal and Other Funds	$10,939,695
Federal Funds Not specifically Identified	$10,705,829
Agency Funds	$150,000
Maternal and Child Health Services Block Grant	$83,866
State Funds	$35,245,852
State General Funds	$35,245,852

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$34,260,688	$45,200,383
Provide funding for Hepatitis C testing within the Department of Public Health.	$104,297	$104,297
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Replace tobacco funds with state general funds.	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$350,627	$350,627
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$417,524	$417,524
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$32,716	$32,716
Add supplemental Public Health Grant-In-Aid funding to the 10 counties (Cherokee, Clayton, Cobb, Coweta, Fayette, Forsyth, Gwinnett, Henry, Newton, and Paulding) that are spending the lowest per citizen based on population.	$80,000	$80,000
Amount appropriated in this Act	$35,245,852	$46,185,547

Injury Prevention

To provide education and services to prevent injuries due to suicide, fires, automobile accidents, violence against women, shaken babies, and child accidents.

Total Funds	$539,398
Federal and Other Funds	$112,005
Preventive Health and Health Services Block Grant	$112,005
State Funds	$427,393
State General Funds	$427,393

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$277,393	$389,398
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Begin a State run program providing suicide prevention services through the Division of Public Health.	$150,000	$150,000

Amount appropriated in this Act	$427,393	$539,398

Inspections and Environmental Hazard Control

To detect and prevent environmental hazards as well as providing inspection and enforcement of health regulations for food service establishments, sewage management facilities, swimming pools.

Total Funds	$14,955,915
Federal and Other Funds	$543,732
Maternal and Child Health Services Block Grant	$194,703
Medical Assistance Program	$12,257
Preventive Health and Health Services Block Grant	$336,772
State Funds	$14,412,183
State General Funds	$14,412,183

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$14,289,821	$14,833,553
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$45,286	$45,286
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$53,926	$53,926
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$23,150	$23,150
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$14,412,183	$14,955,915

Out-of-Home Care

To provide safe and appropriate temporary homes for children removed from their families due to neglect, abuse, or abandonment.

Total Funds	$313,782,000
Federal and Other Funds	$164,826,130
Federal Funds Not specifically Identified	$6,155,013
Agency Funds	$33,086,084
Temporary Assistance for Needy Families Block Grant	$61,940,799
Social Services Block Grant	$3,600,000

Foster Care Title IV-E	$26,550,734
Medical Assistance Program	$33,493,500
State Funds	$148,955,870
State General Funds	$148,955,870

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$148,950,713	$303,915,132
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$143,264	$143,264
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$170,598	$170,598
Recognize an increase in the federal match rate by adjusting state funds.	($1,076,904)	($1,076,904)
Increase the relative care subsidy rate in the Family Foster Care subprogram of the Out of Home Care program to 80% of the family foster care rate using TANF funds to increase the number of children placed with relatives.	$0	$7,450,000
Provide TANF funds in the Family Foster Care subprogram of the Out of Home Care program for an additional $100 per month per child to foster parents caring for sibling groups of 3 or more children.	$0	$1,098,000
Increase family foster care per diem rates in the Family Foster Care subprogram in the Out of Home Care program by 3.2%, consistent with the Consumer Price Index (CPI) increase.	$768,199	$1,581,910
Reduce TANF funding for initial foster care services	$0	($800,000)
Provide funding for SB 420 that sets up subsidies for grandparents under 200% of the federal poverty level taking care of grandchildren.	$0	$1,300,000
Reflect $4,957,827 in surplus funding being applied to offset the Level of Care Deficit. *(CC:YES)*	$0	$0
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$148,955,870	$313,782,000

Refugee Assistance

To provide employment, health screening, medical, cash, and social services assistance to refugees.

Total Funds	$3,699,665
Federal and Other Funds	$3,184,005
Federal Funds Not specifically Identified	$3,103,467
Agency Funds	$80,538
State Funds	$515,660
State General Funds	$515,660

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$515,660	$3,699,665
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Amount appropriated in this Act	$515,660	$3,699,665

Substance Abuse Prevention Services

To promote the health and well-being of children, youth, families and communities through preventing the use and/or abuse of alcohol, tobacco and drugs.

Total Funds	$11,271,176
Federal and Other Funds	$10,512,485
Federal Funds Not specifically Identified	$320,397
Prevention and Treatment of Substance Abuse Block Grant	$10,192,088
State Funds	$758,691
State General Funds	$758,691

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$669,605	$11,182,090
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$40,664	$40,664
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$48,422	$48,422

Amount appropriated in this Act	$758,691	$11,271,176

Support for Needy Families - Family Assistance

To administer and aid needy families in the accomplishment of Georgia's state plan for the federal Temporary Assistance for Needy Families program.

Total Funds	$64,610,360
Federal and Other Funds	$47,826,845
Federal Funds Not specifically Identified	$11,959,324
Agency Funds	$2,786,034
Temporary Assistance for Needy Families Block Grant	$5,991,093
Medical Assistance Program	$9,905,211
Community Services Block Grant	$17,185,183
State Funds	$16,783,515
State General Funds	$16,783,515

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$17,069,906	$71,196,751
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$157,449	$157,449
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$187,489	$187,489
Recognize an increase in the federal match rate by adjusting state funds.	($631,329)	($631,329)
Reduce TANF funding to support administration	$0	($9,300,000)
Increase TANF funding for the SNAP program at the Atlanta Food Bank *(CC:Food bank assistance statewide)*	$0	$1,000,000
Increase TANF funding for a pay evaluation of the Office of Family Independence *(CC:Use to reward staff for achieving a high performance bonus. Reward contingent on continued receipt of the bonus)*	$0	$2,000,000
Reclassify funding.	$0	$0
Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$16,783,515	$64,610,360

Support for Needy Families - Basic Assistance

To provide cash assistance to needy families in compliance with Georgia's state plan for the federal Temporary Assistance for Needy Families program.

Total Funds	$91,688,339
Federal and Other Funds	$77,288,339
Temporary Assistance for Needy Families Block Grant	$47,350,375
TANF Block Grant Unobligated Balance	$29,937,964
State Funds	$14,400,000
State General Funds	$14,400,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$14,400,000	$129,188,339
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Reduce TANF funding to Cash Assistance based on declining caseloads	$0	($17,500,000)
Add additional TANF funds to serve clients with wage disregard	$0	$0
Refinance program TANF block grant funds with Unobligated Balance funds (that can only be spent on activities that meet the federal definition of "assistance") to compensate for increased TANF expenditures. *(CC:YES)*	$0	$0
Transfer Maintenance of Effort money to the After School Care program.	$0	($20,000,000)
Reclassify funding	$0	$0
Amount appropriated in this Act	$14,400,000	$91,688,339

Support for Needy Families - Work Assistance

To assist needy Georgian families achieve self sufficiency by obtaining and keeping employment as well as complying with Georgia's state plan for the federal Temporary Assistance for Needy Families program.

Total Funds	$86,067,279
Federal and Other Funds	$60,067,279
Temporary Assistance for Needy Families Block Grant	$60,067,279
State Funds	$26,000,000

State General Funds $26,000,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$26,000,000	$65,331,497
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Provide TANF funds in the Temporary Assistance for Needy Families subprogram of the Economic Assistance program to enhance TANF employment retention efforts including filling vacant positions to work with and support the most difficult to serve TANF clients.	$0	$0
Provide TANF funds in the Temporary Assistance for Needy Families subprogram of the Economic Assistance program for the TeenWork program to allow for the employment of teenagers in TANF families. *(CC:In the Support for Needy Families - Work Assistance program.)*	$0	$740,000
Provide TANF funds in the Temporary Assistance for Needy Families subprogram of the Economic Assistance program to develop a support system to assist seriously mentally ill or disabled TANF clients apply for SSI or enter a specialized work program. *(CC:In the Support for Needy Families - Work Assistance program)*	$0	$1,597,000
Decrease TANF funding for the Good Works and job placement program	$0	$0
Increase TANF funding for Charitable Choice	$0	$4,000,000
Increase TANF funding for translation services	$0	$500,000
Increase TANF funding to counties performing eligibility and employability work activities	$0	$16,100,000
Provide clients, who are employed and receive a TANF payment, with a disregard of wages (a percentage of wages will not count towards eligibility) for six months. This will allow clients time to adjust to work and become financially stable.	$0	$8,280,000
Reflect $12,901,218 to the Department of Labor and $7,300,000 to the Department of Technical and Adult	$0	($20,201,218)

Education in base budget transfers for TANF funds. *(CC:YES)*		
Provide clients, who are employed but no longer receive a TANF payment, with work supports such as transportation, tools and uniforms for six months. This will provide a step down level of support for working parents. (TANF)	$0	$3,600,000
Hire staff to provide job retention and other support services. Staff would have special skills to assist newly employed with mentoring and other support services. (TANF)	$0	$5,040,000
Provide employed clients temporary assistance for work-related emergencies like car repairs. (TANF)	$0	$1,080,000
Amount appropriated in this Act	$26,000,000	$86,067,279

Vital Records

To register, enter, archive and provide to the public in a timely manner, vital records and associated documents.

Total Funds	$2,496,867
Federal and Other Funds	$288,204
Federal Funds Not specifically Identified	$288,204
State Funds	$2,208,663
State General Funds	$2,208,663

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,064,090	$2,352,294
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$65,054	$65,054
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$77,465	$77,465
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,054	$2,054
Amount appropriated in this Act	$2,208,663	$2,496,867

The following appropriations are for agencies attached for administrative purposes.

Brain and Spinal Injury Trust Fund

To provide disbursements from the Trust Fund to offset the costs of care and rehabilitative services to citizens of the state who have survived brain or spinal cord injuries.

Total Funds	$3,007,691
State Funds	$3,007,691
Brain and Spinal Injury Trust Fund	$3,007,691

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,000,000	$3,000,000
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$854	$854
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,136	$2,136
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$4,001	$4,001
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$700	$700
Amount appropriated in this Act	$3,007,691	$3,007,691

Child Fatality Review Panel

To permit low income families to be self-reliant while protecting the safety and well-being of their children by ensuring access to child care.

Total Funds	$338,832
State Funds	$338,832
State General Funds	$338,832

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$334,562	$334,562
Realign the program and sub-program structure within the Department of Human Resources	$0	$0

Annualize the cost of the FY2006 salary adjustment.	$160	$160
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$400	$400
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$3,360	$3,360
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$350	$350
Amount appropriated in this Act	$338,832	$338,832

Children's Trust Fund Commission

To support the establishment of community-based educational and service programs designed to reduce the occurrence of child abuse and neglect.

Total Funds	$7,494,828
Federal and Other Funds	$250,000
Temporary Assistance for Needy Families Block Grant	$250,000
State Funds	$7,244,828
State General Funds	$7,244,828

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,932,873	$6,932,873
Transfer base budget funding of Child Advocacy Centers from the Family Violence Services program.	$300,000	$300,000
Provide TANF funds in the Child Welfare Services program for Child Advocacy Centers to help reduce trauma to victims of sexual abuse and increase prosecutions of perpetrators. *(CC:Transfered from Child Welfare)*	$0	$250,000
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$1,853	$1,853
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,633	$4,633
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$5,002	$5,002

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$467	$467
Replace tobacco funds with state general funds.	$0	$0
Amount appropriated in this Act	$7,244,828	$7,494,828

Council on Aging

To assist older individuals, at-risk adults, persons with disabilities, their families and caregivers in achieving safe, healthy, independent and self-reliant lives.

Total Funds	$174,761
State Funds	$174,761
State General Funds	$174,761

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$148,951	$148,951
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$960	$960
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,400	$2,400
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$2,450	$2,450
Provide additional operating expenses for the Georgia Council on Aging.	$20,000	$20,000
Amount appropriated in this Act	$174,761	$174,761

Developmental Disabilities, Council on

To promote quality services and support for people with developmental disabilities and their families.

Total Funds	$2,291,707
Federal and Other Funds	$2,262,002
Federal Funds Not specifically Identified	$2,262,002
State Funds	$29,705
State General Funds	$29,705

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$29,241	$2,277,634
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$82	$82
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$205	$205
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$177	$13,786
Amount appropriated in this Act	$29,705	$2,291,707

Family Connection

To provide a statewide network of county collaboratives that work to improve conditions for children and families.

Total Funds	$10,862,572
Federal and Other Funds	$1,475,000
Temporary Assistance for Needy Families Block Grant	$1,200,000
Medical Assistance Program	$275,000
State Funds	$9,387,572
State General Funds	$9,387,572

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,130,281	$10,605,281
Realign the program and sub-program structure within the Department of Human Resources	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$1,447	$1,447
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$3,618	$3,618
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$2,226	$2,226
Provide evaluation and technical assistance funding to Family Connection Partnership.	$250,000	$250,000

Classify Medicaid funding.	$0	$0
Amount appropriated in this Act	$9,387,572	$10,862,572

Assistance to Disabled Children

To provide for reimbursements for health care services delivered after April 1, 2006 for children who qualify under the Social Security Income clinically eligible criteria but not the income eligibility criteria and not covered by any other government program.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Provide $7,600,000 one-time state appropriated funds authorizing DHR to select a fiscal intermediary to establish an independently operated Foundation who will determine the vehicle for distributing the funds, HB 1026.	$0	$0
Amount appropriated in this Act	$0	$0

Section 28: Insurance, Department of

Total Funds	**$18,738,528**
Federal and Other Funds	**$1,051,787**
Federal Funds Not specifically Identified	$954,555
Agency Funds	$81,945
Other Funds	$15,287
State Funds	**$17,686,741**
State General Funds	$17,686,741
Intra-State Government Transfers	**$0**

Administration

The purpose is to be responsible for protecting the rights of Georgia citizens in insurance and industrial loan transactions and maintain a fire safe environment.

Total Funds	$2,295,936
State Funds	$2,295,936
State General Funds	$2,295,936

The above amounts include the following adjustments, additions, and deletions to the

previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,203,831	$2,203,831
Annualize the cost of the FY2006 salary adjustment.	$32,401	$32,401
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$18,271	$18,271
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$2,717	$2,717
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$36,547	$36,547
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,169	$2,169
Amount appropriated in this Act	$2,295,936	$2,295,936

Enforcement

The purpose is to provide legal advice and to initiate legal proceedings with regard to enforcement of specific provisions of state law relating to insurance, industrial loan, fire safety and fraud.

Total Funds	$812,230
State Funds	$812,230
State General Funds	$812,230

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$767,482	$767,482
Annualize the cost of the FY2006 salary adjustment.	$15,000	$15,000
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$6,131	$6,131
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$10,625	$10,625
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$12,264	$12,264
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$728	$728
Amount appropriated in this Act	$812,230	$812,230

Fire Safety

The purpose is to create a fire safe environment in the state that protects the public from fire and limits the loss of life and property.

Total Funds	$6,186,518
Federal and Other Funds	$1,051,787
Federal Funds Not specifically Identified	$954,555
Agency Funds	$81,945
Other Funds	$15,287
State Funds	$5,134,731
State General Funds	$5,134,731

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,955,173	$5,991,673
Annualize the cost of the FY2006 salary adjustment.	$32,401	$32,401
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$39,232	$39,232
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$0
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$22,224	$22,224
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$81,043	$96,330
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,658	$4,658
Amount appropriated in this Act	$5,134,731	$6,186,518

Industrial Loan

The purpose is to protect consumers by licensing, regulating and examining finance companies that provide consumer loans of $3,000 or less.

Total Funds	$723,126
State Funds	$723,126
State General Funds	$723,126

The above amounts include the following adjustments, additions, and deletions to the

previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$688,827	$688,827
Annualize the cost of the FY2006 salary adjustment.	$15,000	$15,000
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,479	$5,479
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$2,211	$2,211
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$10,959	$10,959
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$650	$650
Amount appropriated in this Act	$723,126	$723,126

Insurance Regulation

The purpose is to ensure that licensed insurance entities maintain solvency, comply with state law and adopted rules, regulations and standards.

Total Funds	$5,617,954
State Funds	$5,617,954
State General Funds	$5,617,954

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,396,059	$5,396,059
Annualize the cost of the FY2006 salary adjustment.	$32,401	$32,401
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$43,952	$43,952
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$52,407	$52,407
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$87,916	$87,916
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$5,219	$5,219
Amount appropriated in this Act	$5,617,954	$5,617,954

Special Fraud

The purpose is to identify and take appropriate action to deter insurance fraud.

Total Funds	$3,102,764
State Funds	$3,102,764
State General Funds	$3,102,764

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,803,036	$2,803,036
Annualize the cost of the FY2006 salary adjustment.	$2,400	$2,400
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$20,598	$20,598
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$36,121	$36,121
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$41,200	$41,200
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,445	$2,445
Increase funding for Special Fraud program.	$196,964	$196,964
Amount appropriated in this Act	$3,102,764	$3,102,764

Section 29: Investigation, Georgia Bureau of

Total Funds	**$100,652,789**
Federal and Other Funds	**$34,771,198**
Federal Funds Not specifically Identified	$29,883,487
Agency Funds	$4,887,711
State Funds	**$65,881,591**
State General Funds	$65,881,591
Intra-State Government Transfers	**$0**

Administration

To provide the highest quality investigative, scientific, information services and resources for the purpose of maintaining law and order and protecting life and property.

Total Funds	$9,642,323
Federal and Other Funds	$8,246

Federal Funds Not specifically Identified	$6,812
Agency Funds	$1,434
State Funds	$9,634,077
State General Funds	$9,634,077

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,463,895	$9,470,707
Annualize the cost of the FY2006 salary adjustment.	$33,193	$33,193
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$55,802	$55,802
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$73,254	$74,688
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$7,933	$7,933
Amount appropriated in this Act	$9,634,077	$9,642,323

Centralized Scientific Services

To provide analysis of illicit and licit drugs, unknown substances and fire debris evidence.

Total Funds	$12,609,152
Federal and Other Funds	$3,601
Agency Funds	$3,601
State Funds	$12,605,551
State General Funds	$12,605,551

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$12,160,701	$12,160,701
Annualize the cost of the FY2006 salary adjustment.	$104,805	$104,805
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$136,667	$136,667
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from	$183,948	$187,549

14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$19,430	$19,430
Realign funds to meet projected expenditures by program.	$0	$0
Amount appropriated in this Act	$12,605,551	$12,609,152

Criminal Justice Information Services

To provide fingerprint identification and processing of criminal history source documents to create and update criminal history records.

Total Funds	$9,761,238
Federal and Other Funds	$2,604
Agency Funds	$2,604
State Funds	$9,758,634
State General Funds	$9,758,634

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,252,470	$9,252,470
Annualize the cost of the FY2006 salary adjustment.	$77,084	$77,084
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$97,882	$97,882
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$133,033	$135,637
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$13,915	$13,915
Provide funds to maintain the Uniform Crime Reporting (UCR) Unit.	$184,250	$184,250
Realign funds to meet projected expenditures by program.	$0	$0
Amount appropriated in this Act	$9,758,634	$9,761,238

Georgia Information Sharing and Analysis Center (GISAC)

To assist all officials and agencies of the criminal justice system in the fulfillment of their varied responsibilities on a statewide basis by providing round-the-clock access to needed information.

Total Funds	$818,653
Federal and Other Funds	$479
Agency Funds	$479
State Funds	$818,174
State General Funds	$818,174

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$775,258	$775,258
Annualize the cost of the FY2006 salary adjustment.	$7,289	$7,289
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$9,775	$9,775
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$24,462	$24,941
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,390	$1,390
Amount appropriated in this Act	$818,174	$818,653

Regional Forensic Services

To provide pathology services to determine cause and manner of death.

Total Funds	$8,217,921
Federal and Other Funds	$2,255
Agency Funds	$2,255
State Funds	$8,215,666
State General Funds	$8,215,666

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,926,106	$7,926,106
Annualize the cost of the FY2006 salary adjustment.	$73,967	$73,967
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$87,900	$87,900
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from	$115,197	$117,452

14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$12,496	$12,496
Amount appropriated in this Act	$8,215,666	$8,217,921

Regional Investigative Services

To identify, collect, preserve and process evidence located during crime scene examinations.

Total Funds	$21,163,563
Federal and Other Funds	$204,482
Agency Funds	$204,482
State Funds	$20,959,081
State General Funds	$20,959,081

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$19,213,518	$19,213,518
Annualize the cost of the FY2006 salary adjustment.	$171,379	$171,379
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$225,494	$225,494
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$306,447	$312,446
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$32,057	$32,057
Replace state funds for applicant polygraph testing in the Polygraph Unit with revenues generated from fee-for-service collections.	($198,483)	$0
Establish the Meth Force to investigate methamphetamine-related crimes by funding an agent school to fill 15 agent vacancies and associated operating expenses.	$1,018,090	$1,018,090
Realign funds to meet projected expenditures by program.	$0	$0
Provide a 3% salary adjustment, above the normal recommended salary adjustment, beginning January 1, 2007 for the following law enforcement personnel:	$190,579	$190,579

Special Agent 3. *(CC:Add Special Agent 1, Special Agent 2, ASAC/Multi-Jurisdictional Task Force, and Narcotics Agents)*		
Amount appropriated in this Act	$20,959,081	$21,163,563

State Healthcare Fraud Unit

To identify, arrest and prosecute providers of health care services who defraud the Medicaid Program.

Total Funds	$1,124,508
Federal and Other Funds	$387
Agency Funds	$387
State Funds	$1,124,121
State General Funds	$1,124,121

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,092,276	$1,092,276
Annualize the cost of the FY2006 salary adjustment.	$4,191	$4,191
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$6,887	$6,887
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$19,788	$20,175
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$979	$979
Amount appropriated in this Act	$1,124,121	$1,124,508

Special Operations Unit

Personnel respond on a statewide basis in order to render safe explosive devices of all types. Members of the unit also assist in the identification, arrest and prosecution of individuals.

Total Funds	$699,354
Federal and Other Funds	$200
Agency Funds	$200
State Funds	$699,154
State General Funds	$699,154

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$673,951	$673,951
Annualize the cost of the FY2006 salary adjustment.	$6,116	$6,116
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$7,782	$7,782
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$10,199	$10,399
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,106	$1,106
Amount appropriated in this Act	$699,154	$699,354

Task Forces

To provide the GBI supervisory support to 12 federally funded multi-jurisdictional drug task forces.

Total Funds	$984,053
Federal and Other Funds	$376
Agency Funds	$376
State Funds	$983,677
State General Funds	$983,677

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,033,347	$1,033,347
Annualize the cost of the FY2006 salary adjustment.	$7,092	$7,092
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$13,915	$13,915
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$19,222	$19,598
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,978	$1,978
Eliminate the High-Intensity Drug Trafficking Area (HIDTA) program, including 2 positions, which duplicates existing local government efforts.	($91,877)	($91,877)

Amount appropriated in this Act	$983,677	$984,053

The following appropriations are for agencies attached for administrative purposes.

Criminal Justice Coordinating Council

To improve and coordinate criminal justice efforts throughout Georgia, help create safe and secure communities and to award grants from Local Law Enforcement and Firefighter Fund.

Total Funds	$35,632,024
Federal and Other Funds	$34,548,568
Federal Funds Not specifically Identified	$29,876,675
Agency Funds	$4,671,893
State Funds	$1,083,456
State General Funds	$1,083,456

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$818,629	$35,366,742
Establish a DUI Court grant program to reduce repeat drunk driving offenses.	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$3,833	$3,833
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,500	$4,500
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$23,205	$23,660
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$544	$544
Increase personal services and operating funds to leverage Federal grant money to be administered in the State.	$32,745	$32,745
Establish a Local Law Enforcement and Fire Protection Grants program to assist local governments.	$200,000	$200,000
Amount appropriated in this Act	$1,083,456	$35,632,024

Section 30: Juvenile Justice, Department of

Total Funds	**$319,020,177**
Federal and Other Funds	**$21,313,066**
Federal Funds Not specifically Identified	$2,893,133
Agency Funds	$18,370,971
Other Funds	$48,962
State Funds	**$297,707,111**
State General Funds	$297,707,111
Intra-State Government Transfers	**$0**

Administration

The purpose is to protect and serve the citizens of Georgia by holding youthful offenders accountable for their actions through the delivery of effective services in appropriate settings.

Total Funds	$28,573,319
Federal and Other Funds	$202,552
Agency Funds	$198,219
Other Funds	$4,333
State Funds	$28,370,767
State General Funds	$28,370,767

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$26,168,662	$26,366,881
Annualize the cost of the FY2006 salary adjustment.	$160,985	$160,985
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$196,066	$196,066
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$282,603	$286,936
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$41,052	$41,052
Transfer contract inflation adjustment and other funds from Community Non-Secure Services ($468,733) and Secure Commitment ($58,011) to Administration ($177,557) and Secure Detention ($349,187) to reflect	$177,557	$177,557

actual program expenditures. *(CC:YES)*		
Add 12 Facility-Based Investigations staff to satisfy timeliness requirements for incident investigations.	$499,524	$499,524
Provide additional funds for utilities ($315,539) and other supplies and materials ($373,022) to cover the costs of inflation and projected shortfalls. *(CC:YES)*	$0	$0
Reduce Administration program costs to realize efficiencies in per diem and fees ($100,000) and personal services ($200,000).	($300,000)	($300,000)
Provide a 3% salary adjustment, above the normal recommended salary adjustment, beginning January 1, 2007 for the following positions: Juvenile Correction Officer 1 and Juvenile Correction Officer 2.	$1,144,318	$1,144,318
Amount appropriated in this Act	$28,370,767	$28,573,319

Community Non-Secure Commitment

The purpose is to protect the public, hold youth accountable for their actions and assist youth in becoming law-abiding citizens by providing non-hardware secure community-based residential placement or services for committed youth.

Total Funds	$57,060,707
Federal and Other Funds	$10,003,139
Agency Funds	$10,002,619
Other Funds	$520
State Funds	$47,057,568
State General Funds	$47,057,568

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Annualize the cost of the FY2006 salary adjustment.	($16,111)	($16,111)
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$23,574	$23,574
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$33,980	$34,500
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,937	$4,937

Transfer contract inflation adjustment and other funds from Community Non-Secure Services ($468,733) and Secure Commitment ($58,011) to Administration ($177,557) and Secure Detention ($349,187) to reflect actual program expenditures. *(CC:YES)*	($468,733)	($468,733)
Reduce the costs of part-time positions, excluding mission critical positions in medical, education and behavioral health.	($13,768)	($13,768)
Reflect savings in contract costs due to the closure of beds at the Department of Human Resource's West Central Regional Hospital ($307,541) and Northwest Regional Hospital ($157,000).	($464,541)	($464,541)
Provide funding for additional contract staff in the Tracking program to allow for statewide monitoring of youth in community settings.	$737,154	$737,154
Reduce 15 Short-Term Intermediate Intervention Program beds by utilizing existing capacity at the Augusta YDC facility and reducing contract costs.	($1,314,000)	($1,314,000)
Increase Multi-Systemic Therapy services by providing 30 additional slots, serving an additional 120 youth.	$582,212	$582,212
Provide additional Wrap-Around program services to reduce out of home placements and provide stabilization services following placement in a community setting.	$400,000	$400,000
To condense Non-Secure Commitment ($38,464,748) and Non-Secure Detention ($9,088,116) into Community Non-Secure Services.	$47,552,864	$57,555,483
Amount appropriated in this Act	$47,057,568	$57,060,707

Community Supervision

The purpose is to protect the public, hold youth accountable for their actions, and assist youth in becoming law-abiding citizens.

Total Funds	$45,584,266
Federal and Other Funds	$4,354,901
Agency Funds	$4,347,003
Other Funds	$7,898
State Funds	$41,229,365
State General Funds	$41,229,365

The above amounts include the following adjustments, additions, and deletions to the

previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$36,202,265	$40,549,268
Annualize the cost of the FY2006 salary adjustment.	$333,279	$333,279
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$357,385	$357,385
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$515,123	$523,021
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$74,828	$74,828
Transfer contract inflation adjustment and other funds from Community Non-Secure Services ($468,733) and Secure Commitment ($58,011) to Administration ($177,557) and Secure Detention ($349,187) to reflect actual program expenditures. *(CC:YES)*	$0	$0
Reduce the costs of part-time positions, excluding mission critical positions in medical, education and behavioral health.	($74,514)	($74,514)
Provide additional funds for utilities ($315,539) and other supplies and materials ($373,022) to cover the costs of inflation and projected shortfalls. *(CC:YES)*	$0	$0
Add 67 Juvenile Probation and Parole Specialist positions to improve community-based services and reduce caseloads.	$3,214,336	$3,214,336
Expand the Intensive Supervision Program by providing 30 additional staff to offer increased monitoring and rehabilitative services to youth placed in community settings.	$606,663	$606,663
Amount appropriated in this Act	$41,229,365	$45,584,266

Secure Commitment (YDCs)

The purpose is to protect the public, hold youth accountable for their actions, and assist juvenile offenders in becoming law-abiding citizens.

Total Funds	$89,502,799
Federal and Other Funds	$3,366,696
Federal Funds Not specifically Identified	$1,032,056
Agency Funds	$2,319,170
Other Funds	$15,470

State Funds	$86,136,103
State General Funds	$86,136,103

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$83,766,215	$87,117,441
Annualize the cost of the FY2006 salary adjustment.	$716,607	$716,607
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$700,062	$700,062
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,009,049	$1,024,519
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$146,577	$146,577
Transfer contract inflation adjustment and other funds from Community Non-Secure Services ($468,733) and Secure Commitment ($58,011) to Administration ($177,557) and Secure Detention ($349,187) to reflect actual program expenditures. *(CC:YES)*	($58,011)	($58,011)
Reduce the costs of part-time positions, excluding mission critical positions in medical, education and behavioral health.	($144,396)	($144,396)
Convert 11 part-time dental positions to 4 fill-time dentists, 5 full-time dental assistants and 2 full-time hygienists to satisfy current need for dental services. *(CC:YES)*	$0	$0
Convert 16 part-time Medical Clerk positions to 16 full-time staff to improve medical records maintenance. *(CC:YES)*	$0	$0
Provide additional funds for utilities ($315,539) and other supplies and materials ($373,022) to cover the costs of inflation and projected shortfalls. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$86,136,103	$89,502,799

Secure Detention (RYDCs)

The purpose is to protect the public and hold youth accountable for their actions by providing temporary, secure, safe care, and supervision of high-risk youth.

Total Funds	$95,037,139

Federal and Other Funds	$1,524,701
Agency Funds	$1,503,960
Other Funds	$20,741
State Funds	$93,512,438
State General Funds	$93,512,438

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$89,536,547	$91,040,507
Annualize the cost of the FY2006 salary adjustment.	$717,318	$717,318
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$938,570	$938,570
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,352,826	$1,373,567
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$196,515	$196,515
Reduce the costs of part-time positions, excluding mission critical positions in medical, education and behavioral health.	($278,525)	($278,525)
Transfer contract inflation adjustment and other funds from Community Non-Secure Services ($468,733) and Secure Commitment ($58,011) to Administration ($177,557) and Secure Detention ($349,187) to reflect actual program expenditures. *(CC:YES)*	$349,187	$349,187
Convert 11 part-time dental positions to 4 fill-time dentists, 5 full-time dental assistants and 2 full-time hygienists to satisfy current need for dental services. *(CC:YES)*	$0	$0
Convert 16 part-time Medical Clerk positions to 16 full-time staff to improve medical records maintenance. *(CC:YES)*	$0	$0
Provide additional funds for utilities ($315,539) and other supplies and materials ($373,022) to cover the costs of inflation and projected shortfalls. *(CC:YES)*	$0	$0
Provide funding for preventative maintenance contract.	$700,000	$700,000
Amount appropriated in this Act	$93,512,438	$95,037,139

The following appropriations are for agencies attached for administrative purposes.

Children and Youth Coordinating Council

The purpose is to assist local communities in preventing and reducing juvenile delinquency.

Total Funds	$3,261,947
Federal and Other Funds	$1,861,077
Federal Funds Not specifically Identified	$1,861,077
State Funds	$1,400,870
State General Funds	$1,400,870

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,337,914	$3,198,914
Annualize the cost of the FY 2006 salary adjustment ($3,748) and provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007 ($3,474).	$7,222	$7,299
Increase funds to reflect an adjustment in the employer share of State Health Benefit Plan premiums from 14.20% to 16.71%.	$5,007	$5,007
Increase funds to reflect an adjustment in the workers' compensation premiums.	$727	$727
Offset loss of federal funds.	$50,000	$50,000
Amount appropriated in this Act	$1,400,870	$3,261,947

Section 31: Labor, Department of

Total Funds	**$352,724,488**
Federal and Other Funds	**$301,066,864**
Federal Funds Not specifically Identified	$260,726,953
Agency Funds	$30,339,911
Temporary Assistance for Needy Families Block Grant	$10,000,000
State Funds	**$51,657,624**
State General Funds	$51,657,624
Intra-State Government Transfers	**$0**

Provided, from funds known as Reed Act funds credited to and held in this state's account in the Unemployment Trust Fund by the United States Secretary of the Treasury pursuant to the "Job Creation and Worker Assistance Act of 2002" (P.L. 107-147) and Section 903 (d) of the Social Security Act, as amended, $49,339,507 is designated for administration of the unemployment compensation law and public employment offices, including workforce information service delivery, technology, resources, and equipment to support employment, workforce staff training, studies and reports, buildings, fixtures, furnishings, and supplies. The amount hereby appropriated shall not exceed the limitations provided in Code Section 34-8-85 of the Official Code of Georgia Annotated, and shall be obligated and expended in accordance with Section 903 (d) (4) of the Social Security Act.

Administration - Department of Labor

To work with public and private partners in building a world-class workforce system that contributes to Georgia's economic prosperity.

Total Funds	$13,828,687
Federal and Other Funds	$10,607,019
Federal Funds Not specifically Identified	$10,607,019
State Funds	$3,221,668
State General Funds	$3,221,668

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,236,310	$14,095,619
Annualize the cost of the FY2006 salary adjustment.	$10,658	$10,658
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$12,752	$12,752
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$17,915	$17,915
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$16,095	$16,095
Reduce personal services in the Labor Administration program.	($14,035)	($14,035)
Reduce operating costs in Labor Administration.	($58,027)	($310,318)
Adjust funding level.	$0	$1
Amount appropriated in this Act	$3,221,668	$13,828,687

Administration - Division of Rehabilitation

To help people with disabilities to become fully productive members of society by achieving independence and meaningful employment.

Total Funds	$3,518,770
Federal and Other Funds	$1,383,518
Federal Funds Not specifically Identified	$1,383,518
State Funds	$2,135,252
State General Funds	$2,135,252

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,167,612	$3,649,480
Annualize the cost of the FY2006 salary adjustment.	$4,905	$4,905
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,662	$5,662
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$7,954	$7,954
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$7,146	$7,146
Reduce contracts ($13,760), Special Purpose Contracts ($19,084) and Purchase of Service contracts ($83,210) by 2% within the Rehabilitation Services Division.	$0	$0
Reduce operating costs in administration for the Division of Rehabilitation Services.	($58,027)	($156,377)
Amount appropriated in this Act	$2,135,252	$3,518,770

Business Enterprise Program

To assist people who are blind in becoming successful contributors to the state's economy.

Total Funds	$1,736,387
Federal and Other Funds	$1,316,085
Federal Funds Not specifically Identified	$1,316,085
State Funds	$420,302
State General Funds	$420,302

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$339,720	$1,655,805
Annualize the cost of the FY2006 salary adjustment.	$1,215	$1,215
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$918	$918
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,290	$1,290
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,159	$1,159
Provide 2 positions and funding for the Business Enterprise Program.	$76,000	$76,000
Amount appropriated in this Act	$420,302	$1,736,387

Commission on Women

To advance health, education, economic, social and legal status of women in Georgia.

Total Funds	$93,172
State Funds	$93,172
State General Funds	$93,172

Disability Adjudication Section

To efficiently process applications for federal disability programs so that eligible Georgia citizens can obtain support.

Total Funds	$55,598,820
Federal and Other Funds	$55,598,820
Federal Funds Not specifically Identified	$55,598,820

Georgia Industries for the Blind

To employ people who are blind in manufacturing and packaging facilities in Bainbridge and Griffin.

Total Funds	$11,809,509
Federal and Other Funds	$11,099,375
Agency Funds	$11,099,375
State Funds	$710,134
State General Funds	$710,134

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$692,348	$11,791,723
Annualize the cost of the FY2006 salary adjustment.	$4,717	$4,717
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$3,564	$3,564
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$5,007	$5,007
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,498	$4,498
Amount appropriated in this Act	$710,134	$11,809,509

Labor Market Information

To collect, analyze and publish a wide array of information about the state's labor market.

Total Funds	$2,932,226
Federal and Other Funds	$2,249,873
Federal Funds Not specifically Identified	$2,249,873
State Funds	$682,353
State General Funds	$682,353

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$671,271	$2,921,144
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$3,022	$3,022
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$4,245	$4,245
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$3,815	$3,815
Amount appropriated in this Act	$682,353	$2,932,226

Roosevelt Warm Springs Institute

To empower individuals with disabilities to achieve personal independence.

Total Funds	$31,166,123
Federal and Other Funds	$24,667,489
Federal Funds Not specifically Identified	$6,233,169
Agency Funds	$18,434,320
State Funds	$6,498,634
State General Funds	$6,498,634

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,662,908	$31,330,398
Annualize the cost of the FY2006 salary adjustment.	$34,100	$34,100
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$23,369	$23,369
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$32,831	$32,831
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$29,495	$29,495
Reduce contracts ($13,760), Special Purpose Contracts ($19,084) and Purchase of Service contracts ($83,210) by 2% within the Rehabilitation Services Division.	$0	$0
Transfer the American Association of Adapted Sports Programs contract to the Department of Human Resources.	($284,069)	($284,069)
Adjust funding level.	$0	($1)
Amount appropriated in this Act	$6,498,634	$31,166,123

Safety Inspections

To promote and protect public safety, to provide training and information on workplace exposure to hazardous chemicals, and to promote industrial safety.

Total Funds	$2,870,331
Federal and Other Funds	$168,552
Federal Funds Not specifically Identified	$168,552
State Funds	$2,701,779

State General Funds	$2,701,779

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,664,002	$2,832,554
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$10,302	$10,302
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$14,473	$14,473
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$13,002	$13,002
Amount appropriated in this Act	$2,701,779	$2,870,331

Unemployment Insurance

To enhance Georgia's economic strength by collecting unemployment insurance taxes from Georgia's employers and distributing unemployment benefits to eligible claimants.

Total Funds	$46,823,669
Federal and Other Funds	$36,610,816
Federal Funds Not specifically Identified	$36,610,816
State Funds	$10,212,853
State General Funds	$10,212,853

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$10,056,056	$46,666,872
Annualize the cost of the FY2006 salary adjustment.	$4,707	$4,707
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$41,475	$41,475
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$58,268	$58,268
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$52,347	$52,347
Amount appropriated in this Act	$10,212,853	$46,823,669

Vocational Rehabilitation Program

To assist people with disabilities so that they may go to work.

Total Funds	$86,078,746
Federal and Other Funds	$68,851,140
Federal Funds Not specifically Identified	$66,344,924
Agency Funds	$806,216
Temporary Assistance for Needy Families Block Grant	$1,700,000
State Funds	$17,227,606
State General Funds	$17,227,606

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$16,784,521	$86,435,661
Annualize the cost of the FY2006 salary adjustment.	$59,568	$59,568
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$32,612	$32,612
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$45,816	$45,816
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$41,161	$41,161
Reduce contracts ($13,760), Special Purpose Contracts ($19,084) and Purchase of Service contracts ($83,210) by 2% within the Rehabilitation Services Division.	$0	$0
Reduce TANF funding.	$0	($800,000)
Provide funding for Assistive Technology Centers and Reboot.	$30,000	$30,000
Provide additional funds Middle Georgia Center for Independent Living, Inc.	$20,000	$20,000
Provide funds for the Georgia Association of Training, Employment and Supports (GATES).	$100,000	$100,000
Increase funding for the Center for the Visually Impaired.	$5,000	$5,000
Increase funding for the Georgia Radio Reading Service.	$58,928	$58,928
Increase SHARE funding to operate a new program, DEAR.	$50,000	$50,000
Recognize $2,500,000 in TANF funding from DHR.	$0	$0

Amount appropriated in this Act	$17,227,606	$86,078,746

Workforce Development

To assist employers and job seekers with job matching services and to promote economic growth and development.

Total Funds	$96,268,048
Federal and Other Funds	$88,514,177
Federal Funds Not specifically Identified	$80,214,177
Temporary Assistance for Needy Families Block Grant	$8,300,000
State Funds	$7,753,871
State General Funds	$7,753,871

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,642,713	$98,258,108
Annualize the cost of the FY2006 salary adjustment.	$2,844	$2,844
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$29,537	$29,537
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$41,497	$41,497
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$37,280	$37,280
Recognize $10,401,218 in TANF funding from DHR.	$0	$0
Decrease funding for GoodWorks and job placement program.	$0	($2,101,218)
Amount appropriated in this Act	$7,753,871	$96,268,048

Section 32: Law, Department of

Total Funds	**$36,496,779**
Federal and Other Funds	**$24,817**
Other Funds	$24,817
State Funds	**$14,670,539**
State General Funds	$14,670,539
Intra-State Government Transfers	**$21,801,423**
Other Intra-State Government Payments	$21,801,423

Law

To serve the citizens of the State of Georgia by providing legal representation of the highest quality to the agencies, officers and employees of state government.

Total Funds	$36,496,779
Federal and Other Funds	$24,817
Other Funds	$24,817
State Funds	$14,670,539
State General Funds	$14,670,539
Intra-State Government Transfers	$21,801,423
Other Intra-State Government Payments	$21,801,423

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$13,659,592	$35,461,015
Annualize the cost of the FY2006 salary adjustment.	$127,303	$127,303
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$395,883	$395,883
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$168,756	$168,756
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$285,674	$316,326
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$8,848	$8,848
Increase real estate rentals to meet contractual commitments.	$24,483	$24,483
Reduce other funds in equipment.	$0	($5,835)
Add funds to properly reflect operating budget represented in HB1026.	$0	$0
Amount appropriated in this Act	$14,670,539	$36,496,779

Section 33: State Merit System of Personnel Administration

Total Funds	**$14,520,114**
Federal and Other Funds	**$909,945**
Other Funds	$909,945
State Funds	**$0**

Intra-State Government Transfers	**$13,610,169**
Other Intra-State Government Payments	$13,610,169

The Department is authorized to assess no more than $147.00 per budgeted position for the cost of departmental operations and may roll forward any unexpended prior years Merit System Assessment balance to be expended in the current fiscal year.

Administration

The purpose is to provide administrative and technical support to the agency.

Total Funds	$5,063,325
Federal and Other Funds	$846,068
Other Funds	$846,068
Intra-State Government Transfers	$4,217,257
Other Intra-State Government Payments	$4,217,257

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$4,217,257
Annualize the cost of the FY2006 salary adjustment.	$0	$25,867
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$39,858
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$74,311
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$3,728
Redistribute operating expenses from Total Compensation and Rewards ($464,686) and Recruitment and Staffing Services ($207,078) to Administration ($607,355) and Workforce Development and Alignment ($64,409) to more appropriately capture expenditures.	$0	$607,355
Reduce regular operating expenses.	$0	($52,911)
Increase payments to State Treasury.	$0	$750,000
Properly align fund sources.	$0	($602,140)
Amount appropriated in this Act	$0	$5,063,325

Recruitment and Staffing Services

The purpose is to provide a central point of contact for the general public.

Total Funds	$1,321,434
Intra-State Government Transfers	$1,321,434
Other Intra-State Government Payments	$1,321,434

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$1,321,434
Annualize the cost of the FY2006 salary adjustment.	$0	$10,640
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$15,401
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$28,712
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$1,440
Redistribute operating expenses from Total Compensation and Rewards ($464,686) and Recruitment and Staffing Services ($207,078) to Administration ($607,355) and Workforce Development and Alignment ($64,409) to more appropriately capture expenditures.	$0	($207,078)
Reduce regular operating expenses.	$0	($5,500)
Properly align fund sources.	$0	$156,385
Amount appropriated in this Act	$0	$1,321,434

Total Compensation and Rewards

The purpose is to ensure fair and consistent employee compensation practices across state agencies.

Total Funds	$4,566,259
Intra-State Government Transfers	$4,566,259
Other Intra-State Government Payments	$4,566,259

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$4,566,259
Annualize the cost of the FY2006 salary adjustment.	$0	$30,384
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$25,974
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$48,425
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$2,429
Reduce regular operating expenses.	$0	($4,000)
Redistribute operating expenses from Total Compensation and Rewards ($464,686) and Recruitment and Staffing Services ($207,078) to Administration ($607,355) and Workforce Development and Alignment ($64,409) to more appropriately capture expenditures.	$0	($464,686)
Reduce personal services by eliminating 2 positions from Total Compensation and Rewards.	$0	($84,281)
Properly align fund sources.	$0	$445,755
Amount appropriated in this Act	$0	$4,566,259

Workforce Development and Alignment

The purpose is to provide continuous opportunities for state employees to grow and develop professionally, resulting in increased productivity for state agencies and entities.

Total Funds	$3,569,096
Federal and Other Funds	$63,877
Other Funds	$63,877
Intra-State Government Transfers	$3,505,219
Other Intra-State Government Payments	$3,505,219

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$3,505,219
Annualize the cost of the FY2006 salary adjustment.	$0	$25,517
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$13,329
Increase funds to reflect an adjustment in the employer	$0	$24,851

share of the State Health Benefit Plan premiums from 14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$1,247
Reduce contracts to eliminate funding for state orientation video.	$0	($15,000)
Reduce per diem and fees.	$0	($37,976)
Reduce regular operating expenses.	$0	($12,500)
Redistribute operating expenses from Total Compensation and Rewards ($464,686) and Recruitment and Staffing Services ($207,078) to Administration ($607,355) and Workforce Development and Alignment ($64,409) to more appropriately capture expenditures.	$0	$64,409
Amount appropriated in this Act	$0	$3,569,096

Section 34: Natural Resources, Department of

Total Funds	**$204,616,429**
Federal and Other Funds	**$94,995,280**
Federal Funds Not specifically Identified	$69,004,269
Agency Funds	$22,833,982
Other Funds	$3,157,029
State Funds	**$109,547,299**
State General Funds	$109,547,299
Intra-State Government Transfers	**$73,850**
Other Intra-State Government Payments	$73,850

Provided, that to the extent State Parks and Historic Sites receipts are realized in excess of the amount of such funds contemplated in this Act, the Office of Planning and Budget is authorized to use up to 50 percent of the excess receipts to supplant State funds and the balance may be amended into the budget of the Parks, Recreation and Historic Sites Division for the most critical needs of the Division. This provision shall not apply to revenues collected from a state parks parking pass implemented by the Department.

The above appropriations reflect receipts from Lake Lanier Island Development Authority in an amount of $665,966 for year 17 of 20 years; last payment being made June 15th, 2010, Jekyll Island State Park Authority - $260,844 for year 18 of 20 years; last payment being made June 15th, 2009, Jekyll Island Convention Center and Golf Course - $679,346 for year 13 of 20 years; last payment being made June 15th, 2014 and North Georgia Mountains Authority - $1,434,982 for year 13 of 20 years; last payment

being made June 15th, 2014.

Administration

The purpose of the program is to provide administrative support for all programs of the department.

Total Funds	$10,112,871
Federal and Other Funds	$53,814
Federal Funds Not specifically Identified	$53,814
State Funds	$10,059,057
State General Funds	$10,059,057

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,368,088	$9,421,902
Annualize the cost of the FY2006 salary adjustment.	$63,575	$63,575
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$115,903	$115,903
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$22,803	$22,803
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$169,643	$169,643
Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$56,553	$56,553
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$26,382	$26,382
Realign programs to properly reflect FY 2007 expenditures by transferring funds to Administration ($232,360) and Land Conservation ($27,000) from Parks, Recreation and Historic Sites ($2,284) and Wildlife Resources ($257,076). *(CC:YES)*	$232,360	$232,360
Add 1 position and operating funds for opening a new interpretive center and museum at Sweetwater Creek State Park.	$3,750	$3,750
Amount appropriated in this Act	$10,059,057	$10,112,871

Coastal Resources

The purpose is to balance economic development in Georgia's coastal zone with the preservation of natural, environmental, historic, archaeological, and recreational resources for the benefit of Georgia's present and future generations.

Total Funds	$2,891,480
Federal and Other Funds	$170,862
Federal Funds Not specifically Identified	$170,862
State Funds	$2,720,618
State General Funds	$2,720,618

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,323,120	$2,493,982
Annualize the cost of the FY2006 salary adjustment.	$17,938	$17,938
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$29,883	$29,883
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$43,739	$43,739
Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$15,211	$15,211
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,802	$6,802
Enhance water quality sampling efforts by increasing contract funds and adding 1 position in Coastal Resources in order to meet stricter water quality standards on Georgia's coast.	$53,925	$53,925
Provide funds for Tybee Island beach restoration project. *(CC:Bonds.)*	$0	$0
Provide funding for the cooperative service agreement with the University of Georgia Fanning Institute of Leadership to develop standards for permitting of marinas and community docks.	$50,000	$50,000
Provide funds for sunken boats to correct HB1026 increase in the Solid Waste Trust Fund.	$180,000	$180,000
Amount appropriated in this Act	$2,720,618	$2,891,480

Environmental Protection

The purpose is to help provide Georgia's citizens with clean air, clean water, healthy lives and productive land by assuring compliance with environmental laws and by assisting others to do their part for a better environment.

Total Funds	$87,641,820
Federal and Other Funds	$60,109,698
Federal Funds Not specifically Identified	$53,312,141
Agency Funds	$309,758
Other Funds	$6,487,799
State Funds	$27,532,122
State General Funds	$27,532,122

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$26,207,788	$86,317,486
Annualize the cost of the FY2006 salary adjustment.	$286,302	$286,302
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$360,290	$360,290
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$204,196	$204,196
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$527,348	$527,348
Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$243,190	$243,190
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$82,008	$82,008
Remove undesignated object classes and fund sources to properly reflect expenditures (Total Funds $59,507,514).	$0	$0
Reduce contract funds with the Soil and Water Conservation Commission to reflect the cyclical needs of the Erosion and Sedimentation Certification program.	($300,000)	($300,000)
Enhance water modeling and monitoring in the Environmental Protection program.	$400,000	$400,000
Increase funding for the Solid Waste Trust Fund from $1.5 million to $6.5 million.	$0	$0

Add 8 positions for erosion and sedimentation control in Environmental Protection to increase the number of inspections in high growth areas.	$0	$0
Eliminate contract funds in Environmental Protection for a coastal groundwater study that will be completed in FY 2006.	($390,000)	($390,000)
Reduce contract with the Department of Agriculture to provide gasoline samples and analysis for the Gasoline Marketing Rule. *(CC:Gasoline samples only.)*	($89,000)	($89,000)
Amount appropriated in this Act	$27,532,122	$87,641,820

Hazardous Waste Trust Fund

Investigate and clean up abandoned hazardous sites.

Total Funds	$7,673,850
Federal and Other Funds	$73,850
Federal Funds Not specifically Identified	$73,850
State Funds	$7,600,000
State General Funds	$7,600,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,600,000	$7,673,850
Amount appropriated in this Act	$7,600,000	$7,673,850

Historic Preservation

The purpose is to identify, protect and preserve Georgia's historical sites for the enjoyment of present and future generations.

Total Funds	$2,546,111
Federal and Other Funds	$544,351
Federal Funds Not specifically Identified	$544,351
State Funds	$2,001,760
State General Funds	$2,001,760

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,904,709	$2,449,060
Annualize the cost of the FY2006 salary adjustment.	$13,500	$13,500
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$25,044	$25,044
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$18,641	$18,641
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$36,656	$36,656
Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$12,510	$12,510
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$5,700	$5,700
Reduce the number of contracted historic planners from 14 to 12 based on state service delivery regions.	$0	$0
Remove University of Georgia contract to computerize new site files and ongoing maintenance and database management of the statewide computerized archaeological site file.	($15,000)	($15,000)
Amount appropriated in this Act	$2,001,760	$2,546,111

Land Conservation

The purpose is to provide a framework within which developed and rapidly developing counties, and their municipalities, can preserve community green space.

Total Funds	$466,380
State Funds	$466,380
State General Funds	$466,380

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$415,605	$415,605
Annualize the cost of the FY2006 salary adjustment.	$1,902	$1,902
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,686	$5,686
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$3,998	$3,998

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,323	$8,323
Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$2,572	$2,572
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,294	$1,294
Realign programs to properly reflect FY 2007 expenditures by transferring funds to Administration ($232,360) and Land Conservation ($27,000) from Parks, Recreation and Historic Sites ($2,284) and Wildlife Resources ($257,076). *(CC:YES)*	$27,000	$27,000
Amount appropriated in this Act	$466,380	$466,380

Parks, Recreation and Historic Sites

The purpose is to increase the public awareness of the opportunities at the state parks and historic sites throughout Georgia.

Total Funds	$39,982,012
Federal and Other Funds	$20,840,974
Federal Funds Not specifically Identified	$2,861,092
Agency Funds	$18,635,848
Other Funds	($655,966)
State Funds	$19,141,038
State General Funds	$19,141,038

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$17,234,816	$38,741,756
Annualize the cost of the FY2006 salary adjustment.	$138,246	$138,246
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$226,966	$226,966
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$9,659	$9,659
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$332,205	$332,205

Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$187,068	$187,068
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$51,661	$51,661
Replace payments from the Lake Lanier Islands Development Authority with state general funds.	$665,966	$0
Add 1 position and operating funds for opening a new interpretive center and museum at Sweetwater Creek State Park.	$180,250	$180,250
Realign programs to properly reflect FY 2007 expenditures by transferring funds to Administration ($232,360) and Land Conservation ($27,000) from Parks, Recreation and Historic Sites ($2,284) and Wildlife Resources ($257,076). *(CC:YES)*	($2,284)	($2,284)
Provide 3% enhancement for Conservation Rangers and Conservation Rangers First Class.	$66,485	$66,485
Provide funding for Historic Markers.	$50,000	$50,000
Provide funds for the schematic design of the Georgia Trail exhibit and the new animal hospital at Zoo Atlanta.	$0	$0
Amount appropriated in this Act	$19,141,038	$39,982,012

Pollution Prevention Assistance

The purpose is to reduce pollution by providing non-regulatory assistance.

Total Funds	$693,838
Federal and Other Funds	$603,913
Agency Funds	$603,913
State Funds	$16,075
State General Funds	$16,075
Intra-State Government Transfers	$73,850
Other Intra-State Government Payments	$73,850

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$677,763
Annualize the cost of the FY2006 salary adjustment.	$10,501	$10,501
Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$5,574	$5,574

Amount appropriated in this Act	$16,075	$693,838

Solid Waste Trust Fund

Provides a funding source to administer the Scrap Tire Management Program, enables emergency, preventative and corrective actions at solid waste disposal facilities, and promotes statewide recycling and waste reduction programs.

Total Funds	$6,000,000
State Funds	$6,000,000
State General Funds	$6,000,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,500,000	$1,500,000
Increase funding for the Solid Waste Trust program from $1.5 million to $6.5 million.	$4,500,000	$4,500,000
Amount appropriated in this Act	$6,000,000	$6,000,000

Wildlife Resources

The purpose is to regulate hunting, fishing, and the operation of watercraft in Georgia, protect non-game and endangered wildlife, and maintain public education and law enforcement programs.

Total Funds	$43,139,896
Federal and Other Funds	$12,265,605
Federal Funds Not specifically Identified	$11,988,159
Agency Funds	$2,952,250
Other Funds	($2,674,804)
State Funds	$30,874,291
State General Funds	$30,874,291

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$28,915,612	$41,181,217
Annualize the cost of the FY2006 salary adjustment.	$230,922	$230,922
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$446,068	$446,068

Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$7,405	$7,405
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$652,899	$652,899
Provide funds to correct a shortfall in funding for the employer share of State Health Benefit Plan premiums.	$221,281	$221,281
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$101,532	$101,532
Realign programs to properly reflect FY 2007 expenditures by transferring funds to Administration ($232,360) and Land Conservation ($27,000) from Parks, Recreation and Historic Sites ($2,284) and Wildlife Resources ($257,076). *(CC:YES)*	($257,076)	($257,076)
Eliminate 1 position and operating expenses for aquatic plant control of public and private waters.	($48,577)	($48,577)
Fund operating costs for opening the Flat Creek public fishing area including 2 fishery technician positions and 2 motor vehicles.	$218,225	$218,225
Provide operating funds and add 6 positions for staffing the new conference facility and dining hall at the Charlie Elliott Wildlife Center.	$200,000	$200,000
Add 3 positions and operating funds to adequately address the management of flathead catfish in the Satilla River.	$200,000	$200,000
Remove contract with the University of Georgia Research Foundation to provide diagnostic services and wildlife disease advice and training to DNR wildlife personnel.	($14,000)	($14,000)
Amount appropriated in this Act	$30,874,291	$43,139,896

The following appropriations are for agencies attached for administrative purposes.

Civil War Commission

The purpose is to coordinate planning, preservation, and promotion of structures, buildings, sites, and battlefields associated with the Civil War and to acquire or provide funds for the acquisition of Civil War battlefields, cemeteries and other historic properties associated with the Civil War.

Total Funds	$100,000
State Funds	$100,000

State General Funds	$100,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$50,000	$50,000
Annualize the cost of the FY2006 salary adjustment.	$0	$0
Provide funds to preserve and protect Civil War Battlefields and cemeteries and other related historic sites across the state. *(CC:One-time funding.)*	$50,000	$50,000
Amount appropriated in this Act	$100,000	$100,000

Payments to Georgia Agricultural Exposition Authority

The purpose is to showcase the state's agriculture and agribusiness, promote the agricultural achievement of Georgia's young people, provide a center for diverse activities, and stage and promote a statewide fair.

Total Funds	$1,641,634
State Funds	$1,641,634
State General Funds	$1,641,634

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,601,868	$1,601,868
Annualize the cost of the FY2006 salary adjustment.	$8,481	$8,481
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$11,000	$11,000
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$16,164	$16,164
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,121	$4,121
Amount appropriated in this Act	$1,641,634	$1,641,634

Payments to Georgia Agrirama Development Authority

The purpose is to collect, display, and preserve material culture of Georgia's agriculture and rural history and present to general public and school groups.

Total Funds	$872,211
State Funds	$872,211
State General Funds	$872,211

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$820,514	$820,514
Annualize the cost of the FY2006 salary adjustment.	$2,604	$2,604
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$6,000	$6,000
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,980	$8,980
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,293	$1,293
Increase repairs and maintenance funding for the historic village at Agrirama.	$32,820	$32,820
Amount appropriated in this Act	$872,211	$872,211

Georgia State Games Commission

To improve the physical fitness of Georgians.

Total Funds	$382,362
Federal and Other Funds	$332,213
Agency Funds	$332,213
State Funds	$50,149
State General Funds	$50,149

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$50,149	$382,362
Eliminate state funds, 1 position and 4 motor vehicles.	$0	$0
Amount appropriated in this Act	$50,149	$382,362

Payments to Lake Allatoona Preservation Authority

Total Funds	$100,000

State Funds	$100,000
State General Funds	$100,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$100,000	$100,000
Eliminate one-time funding for shoreline restoration, educational programs, a watershed study and other projects. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$100,000	$100,000

Payments to Southwest Georgia Railroad Excursion Authority

The purpose is to construct, finance, operate, and develop a rail passenger excursion project utilizing any state owned railway in Crisp and Sumter counties and any nearby county which may be included within the service area.

Total Funds	$371,964
State Funds	$371,964
State General Funds	$371,964

Section 35: Pardons and Paroles, State Board of

Total Funds	**$50,112,887**
Federal and Other Funds	**$0**
State Funds	**$50,112,887**
State General Funds	$50,112,887
Intra-State Government Transfers	**$0**

Administration

To provide support for the agency.

Total Funds	$4,891,864
State Funds	$4,891,864
State General Funds	$4,891,864

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,326,255	$4,426,255

Annualize the cost of the FY2006 salary adjustment.	$29,265	$29,265
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$25,043	$25,043
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$43,112	$43,112
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$42,563	$42,563
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,974	$4,974
Provide additional funding for utilities ($41,146), fuel ($168,361) and mileage reimbursement ($137,678).	$20,652	$20,652
Align personal services funding to accurately align program delivery and personnel. *(CC:YES)*	$400,000	$400,000
Eliminate one-time federal funding used for Parole Risk guidelines improvement. *(CC:YES)*	$0	($100,000)
Provide a 3% salary adjustment, above the normal recommended salary adjustment, beginning January 1, 2007 for the following law enforcement position(s): Parole Officer. *(CC:Move $45,000 to Clemency and $220,818 to Parole Supervision)*	$0	$0
Amount appropriated in this Act	$4,891,864	$4,891,864

Clemency

To investigate offenders when they enter the corrections system and make determinations about offender eligibility for parole.

Total Funds	$10,212,410
State Funds	$10,212,410
State General Funds	$10,212,410

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,769,111	$9,769,111
Annualize the cost of the FY2006 salary adjustment.	$65,236	$65,236
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$95,064	$95,064

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$161,568	$161,568
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$10,979	$10,979
Increase regular operating funds ($50,000) to cover costs of records retention. *(CC:YES)*	$50,000	$50,000
Provide additional funding for utilities ($41,146), fuel ($168,361) and mileage reimbursement ($137,678).	$15,452	$15,452
Provide a 3% salary adjustment, above the normal recommended salary adjustment, beginning January 1, 2007 for the following law enforcement position(s): Parole Officer. *(CC:Parole Officer & Parole Investigators)*	$45,000	$45,000
Amount appropriated in this Act	$10,212,410	$10,212,410

Parole Supervision

For transitioning offenders from prison back into the community as productive, law abiding citizens.

Total Funds	$34,476,952
State Funds	$34,476,952
State General Funds	$34,476,952

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$33,015,382	$33,015,382
Annualize the cost of the FY2006 salary adjustment.	$212,102	$212,102
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$284,470	$284,470
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$62,518	$62,518
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$483,478	$483,478
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$37,103	$37,103

Provide additional funding for utilities ($41,146), fuel ($168,361) and mileage reimbursement ($137,678).	$311,081	$311,081
Align personal services funding to accurately align program delivery and personnel. *(CC:YES)*	($400,000)	($400,000)
Increase regular operating funds ($50,000) to cover costs of records retention. *(CC:YES)*	($50,000)	($50,000)
Provide additional funding for substance abuse assessment and treatment.	$300,000	$300,000
Provide a 3% salary adjustment, above the normal recommended salary adjustment, beginning January 1, 2007 for the following law enforcement position(s): Parole Officer. *(CC:Parole Officers & Parole Investigators)*	$220,818	$220,818
Amount appropriated in this Act	$34,476,952	$34,476,952

Victims Services

To provide notification to victims of changes in offender status or placement, to conduct outreach and information gathering from victim during clemency proceedings and generally to act as a liaison to victims for the state corrections system.

Total Funds	$531,661
State Funds	$531,661
State General Funds	$531,661

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$516,467	$516,467
Annualize the cost of the FY2006 salary adjustment.	$3,270	$3,270
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,202	$4,202
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$7,142	$7,142
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$580	$580
Amount appropriated in this Act	$531,661	$531,661

Section 36: Properties Commission, State

Total Funds	**$5,876,661**
Federal and Other Funds	**$5,876,661**
Other Funds	$5,876,661
State Funds	**$0**
Intra-State Government Transfers	**$0**

Leasing

To help state government meet its current need for office space and plan for future needs as business goals and operations change.

Total Funds	$402,655
Federal and Other Funds	$402,655
Other Funds	$402,655

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$0	$3,362
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$0	$4,394
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$3,606
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$18,390
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$1,412
Transfer the Space Management program ($371,491) and the Payments to GBA program ($2,331,288) from the Department of Administrative Services to the State Properties Commission (Other Funds: $2,702,779).	$0	$371,491
Change the name from "Space Management" to "Leasing". *(CC:YES)*	$0	$0
Amount appropriated in this Act	$0	$402,655

State Properties Commission

To assure the taxpayers of Georgia that acquisitions and dispositions of state property are carried out in an equitable, legal, ethical and efficient manner.

Total Funds	$588,425
Federal and Other Funds	$588,425
Other Funds	$588,425

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$0	$6,107
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$0	$2,929
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$0	$7,634
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$12,260
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$942
Transfer the Space Management program ($371,491) and the Payments to GBA program ($2,331,288) from the Department of Administrative Services to the State Properties Commission (Other Funds: $2,702,779).	$0	$558,553
Amount appropriated in this Act	$0	$588,425

The following appropriations are for agencies attached for administrative purposes.

Payments to Georgia Building Authority

To purchase, erect and maintain buildings and other facilities to house agents and officials of the state government.

Total Funds	$4,885,581
Federal and Other Funds	$4,885,581
Other Funds	$4,885,581

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Annualize the cost of the FY2006 salary adjustment.	$0	$127,415
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$0	$86,044
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$457,908
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$35,172
Transfer the Space Management program ($371,491) and the Payments to GBA program ($2,331,288) from the Department of Administrative Services to the State Properties Commission (Other Funds: $2,702,779).	$0	$2,331,288
Eliminate one time funding for the purchase of property around Capitol Hill (Other Funds: $1,150,000).	$0	($1,150,000)
Adjust agency rental rates to create a maintenance and repair fund in Facilities program (Other Funds: $3,000,000).	$0	$3,000,000
Adjust annualizer to reflect updated projections (Other Funds: $2,246).	$0	($2,246)
Amount appropriated in this Act	$0	$4,885,581

Section 37: Public Safety, Department of

Total Funds	**$121,273,100**
Federal and Other Funds	**$14,559,906**
Federal Funds Not specifically Identified	$8,328,935
Agency Funds	$1,634,073
Other Funds	$4,596,898
State Funds	**$103,561,759**
State General Funds	$103,561,759
Intra-State Government Transfers	**$3,151,435**
Other Intra-State Government Payments	$3,151,435

Administration

To work cooperatively with all levels of government to provide a safe environment for residents and visitors to our state.

Total Funds	$9,274,504

State Funds	$9,274,504
State General Funds	$9,274,504

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,816,239	$9,816,239
Annualize the cost of the FY2006 salary adjustment.	$45,740	$45,740
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$60,976	$60,976
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$88,616	$88,616
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$16,111	$16,111
Transfer 1 position and $30,000 in personal services from the Georgia Department of Revenue.	$30,000	$30,000
Reduce personal services in the Administration program.	($373,178)	($373,178)
Realign program budgets to meet projected expenditures.	($410,000)	($410,000)
Amount appropriated in this Act	$9,274,504	$9,274,504

Aviation

To provide air support to the Georgia State Patrol and other state, federal and local agencies improving public safety for the citizens of Georgia.

Total Funds	$2,365,895
State Funds	$2,365,895
State General Funds	$2,365,895

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,307,130	$2,307,130
Annualize the cost of the FY2006 salary adjustment.	$11,804	$11,804
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$17,282	$17,282
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from	$25,113	$25,113

14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,566	$4,566
Amount appropriated in this Act	$2,365,895	$2,365,895

Capitol Police Services

To protect life and property, prevent and detect criminal acts, and enforce traffic regulations throughout the Capitol.

Total Funds	$3,151,435
Intra-State Government Transfers	$3,151,435
Other Intra-State Government Payments	$3,151,435

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$3,151,435
Amount appropriated in this Act	$0	$3,151,435

Executive Security Services

To provide facility security for the Governor's Mansion and personal security for the residents and to provide continual security for the Governor, the Lieutenant Governor, the Speaker of the House and their families.

Total Funds	$1,392,354
State Funds	$1,392,354
State General Funds	$1,392,354

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,050,978	$1,050,978
Annualize the cost of the FY2006 salary adjustment.	$10,328	$10,328
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$11,425	$11,425
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$16,604	$16,604

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$3,019	$3,019
Realign program budgets to meet projected expenditures.	$300,000	$300,000
Amount appropriated in this Act	$1,392,354	$1,392,354

Field Offices and Services

To reduce drug trafficking in the State of Georgia by networking with other state, federal and local law enforcement agencies.

Total Funds	$64,394,317
State Funds	$64,394,317
State General Funds	$64,394,317

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$60,086,195	$60,086,195
Annualize the cost of the FY2006 salary adjustment.	$548,385	$548,385
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$673,309	$673,309
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$978,504	$978,504
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$177,901	$177,901
Provide funds to implement a 10 Trooper Motorcycle unit located in the Metro Atlanta area. *(CC:YES)*	$277,500	$277,500
Annualize the cost of two Trooper Schools.	$703,060	$703,060
Provide a 3% salary adjustment, above the normal recommended salary adjustment, beginning January 1, 2007 for the following law enforcement positions: Trooper First Class, Lieutenant, Corporal, Sergeant, MCCD Corporal, and MCCD Sergeant. *(CC:All positions identified by the House.)*	$597,473	$597,473
Fund 16 vacant DPS Post Secretary positions. *(CC:10 Post Secretaries)*	$351,990	$351,990
Provide funds for two trooper schools, each with 50 initial candidates. *(CC:Fund one school with 60 candidates.)*	$0	$0

Provide a 10% hazard pay supplement to SWAT team members.	$0	$0
Amount appropriated in this Act	$64,394,317	$64,394,317

Motor Carrier Compliance

To enforce and administer state laws and regulations for mandated programs relating to driver safety and driver education for both novice and problem drivers.

Total Funds	$16,371,832
Federal and Other Funds	$9,758,896
Federal Funds Not specifically Identified	$5,161,998
Other Funds	$4,596,898
State Funds	$6,612,936
State General Funds	$6,612,936

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,329,515	$16,088,411
Annualize the cost of the FY2006 salary adjustment.	$103,536	$103,536
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$66,195	$66,195
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$96,200	$96,200
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$17,490	$17,490
Align fund sources to correctly reflect expenditures.	$0	$0
Reflect a reduction of the DOT Permit Funds and an increase in the Motor Carrier Safety Assistance Program funds. The redistribution allows the reduction of DOT Permit Funds and an increase in MCSAP funds.	$0	$0
Amount appropriated in this Act	$6,612,936	$16,371,832

Specialized Collision Reconstruction Team (SCRT)

To provide a means by which fatal crashes can be investigated thoroughly by specially trained investigators and properly document evidence in collisions to be used for successful court prosecution.

Total Funds	$2,350,545

State Funds	$2,350,545
State General Funds	$2,350,545

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,150,997	$2,150,997
Annualize the cost of the FY2006 salary adjustment.	$17,706	$17,706
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$26,437	$26,437
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$38,420	$38,420
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,985	$6,985
Realign program budgets to meet projected expenditures.	$110,000	$110,000
Amount appropriated in this Act	$2,350,545	$2,350,545

Troop J Specialty Units

To support the Forensics Science Division of the GBI by overseeing and maintaining the entire breath-alcohol program for the State of Georgia.

Total Funds	$2,291,755
State Funds	$2,291,755
State General Funds	$2,291,755

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,204,535	$2,204,535
Annualize the cost of the FY2006 salary adjustment.	$18,198	$18,198
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$25,399	$25,399
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$36,912	$36,912
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,711	$6,711

Amount appropriated in this Act	$2,291,755	$2,291,755

The following appropriations are for agencies attached for administrative purposes.

Firefighter Standards and Training Council

To provide minimum certification standards for all firefighters and public safety professionals.

Total Funds	$690,145
State Funds	$690,145
State General Funds	$690,145

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$551,565	$551,565
Annualize the cost of the FY2006 salary adjustment.	$3,879	$3,879
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$6,146	$6,146
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$8,931	$8,931
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,624	$1,624
Increase per diem and fees to provide state certified firefighters to evaluate firefighters' certification tests.	$96,000	$96,000
Increase computer charges for hardware to implement SB 169 requiring FFSTC to certify volunteer firefighters.	$22,000	$22,000
Amount appropriated in this Act	$690,145	$690,145

Office of Highway Safety

To educate the public on highway safety issues and facilitate the implementation of programs to reduce crashes, injuries and fatalities on Georgia roadways.

Total Funds	$3,670,822
Federal and Other Funds	$3,166,937
Federal Funds Not specifically Identified	$3,166,937
State Funds	$503,885
State General Funds	$503,885

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$485,876	$3,652,813
Annualize the cost of the FY2006 salary adjustment.	$4,528	$4,528
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,961	$4,961
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$7,209	$7,209
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,311	$1,311
Amount appropriated in this Act	$503,885	$3,670,822

Peace Officers Standards and Training Council (POST)

To provide the citizens of Georgia with qualified, professionally trained, ethical and competent peace officers and criminal justice professionals.

Total Funds	$2,038,767
State Funds	$2,038,767
State General Funds	$2,038,767

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,905,971	$1,905,971
Annualize the cost of the FY2006 salary adjustment.	$11,237	$11,237
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$17,685	$17,685
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$25,702	$25,702
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,673	$4,673
Annualize the cost of 1 investigator position transferred from the Department of Corrections to POST.	$43,499	$43,499
Provide funds to develop and implement a Peace Officer certification exit exam.	$30,000	$30,000
Amount appropriated in this Act	$2,038,767	$2,038,767

Public Safety Training Center

To develop, deliver and facilitate training that results in professional and competent public safety services for the people of Georgia.

Total Funds	$13,280,729
Federal and Other Funds	$1,634,073
Agency Funds	$1,634,073
State Funds	$11,646,656
State General Funds	$11,646,656

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$10,988,058	$12,622,131
Annualize the cost of the FY2006 salary adjustment.	$76,195	$76,195
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$100,240	$100,240
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$145,677	$145,677
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$26,486	$26,486
Increase regular operating expenses to provide meals and lodging for students enrolled in the Basic Communications Officer course.	$35,000	$35,000
Add funds to develop the Dalton Diversion Center as a Training Center.	$150,000	$150,000
Increase funds in the Fire Academy for regional training of volunteer firefighters.	$50,000	$50,000
Increase funds in the Fire Academy to provide continual training of current technical rescue teams and to train replacement personnel when existing team members are rotated off.	$50,000	$50,000
Increase funds in the Fire Academy to restore previous funding levels for Technical Rescue.	$25,000	$25,000
Amount appropriated in this Act	$11,646,656	$13,280,729

Section 38: Public Service Commission

Total Funds	**$9,320,406**

Federal and Other Funds	**$273,311**
Federal Funds Not specifically Identified	$273,311
State Funds	**$9,047,095**
State General Funds	$9,047,095
Intra-State Government Transfers	**$0**

Administration

To assist the Commissioners and staff in achieving the agency's goals.

Total Funds	$1,187,065
State Funds	$1,187,065
State General Funds	$1,187,065

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,401,396	$1,401,396
Annualize the cost of the FY2006 salary adjustment.	$9,629	$9,629
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$10,324	$10,324
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$8,693	$8,693
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$18,571	$18,571
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,438	$1,438
Reduce one-time funding for moving expenses in the Administration program.	($175,000)	($175,000)
Transfer funds from the Administration and Facilities Protection programs to the Utilities Regulation program to accurately reflect program expenditures. *(CC:YES)*	($87,986)	($87,986)
Amount appropriated in this Act	$1,187,065	$1,187,065

Facility Protection

To provide for the protection of the buried utility facility infrastructure within the State of Georgia.

Total Funds	$903,635

Federal and Other Funds	$273,311
Federal Funds Not specifically Identified	$273,311
State Funds	$630,324
State General Funds	$630,324

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$665,164	$938,475
Annualize the cost of the FY2006 salary adjustment.	$4,890	$4,890
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,833	$5,833
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$3,652	$3,652
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$10,492	$10,492
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$812	$812
Transfer a position to Facilities Protection from Utilities Regulation to accurately reflect program expenditures. *(CC:YES)*	$0	$0
Transfer funds from the Administration and Facilities Protection programs to the Utilities Regulation program to accurately reflect program expenditures. *(CC:YES)*	($60,519)	($60,519)
Amount appropriated in this Act	$630,324	$903,635

Utilities Regulation

To regulate intrastate telecommunications, natural gas, and electric utilities.

Total Funds	$7,229,706
State Funds	$7,229,706
State General Funds	$7,229,706

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,339,307	$6,339,307

Annualize the cost of the FY2006 salary adjustment.	$46,653	$46,653
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$49,600	$49,600
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$39,295	$39,295
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$89,223	$89,223
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,908	$6,908
Transfer funds from the Administration and Facilities Protection programs to the Utilities Regulation program to accurately reflect program expenditures. *(CC:YES)*	$148,505	$148,505
Transfer a position to Facilities Protection from Utilities Regulation to accurately reflect program expenditures. *(CC:YES)*	$0	$0
Provide funding for per diem and fees in the Utilities Regulation program to hire outside consultants and expert witnesses for upcoming rate proceedings.	$400,000	$400,000
Add 2 positions to the Transportation unit of the Utilities Regulation program to perform audits and training and to update maximum rate tariffs.	$110,215	$110,215
Amount appropriated in this Act	$7,229,706	$7,229,706

Section 39: Regents, University System of Georgia

Total Funds	**$4,682,958,464**
Federal and Other Funds	**$2,749,984,962**
Agency Funds	$1,165,428,894
Other Funds	$6,665,310
Research Funds	$1,577,890,758
State Funds	**$1,932,973,502**
Tobacco Funds	$15,732,554
State General Funds	$1,917,240,948
Intra-State Government Transfers	**$0**

Agricultural Experiment Station

The purpose is to improve production, processing, new product development, food safety, storage and marketing to increase profitability and global competitiveness.

Total Funds	$72,948,126
Federal and Other Funds	$32,441,262
Agency Funds	$10,441,262
Research Funds	$22,000,000
State Funds	$40,506,864
State General Funds	$40,506,864

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$38,481,866	$70,923,128
Annualize the cost of the FY2006 salary adjustment.	$88,683	$88,683
Annualize the cost of the FY2006 salary adjustment.	$38,007	$38,007
Annualize the cost of the FY2006 salary adjustment.	$190,036	$190,036
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$601,972	$601,972
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$126,208	$126,208
Align program budgets and object classes to reflect actual expenditures.	($19,908)	($19,908)
Add funds for maintenance and operations for the Agricultural Experiment Station ($700,000).	$700,000	$700,000
Provide funds to study disease-causing pathogens in vegetable production. *(CC:YES)*	$150,000	$150,000
Provide funds for poultry disease management. *(CC:YES;Provide funds for research on poultry disease prevention and management.)*	$150,000	$150,000
Amount appropriated in this Act	$40,506,864	$72,948,126

Advanced Technology Development Center/Economic Development Institute

The purpose is to provide strategic business advice and connect its member companies to the people and resources they need to succeed.

Total Funds	$27,447,215
Federal and Other Funds	$12,875,000
Agency Funds	$12,875,000

State Funds	$14,572,215
State General Funds	$14,572,215

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$8,852,624	$21,727,624
Annualize the cost of the FY2006 salary adjustment.	$2,133	$2,133
Annualize the cost of the FY2006 salary adjustment.	$51,589	$51,589
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$174,432	$174,432
Reduce funding for the Business Insight Initiative in the ATDC/EDI program.	($55,031)	($55,031)
Align program budgets and object classes to reflect actual expenditures.	$200,000	$200,000
Provide funding to expand ATDC Seed Capital Fund for investment in entrepreneur-led start-up companies to promote job growth in Georgia's bio-science industry.	$5,000,000	$5,000,000
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$20,388	$20,388
Align program budgets and object classes to reflect actual expenditures.	($4,986,295)	($12,544,229)
Align program budgets and object classes to reflect actual expenditures.	$4,986,295	$12,544,229
Transfer funding from the Center for Assistive Technology and Environmental Access.	$326,080	$326,080
Amount appropriated in this Act	$14,572,215	$27,447,215

Athens/Tifton Veterinary Laboratories

The purpose is to ensure the safety of our food supply and the health of animals (production, equine, and companion) within the State of Georgia.

Total Funds	$4,737,054
Federal and Other Funds	$4,653,970
Research Funds	$4,653,970

State Funds	$83,084
State General Funds	$83,084

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$41,542	$4,695,512
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$83,084	$83,084
Transfer FY 2006 payraise funds budgeted to the Athens/Tifton Veterinary Labs to the contract within the Department of Agriculture.	($41,542)	($41,542)
Amount appropriated in this Act	$83,084	$4,737,054

Cooperative Extension Service

The purpose is to enhance the quality of life for Georgia's citizens through service, learning and the adaptation of research-based information.

Total Funds	$56,648,411
Federal and Other Funds	$23,094,137
Agency Funds	$10,094,137
Research Funds	$13,000,000
State Funds	$33,554,274
State General Funds	$33,554,274

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$31,779,748	$54,873,885
Annualize the cost of the FY2006 salary adjustment.	$62,341	$62,341
Annualize the cost of the FY2006 salary adjustment.	$178,799	$178,799
Annualize the cost of the FY2006 salary adjustment.	$24,140	$24,140
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$586,158	$586,158

Eliminate one-time funds for the Formosan Termite Project in the Cooperative Extension Service program. *(CC:Restore $20,000.)*	($60,000)	($60,000)
Add funds for maintenance and operations for the Agricultural Experiment Station ($700,000) and the Cooperative Extension Service ($300,000).	$300,000	$300,000
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$128,350	$128,350
Align program budgets and object classes to reflect actual expenditures.	($6,262)	($6,262)
Add 3 county extension agents for animal poultry and 2 positions for 4-H agents in the Cooperative Extension program. *(CC:YES;Add $100,000 to restore partial funding for the Regional Post Harvest Fruit and Vegetable Research Center (Bacon County) and designate one 4-H position for Thomas County.)*	$486,000	$486,000
Provide funds for Vidalia onion research. *(CC:YES)*	$75,000	$75,000
Amount appropriated in this Act	$33,554,274	$56,648,411

Forestry Cooperative Extension

The purpose is to provide conservation and sustainable management of forests and other natural resources and to put into practice forestry and natural resources knowledge.

Total Funds	$659,442
State Funds	$659,442
State General Funds	$659,442

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$632,486	$632,486
Annualize the cost of the FY2006 salary adjustment.	$6,262	$6,262
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$12,000	$12,000
Adjust personal services to reflect an increase in the employer share of premiums in the University	$2,432	$2,432

System of Georgia Health Plan.		
Align program budgets and object classes to reflect actual expenditures.	$6,262	$6,262
Amount appropriated in this Act	$659,442	$659,442

Forestry Research

The purpose is to sustain competitiveness of Georgia's forest products industry and private land owners through research and meet environmental goals of sustainable forestry initiative.

Total Funds	$3,134,341
State Funds	$3,134,341
State General Funds	$3,134,341

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,011,535	$3,011,535
Annualize the cost of the FY2006 salary adjustment.	$29,247	$29,247
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$57,764	$57,764
Eliminate funding for 1.5 support positions in the Forestry Research program.	$0	$0
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$15,887	$15,887
Align program budgets and object classes to reflect actual expenditures.	$19,908	$19,908
Amount appropriated in this Act	$3,134,341	$3,134,341

Georgia Radiation Therapy Center

The purpose is to provide patient care and education.

Total Funds	$3,625,810
Federal and Other Funds	$3,625,810
Other Funds	$3,625,810

Georgia Tech Research Institute

The purpose is to aid in the promotion of scientific, engineering, and industrial research for the advancement of science, technology, and education in Georgia.

Total Funds	$130,466,440
Federal and Other Funds	$122,917,958
Agency Funds	$53,807,216
Research Funds	$69,110,742
State Funds	$7,548,482
State General Funds	$7,548,482

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,842,095	$129,760,053
Annualize the cost of the FY2006 salary adjustment.	$12,159	$12,159
Annualize the cost of the FY2006 salary adjustment.	$50,193	$50,193
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$134,722	$134,722
Provide start-up funds for the worker safety technology program at the Georgia Tech Research Institute.	$141,014	$141,014
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$15,488	$15,488
Align program budgets and object classes to reflect actual expenditures.	($200,000)	($200,000)
Provide funds to correct an error in personal services for the Georgia Tech Research Institute.	$552,811	$552,811
Amount appropriated in this Act	$7,548,482	$130,466,440

Marine Extension Services

The purpose is to transfer technology, provide training, and conduct applied research.

Total Funds	$2,713,007
Federal and Other Funds	$1,184,800
Agency Funds	$584,800

Research Funds	$600,000
State Funds	$1,528,207
State General Funds	$1,528,207

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,426,750	$2,611,550
Annualize the cost of the FY2006 salary adjustment.	$18,376	$18,376
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$22,010	$22,010
Provide funds to hire 1 position to aid the fishing and shrimping industries in the Marine Extension Service program.	$57,070	$57,070
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$4,001	$4,001
Amount appropriated in this Act	$1,528,207	$2,713,007

Marine Institute

The purpose is to understand the processes that affect the condition of the salt marsh and coastline.

Total Funds	$1,711,549
Federal and Other Funds	$767,633
Agency Funds	$67,633
Research Funds	$700,000
State Funds	$943,916
State General Funds	$943,916

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$923,165	$1,690,798
Annualize the cost of the FY2006 salary adjustment.	$5,667	$5,667

Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$13,148	$13,148
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$1,936	$1,936
Amount appropriated in this Act	$943,916	$1,711,549

Medical College of Georgia Hospitals and Clinics

The purpose is to care, teach, and refer clients.

Total Funds	$32,272,644
State Funds	$32,272,644
State General Funds	$32,272,644

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$31,510,080	$31,510,080
Annualize the cost of the FY2006 salary adjustment.	$251,114	$251,114
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$511,450	$511,450
Amount appropriated in this Act	$32,272,644	$32,272,644

Office of Minority Business Enterprises

The purpose is to provide assistance in the mitigation of factors that place minority businesses in a disadvantaged position.

Total Funds	$860,161
State Funds	$860,161
State General Funds	$860,161

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$860,499	$860,499

Annualize the cost of the FY2006 salary adjustment.	$4,106	$4,106
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$10,052	$10,052
Apply a 2% reduction to the Office of Minority Business Enterprise program.	($17,210)	($17,210)
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$2,714	$2,714
Amount appropriated in this Act	$860,161	$860,161

Public Libraries

The purpose is to provide library services for Georgians and to award grants from the Public Library Fund.

Total Funds	$40,477,906
Federal and Other Funds	$2,509,208
Agency Funds	$2,509,208
State Funds	$37,968,698
State General Funds	$37,968,698

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$35,748,543	$38,257,751
Annualize the cost of the FY2006 salary adjustment.	$8,106	$8,106
Annualize the cost of the FY2006 salary adjustment.	$210,137	$210,137
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$440,850	$440,850
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$47,103	$47,103
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$403,141	$403,141

Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,867	$2,867
Transfer $69,356 from Public Libraries to Regents Central Office to correct an error in the GBA rental rates (G:Yes).	($69,356)	($69,356)
Eliminate one-time funds for major repairs and renovations in the Public Libraries program.	($2,000,000)	($2,000,000)
Provide an enhancement to the New Directions funding formula for the Georgia Public Library System grants.	$900,000	$900,000
Add funds to pay increase in real estate rentals to enable the Georgia Public Library System to re-locate to mission-suitable appropriate facilities.	$50,000	$50,000
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$7,307	$7,307
Adjust personal services to reflect an increase in the employer share of the State Health Benefit Plan to correct an error for the Public Libraries.	$220,000	$220,000
Provide funding to increase the library materials grant with funds to be distributed based on the New Directions funding formula. *(CC:Distribute based on New Directions funding formula.)*	$2,000,000	$2,000,000
Provide funding for renovations to Mountain View Library. *(CC:See Bonds.)*	$0	$0
Amount appropriated in this Act	$37,968,698	$40,477,906

Public Service/Special Funding Initiatives

The purpose is to provide leadership, service, and education.

Total Funds	$32,417,559
State Funds	$32,417,559
Tobacco Funds	$5,000,000
State General Funds	$27,417,559

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$29,821,275	$29,821,275

Annualize the cost of the FY2006 salary adjustment.	$122,073	$122,073
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$287,886	$287,886
Transfer Education GO Get It in the Public Service/Special Funding Initiatives program to the Department of Education.	($977,905)	($977,905)
Eliminate funding for the Water Policy Institute in the Special Funding Initiatives program. *(CC:Restore $180,000 for Georgia Southern University.)*	($363,200)	($363,200)
Provide funds to ICAPP Health to collect data on the shortage of nursing educators and to determine the best strategy for producing more nursing educators.	$27,430	$27,430
Add funds for the Georgia Leadership Institute for School Improvement in the Special Funding Initiatives program to provide additional leadership development programs for principals.	$1,500,000	$1,500,000
Add funds for the UGA-Griffin campus to expand current course offerings.	$500,000	$500,000
Add start-up funds for 15 faculty members at Georgia Gwinnett College in the Special Funding Initiatives program.	$1,000,000	$1,000,000
Provide one-time funding for the bio-business incubator at the Medical College of Georgia. *(CC:YES)*	$500,000	$500,000
Amount appropriated in this Act	$32,417,559	$32,417,559

Regents Central Office

The purpose is to provide administrative support to all colleges and universities in the university system.

Total Funds	$7,984,377
State Funds	$7,984,377
State General Funds	$7,984,377

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$7,264,505	$7,264,505

Annualize the cost of the FY2006 salary adjustment.	$64,108	$64,108
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$110,130	$110,130
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$164,752	$164,752
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$21,026	$21,026
Transfer $69,356 from Public Libraries to Regents Central Office to correct an error in the GBA rental rates.	$69,356	$69,356
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$25,950	$25,950
Increase funding for the SREB Regional Contract program and the Minority Doctoral Scholars program to meet actual contract costs and add 4 additional students.	$264,550	$264,550
Amount appropriated in this Act	$7,984,377	$7,984,377

Research Consortium

The purpose is to conduct research to further industry in the State of Georgia.

Total Funds	$26,400,251
State Funds	$26,400,251
Tobacco Funds	$750,000
State General Funds	$25,650,251

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$31,770,043	$31,770,043
Annualize the cost of the FY2006 salary adjustment.	$7,608	$7,608
Annualize the cost of the FY2006 salary adjustment.	$44,716	$44,716
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public	$108,692	$108,692

Telecommunications Commission.		
Provide funding for Georgia Research Alliance's VentureLab and a Patent Fund for investment in entrepreneur-led start-up companies to promote job growth in Georgia's bioscience industry and 2 eminent scholars to implement an energy policy and research agenda in the Research Consortium program.	$2,200,000	$2,200,000
Reflect the completion of the Georgia Cancer Cohort Study.	($500,000)	($500,000)
Annualize the cost of the FY2006 salary adjustment.	$1,746	$1,746
Provide a one-time increase in the Research Consortium program for the Georgia Research Alliance Eminent Scholar Endowment to attract prominent research scientists to Georgia Research Universities.	$250,000	$250,000
Provide funding for Georgia Research Alliance's VentureLab and a Patent Fund for investment in entrepreneur-led start-up companies to promote job growth in Georgia's bioscience industry and 2 eminent scholars to implement an energy policy and research agenda in the Research Consortium program.	$2,500,000	$2,500,000
Transfer Georgia Cancer Coalition tobacco funds to "Payments to the Georgia Cancer Coalition" program. *(CC:YES)*	($9,982,554)	($9,982,554)
Amount appropriated in this Act	$26,400,251	$26,400,251

Skidaway Institute of Oceanography

The purpose is to provide a center of excellence in marine and ocean science research, which expands the body of knowledge on marine environments.

Total Funds	$7,292,073
Federal and Other Funds	$5,658,000
Agency Funds	$1,520,000
Research Funds	$4,138,000
State Funds	$1,634,073
State General Funds	$1,634,073

The above amounts include the following adjustments, additions, and deletions to the

previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,557,477	$7,215,477
Annualize the cost of the FY2006 salary adjustment.	$12,924	$12,924
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$24,570	$24,570
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,779	$4,779
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$34,323	$34,323
Amount appropriated in this Act	$1,634,073	$7,292,073

Student Education Enrichment Program

The purpose is to provide underrepresented Georgia residents the opportunity to acquire educational experiences.

Total Funds	$308,315
State Funds	$308,315
State General Funds	$308,315

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$304,035	$304,035
Annualize the cost of the FY2006 salary adjustment.	$1,224	$1,224
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$3,056	$3,056
Amount appropriated in this Act	$308,315	$308,315

Teaching

The purpose is to establish all such schools of learning or art as may be useful to the state and to organize them in the way most likely to attain the ends desired.

Total Funds	$4,176,524,431
Federal and Other Funds	$2,519,332,893

Agency Funds	$1,052,605,347
Other Funds	$3,039,500
Research Funds	$1,463,688,046
State Funds	$1,657,191,538
State General Funds	$1,657,191,538

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,558,562,243	$4,077,895,136
Annualize the cost of the FY2006 salary adjustment.	$14,830,052	$14,830,052
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$27,456,056	$27,456,056
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,782,468	$1,782,468
Provide funds to fully fund enrollment increases based on a 1.6% increase in semester credit hours and operating expenses related to additional square footage. *(CC:YES;Reduce health insurance portion of formula funding increase by $2,309,821.)*	$53,000,000	$53,000,000
Remove one-time funds to the North Georgia College and State University in the Teaching program.	($100,000)	($100,000)
Eliminate the Center for Trade and Technology Transfer in the Teaching program.	($56,765)	($56,765)
Eliminate the School of Law-Export Study (Dean Rusk Center) in the Teaching program. *(CC:Restore $219,157.)*	($219,158)	($219,158)
Increase funds for the Fiscal Research Center to reflect actual costs of current level of service in the Teaching program.	$38,145	$38,145
Adjust debt service payback amount for the Student Center construction project at Georgia Southern University in the Teaching program.	$677,118	$677,118
Eliminate funds for the Greenbelt Study at the Georgia Tech School of Urban Planning in the Teaching program.	($200,000)	($200,000)

Eliminate Georgia Career Information Services in the Teaching program.	($92,647)	($92,647)
Provide funding for Fort Valley State University land grant mission. *(CC:YES)*	$1,514,026	$1,514,026
Transfer all remaining CATEA activities and related funding to the Teaching program.	$0	$0
Amount appropriated in this Act	$1,657,191,538	$4,176,524,431

Veterinary Medicine Experiment Station

The purpose is to coordinate and conduct research on animal disease problems of present and potential concern to Georgia's livestock and poultry industries.

Total Funds	$3,249,577
State Funds	$3,249,577
State General Funds	$3,249,577

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,148,784	$3,148,784
Annualize the cost of the FY2006 salary adjustment.	$5,865	$5,865
Annualize the cost of the FY2006 salary adjustment.	$20,887	$20,887
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$54,540	$54,540
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$19,501	$19,501
Amount appropriated in this Act	$3,249,577	$3,249,577

Veterinary Medicine Teaching Hospital

The purpose is to provide state of the art capabilities in diagnostic imaging, including MRI, CT scanning, nuclear scintigraphy, and various methods of ultrasonography.

Total Funds	$7,189,727
Federal and Other Funds	$6,700,000
Agency Funds	$6,700,000
State Funds	$489,727

State General Funds $489,727

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$478,173	$7,178,173
Annualize the cost of the FY2006 salary adjustment.	$4,734	$4,734
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public Telecommunications Commission.	$5,272	$5,272
Adjust personal services to reflect an increase in the employer share of premiums in the University System of Georgia Health Plan.	$1,548	$1,548
Amount appropriated in this Act	$489,727	$7,189,727

Payments to the Georgia Cancer Coalition

The purpose is to provide funds to the Cancer Coalition for ongoing research and preventative measures.

Total Funds $9,982,554
State Funds $9,982,554
Tobacco Funds $9,982,554

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Reflect the transfer of tobacco funds from Research Consortium. *(CC:YES)*	$9,982,554	$9,982,554
Amount appropriated in this Act	$9,982,554	$9,982,554

The following appropriations are for agencies attached for administrative purposes.

Payments to Georgia Military College

The purpose is to provide quality basic education funding for the grades 6-12 middle school/high school.

Total Funds $2,660,060

State Funds	$2,660,060
State General Funds	$2,660,060

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,500,092	$2,500,092
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$61,347	$61,347
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$19,153	$19,153
Adjust personal services to reflect an increase in the employer share of the State Health Benefit Plan for non-certificated employees.	$187,453	$187,453
Reduce personal services for the Junior College program ($12,985) and eliminate one-time design funds for the preparatory school classroom facility ($95,000).	($107,985)	($107,985)
Amount appropriated in this Act	$2,660,060	$2,660,060

Public Telecommunications Commission, Georgia

The purpose is to create, produce and distribute high quality programs and services that educate, inform and entertain our audiences and enrich the quality of their lives.

Total Funds	$31,247,434
Federal and Other Funds	$14,224,291
Agency Funds	$14,224,291
State Funds	$17,023,143
State General Funds	$17,023,143

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$16,954,058	$31,178,349
Annualize the cost of the FY2006 salary adjustment.	$70,567	$70,567
Increase personal services to provide for a salary increase of 4% for the University System of Georgia and up to 4% for the Georgia Public	$143,916	$143,916

Telecommunications Commission.		
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$10,544	$10,544
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$143,208	$143,208
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$6,446	$6,446
Increase funds in the Educational Technology Services program ($25,114) and the Public Broadcast Services program ($8,371) to correct a GTA rate adjustment error.	$33,485	$33,485
Reduce operating expenses in the Education Technology Services program to reflect anticipated reduction in costs associated with contracts and publications.	($339,081)	($339,081)
Amount appropriated in this Act	$17,023,143	$31,247,434

Section 40: Revenue, Department of

Total Funds	**$555,817,132**
Federal and Other Funds	**$7,005,348**
Agency Funds	$5,925,898
Other Funds	$1,079,450
State Funds	**$548,811,784**
Tobacco Funds	$150,000
State General Funds	$548,661,784
Intra-State Government Transfers	**$0**

Administration

To administer and enforce the tax laws of the State of Georgia and provide general support services to the operating programs of the Department of Revenue.

Total Funds	$4,053,813
State Funds	$4,053,813
State General Funds	$4,053,813

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,979,012	$3,979,012
Annualize the cost of the FY2006 salary adjustment.	$21,423	$21,423
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$18,136	$18,136
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$32,640	$32,640
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,602	$2,602
Amount appropriated in this Act	$4,053,813	$4,053,813

Customer Service

To assure that all state revenue collection activities proceed in a manner consistent with promoting voluntary compliance and the Taxpayer Bill of Rights.

Total Funds	$12,819,354
Federal and Other Funds	$2,110,135
Agency Funds	$2,110,135
State Funds	$10,709,219
State General Funds	$10,709,219

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,644,919	$11,755,054
Annualize the cost of the FY2006 salary adjustment.	$67,412	$67,412
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$82,895	$82,895
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$149,187	$149,187
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$11,890	$11,890
Increase funding to telecommunications to improve customer service.	$212,968	$212,968
Redirect Local Sales Tax Distribution ($8,825,027) to Revenue Processing ($4,500,000), Customer Service ($539,948) and Local Tax Officials Retirement and	$539,948	$539,948

FICA ($3,785,079).		
Amount appropriated in this Act	$10,709,219	$12,819,354

Grants and Distribution

The purpose is to administer, collect, and distribute all local sales taxes in Georgia and to provide state retirement benefits to local tax officials and their staffs.

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$8,825,027	$8,825,027
Redirect Local Sales Tax Distribution ($8,825,027) to Revenue Processing ($4,500,000), Customer Service ($539,948) and Local Tax Officials Retirement and FICA ($3,785,079).	($8,825,027)	($8,825,027)
Amount appropriated in this Act	$0	$0

Homeowner Tax Relief Grants (HTRG)

To provide homeowners tax relief grants to counties and local school districts, the eligible assessed value of each qualified homestead in the state shall be $10,000 for the taxable year beginning January 1, 2006.

Total Funds	$432,290,501
State Funds	$432,290,501
State General Funds	$432,290,501

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$432,290,501	$432,290,501
Increase funding to $434,000,000 for Homeowners' Tax Relief Grants.	$0	$0
Amount appropriated in this Act	$432,290,501	$432,290,501

Industry Regulation

To provide regulation of the distribution, sale, and consumption of alcoholic beverages, tobacco products and to ensure all coin operated amusement machines are properly licensed and decaled.

Total Funds	$4,646,971
State Funds	$4,646,971
Tobacco Funds	$150,000
State General Funds	$4,496,971

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,516,392	$4,516,392
Annualize the cost of the FY2006 salary adjustment.	$23,706	$23,706
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$28,283	$28,283
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$23,632	$23,632
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$50,902	$50,902
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$4,056	$4,056
Amount appropriated in this Act	$4,646,971	$4,646,971

Local Tax Officials Retirement and FICA

Total Funds	$3,785,079
State Funds	$3,785,079
State General Funds	$3,785,079

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Redirect Local Sales Tax Distribution ($8,825,027) to Revenue Processing ($4,500,000), Customer Service ($539,948) and Local Tax Officials Retirement and FICA ($3,785,079).	$3,785,079	$3,785,079
Amount appropriated in this Act	$3,785,079	$3,785,079

Revenue Processing

To ensure that all tax payments are received, credited, and deposited according to sound business practices and the law, and to ensure that all tax returns are reviewed and recorded to accurately update taxpayer information.

Total Funds	$41,021,830
Federal and Other Funds	$426,769
Other Funds	$426,769
State Funds	$40,595,061
State General Funds	$40,595,061

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$28,891,183	$29,317,952
Annualize the cost of the FY2006 salary adjustment.	$181,792	$181,792
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$201,825	$201,825
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$117,555	$117,555
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$363,229	$363,229
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$28,951	$28,951
Transfer 1 position to the Department of Public Safety.	($30,000)	($30,000)
Increase computer charges to ensure accurate and timely tax collection.	$6,340,526	$6,340,526
Redirect Local Sales Tax Distribution ($8,825,027) to Revenue Processing ($4,500,000), Customer Service ($539,948) and Local Tax Officials Retirement and FICA ($3,785,079).	$4,500,000	$4,500,000
Amount appropriated in this Act	$40,595,061	$41,021,830

Salvage Inspection

To inspect rebuilt salvage vehicles.

Total Funds	$1,581,159
State Funds	$1,581,159
State General Funds	$1,581,159

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,527,364	$1,527,364
Annualize the cost of the FY2006 salary adjustment.	$9,411	$9,411
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$11,557	$11,557
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$10,369	$10,369
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$20,800	$20,800
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,658	$1,658
Amount appropriated in this Act	$1,581,159	$1,581,159

State Board of Equalization

To examine the proposed assessments of each class of taxpayers or property and the digest of proposed assessments as a whole to determine that they are reasonably apportioned among the several tax jurisdictions and reasonably uniform with the values set on other classes of property throughout the state.

Total Funds	$5,000
State Funds	$5,000
State General Funds	$5,000

Tag and Title Registration

To establish motor vehicle ownership.

Total Funds	$23,194,458
Federal and Other Funds	$652,681
Other Funds	$652,681
State Funds	$22,541,777
State General Funds	$22,541,777

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$22,099,571	$22,752,252

Annualize the cost of the FY2006 salary adjustment.	$79,050	$79,050
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$102,364	$102,364
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$61,883	$61,883
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$184,226	$184,226
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$14,683	$14,683
Amount appropriated in this Act	$22,541,777	$23,194,458

Tax Compliance

To ensure that all taxpayers pay the correct amount of taxes owed under the law.

Total Funds	$32,418,967
Federal and Other Funds	$3,815,763
Agency Funds	$3,815,763
State Funds	$28,603,204
State General Funds	$28,603,204

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$26,724,660	$30,540,423
Annualize the cost of the FY2006 salary adjustment.	$206,283	$206,283
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$218,065	$218,065
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$2,924	$2,924
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$392,455	$392,455
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$31,279	$31,279
Increase contracts for collection of delinquent taxes.	$1,027,538	$1,027,538
Amount appropriated in this Act	$28,603,204	$32,418,967

Section 41: Secretary of State

Total Funds	**$38,762,427**
Federal and Other Funds	**$1,498,265**
Agency Funds	$1,064,350
Other Funds	$4,681
Records Center Storage Fee	$429,234
State Funds	**$37,264,162**
State General Funds	$37,264,162
Intra-State Government Transfers	**$0**

Administration

To provide administrative support to the Office of Secretary of State and its attached agencies.

Total Funds	$4,912,454
Federal and Other Funds	$30,000
Agency Funds	$30,000
State Funds	$4,882,454
State General Funds	$4,882,454

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,642,318	$4,672,318
Annualize the cost of the FY2006 salary adjustment.	$36,562	$36,562
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$40,929	$40,929
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$21,923	$21,923
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$59,808	$59,808
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$5,914	$5,914
Provide funding the State Boxing Commission.	$75,000	$75,000
Amount appropriated in this Act	$4,882,454	$4,912,454

Archives

To assist state agencies in adequately documenting their activities, administering their records management programs, scheduling their records and transferring their non-current records to the State Records Center.

Total Funds	$6,481,075
Federal and Other Funds	$508,753
Agency Funds	$75,000
Other Funds	$4,519
Records Center Storage Fee	$429,234
State Funds	$5,972,322
State General Funds	$5,972,322

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,856,020	$6,360,254
Annualize the cost of the FY2006 salary adjustment.	$21,907	$23,758
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$25,793	$25,793
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$27,185	$27,185
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$37,690	$40,358
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$3,727	$3,727
Create a new fund source to properly reflect the Record Center Storage revenue.	$0	$0
Amount appropriated in this Act	$5,972,322	$6,481,075

Capitol Tours

To provide guided informational tours of the State Capitol.

Total Funds	$155,777
State Funds	$155,777
State General Funds	$155,777

The above amounts include the following adjustments, additions, and deletions to the

previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$151,672	$151,672
Annualize the cost of the FY2006 salary adjustment.	$1,007	$1,007
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$1,189	$1,189
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,737	$1,737
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$172	$172
Amount appropriated in this Act	$155,777	$155,777

Corporations

To accept and review filings made pursuant to statutes; to issue certifications of records on file; and to provide general information to the public on all filed entities.

Total Funds	$1,937,301
Federal and Other Funds	$739,512
Agency Funds	$739,350
Other Funds	$162
State Funds	$1,197,789
State General Funds	$1,197,789

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,312,934	$2,052,284
Annualize the cost of the FY2006 salary adjustment.	$12,401	$12,401
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$13,736	$13,736
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$16,662	$16,662
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$20,071	$20,233
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,985	$1,985

Reflect reduction in the Corporations division.	($180,000)	($180,000)
Amount appropriated in this Act	$1,197,789	$1,937,301

Elections

To administer all duties imposed upon the Secretary of State by providing all required filing and public information services, performing all certification and commissioning duties required by law and assisting candidates, local governments, and citizens in interpreting and complying with all election, voter registration and financial disclosure laws.

Total Funds	$5,179,663
Federal and Other Funds	$20,000
Agency Funds	$20,000
State Funds	$5,159,663
State General Funds	$5,159,663

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,545,164	$5,565,164
Annualize the cost of the FY2006 salary adjustment.	$14,603	$14,603
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$16,668	$16,668
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$8,770	$8,770
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$24,357	$24,357
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,408	$2,408
Reflect reduction in the Elections divisions.	($395,759)	($395,759)
Transfer remaining budget of the Elections Campaign and Financial Disclosure program to the State Ethics Commission. *(CC:YES)*	($106,548)	($106,548)
Provide funds for the implementation of SB 500, 2006 Georgia Accuracy in Elections Act; permanent paper record of votes; provide for pilot program/electronic voting.	$50,000	$50,000
Amount appropriated in this Act	$5,159,663	$5,179,663

Professional Licensing Boards

To protect the public health and welfare by supporting all operations of Boards which license professions.

Total Funds	$11,504,435
Federal and Other Funds	$150,000
Agency Funds	$150,000
State Funds	$11,354,435
State General Funds	$11,354,435

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,318,609	$9,468,609
Annualize the cost of the FY2006 salary adjustment.	$55,661	$55,661
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$66,017	$66,017
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$96,469	$96,469
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$9,539	$9,539
Annualize funding for the Residential and General Contractors Board.	$556,622	$556,622
Enable the Professional Licensing Boards (PLB) to fill critical support and inspection/investigative vacancies in the Consumer Services, Allied Health Fields, and Health and Consumer sections as well as in the Businesses and Professions and Health Care Investigative Units ($475,562); fund 12 new support and inspection/investigative positions for the following boards: Barber, Construction, Cosmetology, Dentistry, Engineers/Land Surveyors, Funeral Services, Registered Nurses, and Used Motor Vehicles and Parts Dealers ($488,491) and related position start-up purchases and operating costs ($132,900); and fund increase in PLB board member travel expenses ($54,565).	$1,151,518	$1,151,518
Provide funding for SB 110 - Message Therapy Licensing Board.	$100,000	$100,000
Amount appropriated in this Act	$11,354,435	$11,504,435

Securities

To provide for registration, compliance and enforcement of the provisions of the Georgia Codes, and to provide information to public regarding subjects of such codes.

Total Funds	$2,090,428
Federal and Other Funds	$50,000
Agency Funds	$50,000
State Funds	$2,040,428
State General Funds	$2,040,428

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,961,222	$2,011,222
Annualize the cost of the FY2006 salary adjustment.	$16,775	$16,775
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$18,911	$18,911
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$13,154	$13,154
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$27,633	$27,633
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,733	$2,733
Amount appropriated in this Act	$2,040,428	$2,090,428

The following appropriations are for agencies attached for administrative purposes.

Georgia Real Estate Commission

To administer the license law for real estate brokers and salespersons and with providing administrative support to the Georgia Real Estate Appraisers Board in their administration of the Real Estate Appraisal.

Total Funds	$3,253,396
State Funds	$3,253,396
State General Funds	$3,253,396

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,891,088	$2,891,088
Annualize the cost of the FY2006 salary adjustment.	$16,102	$16,102
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$16,992	$16,992
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$27,739	$27,739
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,743	$2,743
Fill 2 vacant positions, add 1 position and 1 vehicle to meet increasing technology demands for investigative purposes.	$298,732	$298,732
Amount appropriated in this Act	$3,253,396	$3,253,396

State Ethics Commission

To protect the integrity of the democratic process and ensure compliance by candidates, public officials, non-candidate campaign committees, lobbyists and vendors with Georgia's Campaign and Financial Disclosure requirements.

Total Funds	$1,606,602
State Funds	$1,606,602
State General Funds	$1,606,602

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$824,434	$824,434
Annualize the cost of the FY2006 salary adjustment.	$4,106	$4,106
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,281	$5,281
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$5,636	$5,636
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$9,643	$9,643
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$954	$954

Transfer remaining budget of the Elections Campaign and Financial Disclosure program to the State Ethics Commission. *(CC:YES)*	$106,548	$106,548
Increase funds due to additional responsibilities for HB 48 - ethics in government; amend provisions.	$650,000	$650,000
Amount appropriated in this Act	$1,606,602	$1,606,602

Georgia Commission on the Holocaust

To teach the lessons of the Holocaust to present and future generations of Georgians in order to create an awareness of the enormity of the crimes of prejudice and inhumanity.

Total Funds	$278,412
State Funds	$278,412
State General Funds	$278,412

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$245,915	$245,915
Annualize the cost of the FY2006 salary adjustment.	$1,991	$1,991
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$1,892	$1,892
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$3,289	$3,289
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$325	$325
Provide additional funds.	$25,000	$25,000
Amount appropriated in this Act	$278,412	$278,412

Georgia Drugs and Narcotics Agency

To protect the health, safety and welfare of the general public by providing an enforcement presence to oversee all laws and regulations pertaining to controlled substances and dangerous drugs.

Total Funds	$1,362,884
State Funds	$1,362,884
State General Funds	$1,362,884

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,288,769	$1,288,769
Annualize the cost of the FY2006 salary adjustment.	$9,812	$9,812
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$10,966	$10,966
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$17,878	$17,878
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,768	$1,768
Provide additional funds to meet contractual rent obligations.	$2,151	$2,151
Increase funding to new technology initiatives.	$31,540	$31,540
Amount appropriated in this Act	$1,362,884	$1,362,884

Section 42: Soil and Water Conservation Commission

Total Funds	**$11,443,220**
Federal and Other Funds	**$8,345,743**
Federal Funds Not specifically Identified	$1,295,526
Agency Funds	$7,050,217
State Funds	**$3,097,477**
State General Funds	$3,097,477
Intra-State Government Transfers	**$0**

Administration

To protect, conserve, and improve the soil and water resources of the State of Georgia.

Total Funds	$599,541
State Funds	$599,541
State General Funds	$599,541

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$583,098	$583,273
Annualize the cost of the FY2006 salary adjustment.	$3,951	$3,951

Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,758	$5,758
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$5,447	$5,447
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,287	$1,287
Remove Other Funds added into agency budget in FY 2005.	$0	($175)
Amount appropriated in this Act	$599,541	$599,541

Conservation of Agricultural Water Supplies

To conserve the use of Georgia's ground and surface water by agricultural water users.

Total Funds	$7,763,855
Federal and Other Funds	$7,499,922
Federal Funds Not specifically Identified	$750,000
Agency Funds	$6,749,922
State Funds	$263,933
State General Funds	$263,933

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$227,332	$7,727,254
Annualize the cost of the FY2006 salary adjustment.	$2,186	$2,186
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,360	$2,360
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$2,233	$2,233
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$528	$528
Fund an increase in the reimbursement rate for district supervisors from $25 to $30 per required monthly meeting.	$2,509	$2,509
Provide personal services funding for a resource specialist.	$8,324	$8,324

Reallocate funds from the Conservation of Soil and Water Resources program to the Conservation of Agricultural Water Supplies program for the Region V office in Dawson to better reflect staff activities.	$18,461	$18,461
Amount appropriated in this Act	$263,933	$7,763,855

Conservation of Soil and Water Resources

To conserve Georgia's rich natural resources through voluntary implementation of conservation best management practices on agricultural lands.

Total Funds	$2,017,466
Federal and Other Funds	$845,821
Federal Funds Not specifically Identified	$545,526
Agency Funds	$300,295
State Funds	$1,171,645
State General Funds	$1,171,645

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,092,694	$2,636,515
Annualize the cost of the FY2006 salary adjustment.	$8,091	$8,091
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$11,495	$11,495
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$10,872	$10,872
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,569	$2,569
Reallocate funds from the Conservation of Soil and Water Resources program to the Conservation of Agricultural Water Supplies program for the Region V office in Dawson to better reflect staff activities.	($18,461)	($18,461)
Remove funds for 4 federal contracts that were completed in FY 2005. (Total Funds: $385,000)	$0	($318,000)
Remove Other Funds for an EPD Erosion & Sedimentation Control contract completed in FY 2005. *(CC:Remove Agency Funds for an EPD Erosion & Sedimentation Control contract completed in FY 2006.)*	$0	($380,000)

Provide personal services funding for a resource specialist.	$12,484	$12,484
Provide personal services funding for a rural program manager.	$25,049	$25,049
Fund an increase in the reimbursement rate for district supervisors from $25 to $30 per required monthly meeting.	$26,852	$26,852
Amount appropriated in this Act	$1,171,645	$2,017,466

USDA Flood Control Watershed Structures

To provide flood retarding, water quality, recreation, and water supply benefits to Georgia citizens.

Total Funds	$105,054
State Funds	$105,054
State General Funds	$105,054

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$19,655	$19,655
Annualize the cost of the FY2006 salary adjustment.	$177	$177
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$247	$247
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$233	$233
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$55	$55
Fund an increase in the reimbursement rate for district supervisors from $25 to $30 per required monthly meeting.	$155	$155
Provide personal services funding for a rural program manager.	$6,679	$6,679
Redirect state funds from the Water Resources and Land Use Planning program to the USDA Flood Control Watershed Structures program to complete maintenance on 5 Category 1 Dams.	$77,853	$77,853
Amount appropriated in this Act	$105,054	$105,054

Water Resources and Land Use Planning

To improve the understanding of water use and to develop plans that improve water management and efficiency.

Total Funds	$957,304
State Funds	$957,304
State General Funds	$957,304

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,783,417	$1,850,417
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$24	$24
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$23	$23
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$5	$5
Remove funds for 4 federal contracts that were completed in FY 2005. (Total Funds: $385,000)	$0	($67,000)
Provide personal services funding for a rural program manager.	$1,670	$1,670
Redirect state funds from the Water Resources and Land Use Planning program to the USDA Flood Control Watershed Structures program to complete maintenance on 5 Category 1 Dams.	($77,853)	($77,853)
Eliminate one-time funding for regional reservoir planning.	($750,000)	($750,000)
Annualize the cost of the FY2006 salary adjustment.	$18	$18
Amount appropriated in this Act	$957,304	$957,304

Section 43: Student Finance Commission and Authority, Georgia

Total Funds	**$583,561,537**
Federal and Other Funds	**$7,294,253**
Federal Funds Not specifically Identified	$520,653
Other Funds	$6,773,600
State Funds	**$576,267,284**
Lottery Funds	$539,601,059

State General Funds $36,666,225

Intra-State Government Transfers **$0**

Accel

To allow students to pursue post-secondary study at approved public and private post-secondary institutions, while receiving dual high school and college credit for courses successfully completed.

Total Funds $6,000,000

State Funds $6,000,000

Lottery Funds $6,000,000

Engineer Scholarship

To provide forgivable loans to Georgia residents who are engineering students at Mercer University (Macon campus) and retain those students as engineers in the State.

Total Funds $760,000

State Funds $760,000

Lottery Funds $760,000

Georgia Military College Scholarship

To provide outstanding students with a full scholarship to attend Georgia Military College, thereby strengthening Georgia's National Guard with their membership.

Total Funds $770,477

State Funds $770,477

Lottery Funds $770,477

Governor's Scholarship Program

To recognize graduating Georgia High School seniors who are a valedictorian or STAR student of their class by providing a scholarship to attend an eligible post-secondary institution in Georgia.

Total Funds $2,329,200

State Funds $2,329,200

State General Funds $2,329,200

Guaranteed Educational Loans

To provide service cancelable loans to students enrolled in critical fields of study, which include nursing, physical therapy and pharmacy.

Total Funds $4,079,883

Federal and Other Funds	$280,000
Other Funds	$280,000
State Funds	$3,799,883
State General Funds	$3,799,883

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$3,799,883	$3,799,883
Increase funding for service cancelable loans to fund 100 additional nursing slots (Other Funds: $280,000). *(CC:YES)*	$0	$280,000
Redirect funds to provide for a service cancelable loan program for nursing educators at a maximum of $2,000 per loan for up to 100 students at a total cost of $200,000. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$3,799,883	$4,079,883

HERO Scholarship

To provide educational grant assistance to members of the Georgia National Guard and U.S. Military Reservists who served in combat zones and the children of such members.

Total Funds	$200,000
State Funds	$200,000
State General Funds	$200,000

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$0
Provide funds for the HERO Scholarship of $2,000 per award.	$200,000	$200,000
Amount appropriated in this Act	$200,000	$200,000

HOPE Administration

To provide scholarships that reward students with financial assistance in degree, diploma, and certificate programs at eligible Georgia public and private colleges and universities, and public technical colleges.

Total Funds	$5,228,320
State Funds	$5,228,320
Lottery Funds	$5,228,320

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,111,697	$5,111,697
Annualize the cost of the FY2006 salary adjustment.	$20,940	$20,940
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$87,275	$87,275
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$8,408	$8,408
Increase funds in HOPE Administration to provide 2 positions to implement the mandated grade point transcript exchange initiative. *(CC:YES)*	$0	$0
Amount appropriated in this Act	$5,228,320	$5,228,320

HOPE GED

To award a $500 voucher once to each student receiving a general educational development diploma awarded by the Georgia Department of Technical and Adult Education.

Total Funds	$2,461,614
State Funds	$2,461,614
Lottery Funds	$2,461,614

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,840,694	$2,840,694
Reduce HOPE GED ($379,080) and HOPE Scholarship-Private Schools ($100,118) to reflect true need and transfer funds to HOPE Scholarship-Public Schools to provide for projected growth. *(CC:YES)*	($379,080)	($379,080)
Amount appropriated in this Act	$2,461,614	$2,461,614

HOPE Grant

To provide grants to students seeking a diploma or certificate at a public post-secondary institution.

Total Funds	$122,784,173
State Funds	$122,784,173
Lottery Funds	$122,784,173

HOPE Scholarships - Private Schools

To provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible private post-secondary institution.

Total Funds	$45,651,732
State Funds	$45,651,732
Lottery Funds	$45,651,732

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$45,751,850	$45,751,850
Reduce HOPE GED ($379,080) and HOPE Scholarship-Private Schools ($100,118) to reflect true need and transfer funds to HOPE Scholarship-Public Schools to provide for projected growth. *(CC:YES)*	($100,118)	($100,118)
Amount appropriated in this Act	$45,651,732	$45,651,732

HOPE Scholarships - Public Schools

To provide merit scholarships to students seeking an associate or baccalaureate degree at an eligible public post-secondary institution.

Total Funds	$344,500,917
State Funds	$344,500,917
Lottery Funds	$344,500,917

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$326,011,143	$326,011,143
Reduce HOPE GED ($379,080) and HOPE Scholarship-Private Schools ($100,118) to reflect true need and	$479,198	$479,198

transfer funds to HOPE Scholarship-Public Schools to provide for projected growth. *(CC:YES)*		
Eliminate remaining funds in Promise II ($74,590) as part of planned phase out and transfer funds to HOPE Scholarship-Public Schools to provide for projected growth. *(CC:YES)*	$74,590	$74,590
Increase funds for HOPE Scholarship-Public Schools to reflect projected growth.	$17,935,986	$17,935,986
Amount appropriated in this Act	$344,500,917	$344,500,917

Law Enforcement Dependents Grant

To provide educational grant assistance to the children of Georgia law enforcement officers, firefighters, and prison guards who were permanently disabled or killed in the line of duty, to attend an eligible private or public postsecondary institution in Georgia.

Total Funds	$50,911
State Funds	$50,911
State General Funds	$50,911

Leveraging Educational Assistance Partnership Program (LEAP)

To provide educational grant assistance to residents of Georgia who demonstrate substantial financial need to attend eligible post-secondary institutions in Georgia.

Total Funds	$1,487,410
Federal and Other Funds	$520,653
Federal Funds Not specifically Identified	$520,653
State Funds	$966,757
State General Funds	$966,757

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$966,757	$1,487,410
Amount appropriated in this Act	$966,757	$1,487,410

North Ga. Military Scholarship Grants

To provide outstanding students with a full scholarship to attend North Georgia College and State University, thereby strengthening Georgia's Army National Guard with their membership.

Total Funds	$1,694,353
Federal and Other Funds	$1,010,402
Other Funds	$1,010,402
State Funds	$683,951
State General Funds	$683,951

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$683,951	$683,951
Increase North Georgia College and State University Service Cancelable Loan by $1,010,402 to fund 118 additional students returning from military deployment (Other Funds: $1,010,402). *(CC:YES)*	$0	$1,010,402
Amount appropriated in this Act	$683,951	$1,694,353

North Georgia ROTC Grants

To provide Georgia residents with non-repayable financial assistance to attend North Georgia College and State University and to participate in the Reserve Officers Training Corps program.

Total Funds	$432,479
State Funds	$432,479
State General Funds	$432,479

Promise Scholarship

To provide forgivable loans to students in their junior and senior year who aspire to be teachers in Georgia public schools.

Total Funds	$5,855,278
State Funds	$5,855,278
Lottery Funds	$5,855,278

Promise II Scholarship

To assist paraprofessionals and instructional aids who worked in Georgia public schools throughout the 1999-2000 school year, by providing funds to assist with their educational expenses in the form of a service-obligation scholarship.

The above amounts include the following adjustments, additions, and deletions to the

previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$74,590	$74,590
Eliminate remaining funds in Promise II ($74,590) as part of planned phase out and transfer funds to HOPE Scholarship-Public Schools to provide for projected growth. *(CC:YES)*	($74,590)	($74,590)
Amount appropriated in this Act	$0	$0

Public Memorial Safety Grant

To provide educational grant assistance to the children of Georgia law enforcement officers, fire fighter, EMTs, correctional officers, and prison guards who were permanently disabled or killed in the line of duty, to attend a public post-secondary institution in the State of Georgia.

Total Funds	$255,850
State Funds	$255,850
Lottery Funds	$255,850

Teacher Scholarship

To provide forgivable loans to teachers seeking advanced education degrees in critical shortage fields of study.

Total Funds	$5,332,698
State Funds	$5,332,698
Lottery Funds	$5,332,698

Tuition Equalization Grants

To promote the private segment of higher education in Georgia by providing non-repayable grant aid to Georgia residents who attend eligible private post-secondary institutions.

Total Funds	$33,015,000
Federal and Other Funds	$5,483,198
Other Funds	$5,483,198
State Funds	$27,531,802
State General Funds	$27,531,802

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$29,031,802	$29,031,802
Increase Tuition Equalization Grants from $900 to $1,000 per award (Other funds: $5,483,198). *(CC:YES)*	$0	$5,483,198
Reflect a reduction in demand for Tuition Equalization Grants.	($1,500,000)	($1,500,000)
Amount appropriated in this Act	$27,531,802	$33,015,000

The following appropriations are for agencies attached for administrative purposes.

Nonpublic Postsecondary Education Commission

To authorize private post-secondary schools in Georgia; provide transcripts for students who attended schools that closed; resolve complaints.

Total Funds	$671,242
State Funds	$671,242
State General Funds	$671,242

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$645,204	$645,204
Annualize the cost of the FY2006 salary adjustment.	$5,375	$5,375
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$10,164	$10,164
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$10,184	$10,184
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$315	$315
Amount appropriated in this Act	$671,242	$671,242

Section 44: Teachers' Retirement System

Total Funds	**$25,942,331**
Federal and Other Funds	**($723,320)**
Other Funds	($723,320)
State Funds	**$3,903,200**
State General Funds	$3,903,200

Intra-State Government Transfers	**$22,762,451**
Retirement Payments	$22,762,451

It is the intent of the General Assembly that the employer contribution rate for the Teachers' Retirement System shall not exceed 9.28% for S.F.Y. 2007.

Local/Floor COLA

To provide retirees from local retirement systems a minimum allowance upon retirement and a post-retirement benefit adjustment (COLA) whenever such adjustment is granted to teachers who retired under TRS.

Total Funds	$3,903,200
State Funds	$3,903,200
State General Funds	$3,903,200

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,980,000	$1,980,000
Reduce Local/Floor Cost of Living Adjustment (COLA) to reflect anticipated reduction in the number of eligible retirees.	($220,000)	($220,000)
Provide for a COLA for teacher retirees per HB 400 passed in the 2005 session.	$2,143,200	$2,143,200
Amount appropriated in this Act	$3,903,200	$3,903,200

System Administration

To provide all services to active members, including: service purchases, refunds, retirement counseling, and new retirement processing.

Total Funds	$22,039,131
Federal and Other Funds	($723,320)
Other Funds	($723,320)
Intra-State Government Transfers	$22,762,451
Retirement Payments	$22,762,451

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$0	$22,762,451
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$0	$288,229
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$0	$8,451
Reduce other funds ($1,020,000) in computer charges to reflect anticipated costs.	$0	($1,020,000)
Amount appropriated in this Act	$0	$22,039,131

Section 45: Technical and Adult Education, Department of

Total Funds	**$412,535,181**
Federal and Other Funds	**$75,747,117**
Federal Funds Not specifically Identified	$19,814,459
Agency Funds	$55,932,658
State Funds	**$336,788,064**
State General Funds	$336,788,064
Intra-State Government Transfers	**$0**

Administration

To contribute to the economic, educational, and community development of Georgia by providing quality technical education, adult literacy education, continuing education, and customized business and industry workforce training to the citizens of Georgia.

Total Funds	$11,243,807
Federal and Other Funds	$2,059,788
Federal Funds Not specifically Identified	$2,059,788
State Funds	$9,184,019
State General Funds	$9,184,019

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,728,848	$4,728,848
Annualize the cost of the FY2006 salary adjustment.	$43,573	$43,573
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$150,698	$150,698

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$168,052	$168,052
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$9,618	$9,618
Reduce funding in the Administration program by 2%.	($171,380)	($171,380)
Add funds to correct personal services error in Administration ($414,434), Adult Literacy ($159,014), Economic Development ($373,280) and Technical Education ($190,188).	$414,434	$414,434
Realign programs to meet actual expenditures and properly reflect funds for administration by transferring funds from Adult Literacy (Total Funds: $1,001,004) and Technical Education (Total Funds: $4,898,960). *(CC:YES)*	$649,197	$1,001,004
Realign programs to meet actual expenditures and properly reflect funds for administration by transferring funds from Adult Literacy (Total Funds: $1,001,004) and Technical Education (Total Funds: $4,898,960). *(CC:YES)*	$3,190,979	$4,898,960
Reflect $800,000 in base budget funds from Temporary Assistance for Needy Families from the Department of Human Resources.	$0	$0
Amount appropriated in this Act	$9,184,019	$11,243,807

Adult Literacy

To enable every adult learner in Georgia to acquire the necessary basic skills — reading, writing, computation, speaking, and listening — to compete successfully in today's workplace, strengthen family foundations, and exercise full citizenship.

Total Funds	$20,243,096
Federal and Other Funds	$7,791,412
Federal Funds Not specifically Identified	$6,669,526
Agency Funds	$1,121,886
State Funds	$12,451,684
State General Funds	$12,451,684

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$11,853,450	$19,996,669
Annualize the cost of the FY2006 salary adjustment.	$103,344	$103,344
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$229,332	$229,332
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$255,741	$255,741
Add funds to correct personal services error in Administration ($414,434), Adult Literacy ($159,014), Economic Development ($373,280) and Technical Education ($190,188).	$159,014	$159,014
Realign programs to meet actual expenditures and properly reflect funds for administration by transferring funds from Adult Literacy (Total Funds: $1,001,004) and Technical Education (Total Funds: $4,898,960). *(CC:YES)*	($649,197)	($1,001,004)
Provide funding for Shirley Smith Learning Center.	$500,000	$500,000
Reflect $3,000,000 in base budget funds from Temporary Assistance for Needy Families from the Department of Human Resources.	$0	$0
Amount appropriated in this Act	$12,451,684	$20,243,096

Economic Development (Quick Start)

To provide a number of programs and services designed to assist businesses and industries with their training needs.

Total Funds	$12,613,900
State Funds	$12,613,900
State General Funds	$12,613,900

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$11,889,779	$11,889,779
Annualize the cost of the FY2006 salary adjustment.	$63,676	$63,676
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$136,238	$136,238

Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$151,927	$151,927
Add funds to correct personal services error in Administration ($414,434), Adult Literacy ($159,014), Economic Development ($373,280) and Technical Education ($190,188).	$372,280	$372,280
Amount appropriated in this Act	$12,613,900	$12,613,900

Technical Education

To provide quality technical education and special workforce services. The primary role is to ensure that all programs and services excel in meeting the individual's need for career success and the community's need for continued economic growth and development.

Total Funds	$368,434,378
Federal and Other Funds	$65,895,917
Federal Funds Not specifically Identified	$11,085,145
Agency Funds	$54,810,772
State Funds	$302,538,461
State General Funds	$302,538,461

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$292,105,724	$359,709,622
Annualize the cost of the FY2006 salary adjustment.	$2,326,691	$2,326,691
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,141,940	$5,141,940
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$5,734,060	$5,734,060
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$293,837	$293,837
Add funds to correct personal services error in Administration ($414,434), Adult Literacy ($159,014), Economic Development ($373,280) and Technical Education ($190,188).	$190,188	$190,188

Realign programs to meet actual expenditures and properly reflect funds for administration by transferring funds from Adult Literacy (Total Funds: $1,001,004) and Technical Education (Total Funds: $4,898,960). *(CC:YES)*	($3,190,979)	($4,898,960)
Redirect $7,500,000 in one-time funds for HVAC and roof repair from Operating Expenses - Colleges to Personal Services - Colleges in the Technical Education program to help correct personal services error. *(CC:YES)*	$0	$0
Reduce formula funding to reflect a decline in enrollment and credit hours.	($250,000)	($250,000)
Provide funding for a pest control certification testing program at Technical Colleges.	$52,000	$52,000
Provide funds for Augusta Technical College satellite campus.	$135,000	$135,000
Reflect $3,500,000 in base budget funds from Temporary Assistance for Needy Families from the Department of Human Resources.	$0	$0
Amount appropriated in this Act	$302,538,461	$368,434,378

Section 46: Transportation, Department of

Total Funds	**$1,850,000,106**
Federal and Other Funds	**$1,185,310,849**
Federal Funds Not specifically Identified	$63,652,948
Agency Funds	$8,717,460
Other Funds	$82,010
Federal Highway Administration Highway Planning and Construction	$1,100,000,000
Federal Transit Administration Capital Investment Grants	$12,858,431
State Funds	**$664,031,462**
State Motor Fuel	$646,759,400
State General Funds	$17,272,062
Intra-State Government Transfers	**$657,795**
Other Intra-State Government Payments	$657,795

It is the intent of this General Assembly that the following provisions apply:

a.) In order to meet the requirements for projects on the Interstate System, the Office of Planning and Budget is hereby authorized and directed to give advanced budgetary authorization for letting and execution of Interstate Highway Contracts not to exceed the amount of Motor Fuel Tax Revenues actually paid into the Fiscal Division of the Department of Administrative Services.
b.) Programs financed by Motor Fuel Tax Funds may be adjusted for additional appropriation or balances brought forward from previous years with prior approval by the Office of Planning and Budget.
c.) Interstate rehabilitation funds may be used for four-laning and passing lanes. Funds appropriated for onsystem resurfacing, four-laning and passing lanes may be used to match additional Federal aid.
d.) The Fiscal Officers of the State are hereby directed as of July 1st of each fiscal year to determine the collection of Motor Fuel Tax in the immediately preceding year less refunds, rebates and collection costs and enter this amount as being the appropriation payable in lieu of the Motor Fuel Tax Funds appropriated in this Bill, in the event such collections, less refunds, rebates and collection costs, exceed such Motor Fuel Tax Appropriation.
e.) Functions financed with General Fund appropriations shall be accounted for separately and shall be in addition to appropriations of Motor Fuel Tax revenues required under Article III, Section IX, Paragraph VI, Subsection (b) of the State Constitution.
f.) Bus rental income may be retained to operate, maintain and upgrade department-owned buses, and air transportation service income may be retained to maintain and upgrade the quality of air transportation equipment.
g.) No State Funds or proceeds of General Obligation Debt shall be utilized for the acquisition, construction, development, extension, enlargement, rehabilitation or improvement of any commuter rail passenger facilities unless otherwise specifically appropriated thereby herein.

Administration

The purpose is to plan, construct, maintain, and improve the state's roads and bridges; provide planning and financial support for other modes of transportation such as mass transit and airports; provide airport and air safety planning; and provide air travel to state departments.

Total Funds	$69,679,662
Federal and Other Funds	$10,432,313
Agency Funds	$816,960
Other Funds	$82,010
Federal Highway Administration Highway Planning and Construction	$9,533,343
State Funds	$59,247,349
State Motor Fuel	$59,232,851

State General Funds $14,498

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$41,568,294	$53,405,873
Annualize the cost of the FY2006 salary adjustment.	$437,533	$437,533
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$516,809	$516,809
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$3,658	$3,658
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$867,664	$867,664
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$771	$771
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$32,400	$32,400
Replace prior-year motor fuel funds with current-year motor fuel funds.	$1,405,266	$0
Transfer funds from the Administration (Total Funds: $495,078) and State Highway System Construction and Improvement (Total Funds: $161,013) programs to the Data Collection, Compliance and Reporting (Total Funds: $161,013), Local Road Assistance (Total Funds: $274,658) and State Highway Operations (Total Funds: $220,420) programs to reverse action taken in Amendment 1, correcting the base budget to comply with Section 56 of HB 85.	($179,495)	($495,078)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$179,495	$495,078
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$55,000	$55,000

Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$14,459,954	$14,459,954
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Delete funding for the I-3 and I-14 Interstate Highway Association in the Administration program.	($100,000)	($100,000)
Amount appropriated in this Act	$59,247,349	$69,679,662

Air Transportation

The purpose is to provide air transportation to state officials and companies considering a move to Georgia and conducting aerial photography flights.

Total Funds	$2,153,330
State Funds	$1,495,535
State General Funds	$1,495,535
Intra-State Government Transfers	$657,795
Other Intra-State Government Payments	$657,795

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,354,828	$2,012,623
Annualize the cost of the FY2006 salary adjustment.	$11,763	$11,763
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$11,046	$11,046
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$23,327	$23,327
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$2,571	$2,571
Provide for aircraft inspections required by the Federal Aviation Administration for 2 KingAirs in the Air Transportation program.	$92,000	$92,000
Amount appropriated in this Act	$1,495,535	$2,153,330

Airport Aid

The purpose is to support statewide economic development by providing the

infrastructure for a safe, efficient, and adequate air transportation system and to award grants from the Airport Fund.

Total Funds	$12,621,247
Federal and Other Funds	$6,000,000
Federal Funds Not specifically Identified	$6,000,000
State Funds	$6,621,247
State General Funds	$6,621,247

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,459,409	$11,459,409
Annualize the cost of the FY2006 salary adjustment.	$2,803	$2,803
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,632	$2,632
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$5,559	$5,559
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$514	$514
Increase grant funding for the Airport Aid program to provide for needed maintenance and improvements at Georgia's public airports. *(CC:YES;Provide for improvements to Macon airport ($100,000))*	$1,213,950	$1,213,950
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($63,620)	($63,620)
Amount appropriated in this Act	$6,621,247	$12,621,247

Data Collection, Compliance and Reporting

The purpose is to provide quality transportation data products in the appropriate format within an acceptable timeframe that meet the needs of the state's business partners.

Total Funds	$12,427,260
Federal and Other Funds	$8,332,514
Federal Funds Not specifically Identified	$4,485,719
Agency Funds	$62,257
Federal Highway Administration Highway Planning and	$3,784,538

Construction	
State Funds	$4,094,746
State Motor Fuel	$3,252,278
State General Funds	$842,468

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$2,396,794	$6,296,433
Annualize the cost of the FY2006 salary adjustment.	$49,402	$49,402
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$51,349	$51,349
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$5,932	$5,932
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$97,968	$97,968
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,929	$1,929
Replace prior-year motor fuel funds with current-year motor fuel funds.	$52,844	$0
Transfer funds from the Administration (Total Funds: $495,078) and State Highway System Construction and Improvement (Total Funds: $161,013) programs to the Data Collection, Compliance and Reporting (Total Funds: $161,013), Local Road Assistance (Total Funds: $274,658) and State Highway Operations (Total Funds: $220,420) programs to reverse action taken in Amendment 1, correcting the base budget to comply with Section 56 of HB 85.	$47,047	$161,013
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$624,301	$3,310,880
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($47,047)	($161,013)

Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$389,294	$389,294
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$30,000	$30,000
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Increase funds from the Federal Highway Administration by $51,881,934 from $1.1 billion to $1,151,881,934 and provide the associated state match of $11,388,717 offset by $59,271,758 in toll credits.	$394,933	$2,194,073
Amount appropriated in this Act	$4,094,746	$12,427,260

Local Road Assistance

The purpose is to provide contracts with local governments to assist in the construction and reconstruction of their road, bridge, and street systems.

Total Funds	$220,692,792
Federal and Other Funds	$70,253,903
Federal Funds Not specifically Identified	$2,229,632
Agency Funds	$595,233
Federal Highway Administration Highway Planning and Construction	$67,429,038
State Funds	$150,438,889
State Motor Fuel	$150,438,889

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$88,634,898	$159,648,261
Annualize the cost of the FY2006 salary adjustment.	$233,323	$233,323
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$278,075	$278,075
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$462,697	$462,697

Transfer funds from the Administration (Total Funds: $495,078) and State Highway System Construction and Improvement (Total Funds: $161,013) programs to the Data Collection, Compliance and Reporting (Total Funds: $161,013), Local Road Assistance (Total Funds: $274,658) and State Highway Operations (Total Funds: $220,420) programs to reverse action taken in Amendment 1, correcting the base budget to comply with Section 56 of HB 85.	$130,024	$274,658
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$50,300	$50,300
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($31,777)	($31,777)
Replace prior-year motor fuel funds with current-year motor fuel funds.	$2,989,092	$0
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($130,024)	($274,658)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$152,000	$152,000
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$1,893,583	$1,893,583
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Increase funds from the Federal Highway Administration by $51,881,934 from $1.1 billion to $1,151,881,934 and provide the associated state match of $11,388,717 offset by $59,271,758 in toll credits.	$489,432	$2,719,064
Provide $117,000,000 for the local road initiative "Paving the Way Home" by increasing the local assistance road program (LARP) from $38 million to $60 million, state fund construction/off-system from	$55,187,266	$55,187,266

$18,562,534 to $34 million and state fund construction/most-needed from $6,583,667 to $23 million. *(CC:Provide $7,900,000 in additional funding to LARP.)*		
Provide signage for tourism for the Northeast Georgia Mountains. *(CC:YES)*	$100,000	$100,000
Amount appropriated in this Act	$150,438,889	$220,692,792

Ports and Waterways

The purpose is to maintain the navigability of the Atlantic Intracoastal Waterway and Georgia's deep water ports to promote international trade.

Total Funds	$1,160,783
State Funds	$1,160,783
State General Funds	$1,160,783

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$1,119,230	$1,119,230
Annualize the cost of the FY2006 salary adjustment.	$1,743	$1,743
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$1,637	$1,637
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$3,457	$3,457
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$257	$257
Provide funds to the Ports and Waterways program for South Carolina's projected property tax increase for department-owned land in Jasper County, South Carolina.	$109,000	$109,000
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($55,006)	($55,006)
Amount appropriated in this Act	$1,160,783	$1,160,783

Rail

The purpose is to oversee the construction, financing, operation, and development of rail passenger, freight service, and other public transportation projects within and without the state of Georgia.

Total Funds	$184,369
State Funds	$184,369
State General Funds	$184,369

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$657,658	$657,658
Annualize the cost of the FY2006 salary adjustment.	$2,621	$2,621
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,461	$2,461
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$5,198	$5,198
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$514	$514
Transfer funds from the Airport Aid ($5,701), Ports and Waterways ($19,535), Rail ($25,120) and Transit ($428,038) programs to the Administration program ($478,394) to consolidate administrative functions.	($25,120)	($25,120)
Reduce funding for the Georgia Rail Passenger Authority contract in the Rail program.	($32,200)	($32,200)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($98,263)	($98,263)
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Delete one-time funding for the Atlanta-to-Charlotte high-speed rail study in the Rail program.	($203,500)	($203,500)
Reduce Rail Program funding. *(CC:YES)*	($200,000)	($200,000)
Provide funds for the St. Mary's railroad. *(CC:See Bonds.)*	$0	$0
Provide funding for implementation plan for freight and passenger rail modernization along Interstate 85	$75,000	$75,000

freight corridor. *(CC:YES)*		
Amount appropriated in this Act	$184,369	$184,369

State Highway System Construction and Improvement

The purpose is to ensure a safe and efficient transportation system.

Total Funds	$1,061,482,399
Federal and Other Funds	$875,809,270
Federal Funds Not specifically Identified	$29,318,795
Agency Funds	$165,000
Federal Highway Administration Highway Planning and Construction	$846,325,475
State Funds	$185,673,129
State Motor Fuel	$185,673,129

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$223,494,656	$1,080,389,619
Annualize the cost of the FY2006 salary adjustment.	$741,031	$741,031
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$883,161	$883,161
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,469,525	$1,469,525
Transfer funds from the Administration (Total Funds: $495,078) and State Highway System Construction and Improvement (Total Funds: $161,013) programs to the Data Collection, Compliance and Reporting (Total Funds: $161,013), Local Road Assistance (Total Funds: $274,658) and State Highway Operations (Total Funds: $220,420) programs to reverse action taken in Amendment 1, correcting the base budget to comply with Section 56 of HB 85.	($47,047)	($161,013)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($1,901,580)	($10,005,157)

Replace prior-year motor fuel funds with current-year motor fuel funds.	$10,404,488	$0
Restore contract funds that were used to fund the first 6 months of the FY 2006 pay raise.	$998,499	$998,499
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($198,600)	($198,600)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($5,818,993)	($5,818,993)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$91,500	$91,500
Provide $117,000,000 for the local road initiative "Paving the Way Home" by increasing the local assistance road program (LARP) from $38 million to $60 million, state fund construction/off-system from $18,562,534 to $34 million and state fund construction/most-needed from $6,583,667 to $23 million.	$6,566,533	$6,566,533
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$47,047	$161,013
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Increase funds from the Federal Highway Administration by $51,881,934 from $1.1 billion to $1,151,881,934 and provide the associated state match of $11,388,717 offset by $59,271,758 in toll credits.	($51,057,091)	($13,634,719)
Amount appropriated in this Act	$185,673,129	$1,061,482,399

State Highway System Maintenance

The purpose is to coordinate all statewide maintenance activities.

Total Funds	$334,648,038
Federal and Other Funds	$156,154,622
Federal Funds Not specifically Identified	$4,646,802

Agency Funds	$3,049,770
Federal Highway Administration Highway Planning and Construction	$148,458,050
State Funds	$178,493,416
State Motor Fuel	$178,493,416

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$177,960,168	$335,754,789
Annualize the cost of the FY2006 salary adjustment.	$948,594	$948,594
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$1,130,535	$1,130,535
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$1,881,140	$1,881,140
Replace prior-year motor fuel funds with current-year motor fuel funds.	$6,286,801	$0
Restore contract funds that were used to fund the first 6 months of the FY 2006 pay raise.	$1,700,709	$1,700,709
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($11,992,738)	($11,992,738)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($79,950)	($79,950)
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($291,480)	($419,072)
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Increase funds from the Federal Highway Administration by $51,881,934 from $1.1 billion to $1,151,881,934 and provide the associated state match of $11,388,717 offset by $59,271,758 in toll credits.	$1,048,037	$5,822,431

Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($98,400)	($98,400)
Amount appropriated in this Act	$178,493,416	$334,648,038

State Highway System Operations

The purpose is to ensure a safe and efficient transportation system statewide by traffic engineering and traffic management.

Total Funds	$62,366,766
Federal and Other Funds	$39,696,782
Federal Funds Not specifically Identified	$11,200,986
Agency Funds	$4,026,240
Federal Highway Administration Highway Planning and Construction	$24,469,556
State Funds	$22,669,984
State Motor Fuel	$22,669,984

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$17,240,493	$46,315,075
Annualize the cost of the FY2006 salary adjustment.	$233,641	$233,641
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$278,453	$278,453
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$463,330	$463,330
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$1,600,536	$7,145,126
Replace prior-year motor fuel funds with current-year motor fuel funds.	$578,786	$0
Transfer funds from the Administration (Total Funds: $495,078) and State Highway System Construction and Improvement (Total Funds: $161,013) programs to the Data Collection, Compliance and Reporting (Total	$49,471	$220,420

Funds: $161,013), Local Road Assistance (Total Funds: $274,658) and State Highway Operations (Total Funds: $220,420) programs to reverse action taken in Amendment 1, correcting the base budget to comply with Section 56 of HB 85.		
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$90,000	$90,000
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$1,067,347	$1,067,347
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($124,250)	($124,250)
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Increase funds from the Federal Highway Administration by $51,881,934 from $1.1 billion to $1,151,881,934 and provide the associated state match of $11,388,717 offset by $59,271,758 in toll credits.	$1,241,648	$6,898,044
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	($49,471)	($220,420)
Amount appropriated in this Act	$22,669,984	$62,366,766

Transit

The purpose is to preserve and enhance the state's urban and rural public transit programs by providing financial and technical assistance to Georgia's transit systems.

Total Funds	$25,584,607
Federal and Other Funds	$18,631,445
Federal Funds Not specifically Identified	$5,771,014
Agency Funds	$2,000
Federal Transit Administration Capital Investment Grants	$12,858,431
State Funds	$6,953,162
State General Funds	$6,953,162

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,129,480	$17,989,911
Annualize the cost of the FY2006 salary adjustment.	$3,189	$3,189
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,995	$2,995
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$6,323	$6,323
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$771	$771
Provide funding for the Transit program to cover a cost increase in the rail safety oversight contract.	$20,000	$20,000
Realign funds among programs to properly align personal services, equipment, motor vehicle and other expenses, and to complete the consolidation of the materials and research office.	$218,442	$218,442
Increase federal funds from the Federal Transit Agency ($5,771,014) in the Transit program.	$0	$5,771,014
Increase funding for mass transit grants in the Transit program leveraging additional local and federal funds.	$2,000,000	$2,000,000
Adjust the position count by subprogram to reflect the personal services projection.	$0	$0
Amount appropriated in this Act	$6,953,162	$25,584,607

The following appropriations are for agencies attached for administrative purposes.

Payments to State Road and Tollway Authority

The purpose is to provide funds through the State Road and Tollway Authority for Bond Trustees for debt service payments on Guaranteed Revenue Bonds.

Total Funds	$46,998,853
State Funds	$46,998,853
State Motor Fuel	$46,998,853

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$54,000,460	$54,000,460
Annualize the cost of the FY2006 salary adjustment.	$0	$0
Decrease payments to the State Road and Tollway Authority from $54,000,460 to $46,998,853 to reflect the current debt service payment schedule.	($7,001,607)	($7,001,607)
Amount appropriated in this Act	$46,998,853	$46,998,853

Section 47: Veterans Service, Department of

Total Funds	**$34,134,044**
Federal and Other Funds	**$10,989,011**
Federal Funds Not specifically Identified	$10,989,011
State Funds	**$23,145,033**
State General Funds	$23,145,033
Intra-State Government Transfers	**$0**

Administration

The purpose is to coordinate, manage and supervise all aspects of department operations to include financial, public information, personnel, accounting, purchasing, supply, mail, records management, and information technology.

Total Funds	$745,993
Federal and Other Funds	$81,369
Federal Funds Not specifically Identified	$81,369
State Funds	$664,624
State General Funds	$664,624

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$676,034	$755,909
Annualize the cost of the FY2006 salary adjustment.	$4,493	$4,493
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$4,236	$4,236
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$9,360	$9,360
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from	$8,468	$9,962

14.20% to 16.713%.		
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$912	$912
Realign funds from Administration to Field Operations to properly reflect planned expenditures in ROE Projects & Insurance. (G: Yes)	($38,879)	($38,879)
Amount appropriated in this Act	$664,624	$745,993

Georgia Veterans Memorial Cemetery

The purpose is to provide for the internment of eligible Georgia Veterans who served faithfully and honorably in the military service of our country.

Total Funds	$406,183
State Funds	$406,183
State General Funds	$406,183

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$297,683	$297,683
Annualize the cost of the FY2006 salary adjustment.	$1,498	$1,498
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$2,647	$2,647
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$5,535	$5,535
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$553	$553
Increase personal services for start-up funding of 5 positions at the Georgia Veterans Memorial Cemetery in Glenville.	$98,267	$98,267
Amount appropriated in this Act	$406,183	$406,183

Georgia War Veterans Nursing Home - Augusta

The purpose is to provide skilled nursing care to aged and infirmed Georgia Veterans; and to also serve as a teaching facility for the Medical College of Georgia.

Total Funds	$8,040,289
Federal and Other Funds	$3,104,750
Federal Funds Not specifically Identified	$3,104,750

State Funds	$4,935,539
State General Funds	$4,935,539

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$4,437,230	$7,541,980
Annualize the cost of the FY2006 salary adjustment.	$48,206	$48,206
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$50,103	$50,103
Provide funding to the Augusta Nursing Home to aid in offsetting rising healthcare and pharmaceuticals costs. *(CC:YES)*	$400,000	$400,000
Amount appropriated in this Act	$4,935,539	$8,040,289

Georgia War Veterans Nursing Home - Milledgeville

The purpose is to provide both skilled nursing and domiciliary care to aged and infirmed Georgia war veterans.

Total Funds	$18,593,248
Federal and Other Funds	$7,225,135
Federal Funds Not specifically Identified	$7,225,135
State Funds	$11,368,113
State General Funds	$11,368,113

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$10,392,240	$17,617,375
Replace 5 hospital beds at the Georgia War Veterans home in Milledgeville.	$8,825	$8,825
Increase contracts to re-open the 2nd floor of the Vinson Building at the Georgia War Veterans Nursing Home in Milledgeville. *(CC:YES)*	$967,048	$967,048
Amount appropriated in this Act	$11,368,113	$18,593,248

Veterans Benefits

The purpose is to serve Georgia's veterans, their dependents and survivors in all matters

pertaining to veterans benefits by informing the veterans and their families about veterans benefits, and directly assisting and advising them in securing the benefits to which they are entitled.

Total Funds	$6,348,331
Federal and Other Funds	$577,757
Federal Funds Not specifically Identified	$577,757
State Funds	$5,770,574
State General Funds	$5,770,574

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$5,537,168	$6,111,559
Annualize the cost of the FY2006 salary adjustment.	$43,943	$43,943
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$46,064	$46,064
Provide for an adjustment to the Georgia Building Authority (GBA) real estate rental rate for office space.	$15,271	$15,271
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$91,830	$95,196
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$9,339	$9,339
Realign funds from Administration to Field Operations to properly reflect planned expenditures in ROE Projects & Insurance. (G: Yes)	$38,879	$38,879
Reduce real estate rentals for the Savannah field office in the Veteran Benefits program.	($11,920)	($11,920)
Amount appropriated in this Act	$5,770,574	$6,348,331

Section 48: Workers' Compensation, State Board of

Total Funds	**$16,220,599**
Federal and Other Funds	**$120,000**
Agency Funds	$120,000
State Funds	**$16,100,599**
State General Funds	$16,100,599
Intra-State Government Transfers	**$0**

Administer the Workers' Comp Laws

To provide exclusive remedy for resolution of disputes in the Georgia Workers' Compensation Law.

Total Funds	$9,901,446
State Funds	$9,901,446
State General Funds	$9,901,446

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$9,366,793	$9,366,793
Annualize the cost of the FY2006 salary adjustment.	$81,141	$81,141
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$91,317	$91,317
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$171,647	$171,647
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$11,255	$11,255
Redirect funds from contracts ($60,000) and Payments to State Treasury ($317,619) to 5 vacant positions ($334,619), travel ($10,000), and purchase tracking software ($33,000).	$179,293	$179,293
Amount appropriated in this Act	$9,901,446	$9,901,446

Administration

To provide superior access to the Georgia Workers' Compensation program for injured workers and employers in a manner that is sensitive, responsive, and effective.

Total Funds	$6,319,153
Federal and Other Funds	$120,000
Agency Funds	$120,000
State Funds	$6,199,153
State General Funds	$6,199,153

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$6,330,487	$6,570,487
Annualize the cost of the FY2006 salary adjustment.	$14,333	$14,333
Provide for a salary increase in FY 2007 of up to 4% effective January 1, 2007.	$11,198	$11,198
Increase funds to reflect an adjustment in the employer share of the State Health Benefit Plan premiums from 14.20% to 16.713%.	$21,048	$21,048
Increase funds to reflect an adjustment in the Workers' Compensation premiums.	$1,380	$1,380
Reflect other funds reduction in the Administrative program. (Other funds: $120,000)	$0	($120,000)
Redirect funds from contracts ($60,000) and Payments to State Treasury ($317,619) to 5 vacant positions ($334,619), travel ($10,000), and purchase tracking software ($33,000).	($179,293)	($179,293)
Amount appropriated in this Act	$6,199,153	$6,319,153

Section 49: General Obligation Debt Sinking Fund

Total Funds	**$867,362,477**
Federal and Other Funds	**$0**
State Funds	**$867,362,477**
State Motor Fuel	$155,000,000
State General Funds	$712,362,477
Intra-State Government Transfers	**$0**

GO Bonds Issued	
Total Funds	$719,349,981
State Funds	$719,349,981
State Motor Fuel	$155,000,000
State General Funds	$564,349,981

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$749,590,893	$749,590,893

Transfer debt service funds from Authorized Under Previous Appropriations Act to General Obligation Debt Sinking Fund (Issued).	$104,606,858	$104,606,858
Repeal the authorization of $900,000 in 20-year bonds for the Traditional Industries Program research equipment.	($78,300)	($78,300)
Decrease debt service for existing obligations on issued bonds.	($131,022,427)	($131,022,427)
Adjust debt service to reflect savings due to a refinancing of bonds.	($3,747,043)	($3,747,043)
Amount appropriated in this Act	$719,349,981	$719,349,981

GO Bonds New	
Total Funds	$148,012,496
State Funds	$148,012,496
State General Funds	$148,012,496

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$80,817,429	$80,817,429
Total of Debt Service on Bonds Associated with this Program	$97,815,067	$97,815,067
Adjust debt service for Motor Fuel Tax Funds for transportation related bonds.	($30,620,000)	($30,620,000)
Amount appropriated in this Act	$148,012,496	$148,012,496

Bond Financing Appropriated:

[Bond #1] From the appropriation designated "State General Funds (New)", $9,224,731 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education through the issuance of not more than $107,980,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #2] From the appropriation designated "State General Funds (New)", $12,588,538 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education through the issuance of not more than $147,355,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty

months.

[Bond #3] From the appropriation designated "State General Funds (New)", $10,297,305 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education through the issuance of not more than $120,535,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #4] From the appropriation designated "State General Funds (New)", $588,613 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education through the issuance of not more than $6,890,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #5] From the appropriation designated "State General Funds (New)", $3,128,160 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education through the issuance of not more than $13,720,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #6] From the appropriation designated "State General Funds (New)", $5,760,000 is specifically appropriated for the purpose of financing educational facilities for county and independent school systems through the State Board of Education through the issuance of not more than $45,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.

[Bond #7] From the appropriation designated "State General Funds (New)", $286,140 is specifically appropriated for the purpose of financing projects and facilities for the Department of Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,255,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #8] From the appropriation designated "State General Funds (New)", $5,125,800 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $60,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #9] From the appropriation designated "State General Funds (New)", $3,203,625 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $37,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #10] From the appropriation designated "State General Funds (New)", $427,150 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #11] From the appropriation designated "State General Funds (New)", $418,607 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #12] From the appropriation designated "State General Funds (New)", $324,634 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #13] From the appropriation designated "State General Funds (New)", $401,521 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #14] From the appropriation designated "State General Funds (New)", $4,339,980 is specifically appropriated for the purpose of financing projects and facilities for the

Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $19,035,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #15] From the appropriation designated "State General Funds (New)", $3,246,340 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $38,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #16] From the appropriation designated "State General Funds (New)", $427,150 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #17] From the appropriation designated "State General Funds (New)", $196,489 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #18] From the appropriation designated "State General Funds (New)", $427,150 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #19] From the appropriation designated "State General Funds (New)", $397,250 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters,

property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,650,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #20] From the appropriation designated "State General Funds (New)", $414,336 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,850,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #21] From the appropriation designated "State General Funds (New)", $427,150 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #22] From the appropriation designated "State General Funds (New)", $119,602 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #23] From the appropriation designated "State General Funds (New)", $427,150 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #24] From the appropriation designated "State General Funds (New)", $384,435 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than

$4,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #25] From the appropriation designated "State General Funds (New)", $401,521 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #26] From the appropriation designated "State General Funds (New)", $410,064 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #27] From the appropriation designated "State General Funds (New)", $427,150 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #28] From the appropriation designated "State General Funds (New)", $341,720 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #29] From the appropriation designated "State General Funds (New)", $401,521 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,700,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #30] From the appropriation designated "State General Funds (New)", $51,258 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #31] From the appropriation designated "State General Funds (New)", $170,860 is specifically appropriated to the Board of Regents of the University System of Georgia to provide public library facilities by grant to the governing board of the Live Oak Public Library for that library, through the issuance of not more than $2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #32] From the appropriation designated "State General Funds (New)", $115,758 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,355,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #33] From the appropriation designated "State General Funds (New)", $1,309,215 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $15,325,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #34] From the appropriation designated "State General Funds (New)", $1,792,080 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $7,860,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #35] From the appropriation designated "State General Funds (New)", $961,515 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property,

highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $11,255,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #36] From the appropriation designated "State General Funds (New)", $426,723 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,995,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #37] From the appropriation designated "State General Funds (New)", $954,253 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $11,170,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #38] From the appropriation designated "State General Funds (New)", $180,684 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,115,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #39] From the appropriation designated "State General Funds (New)", $138,397 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,620,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #40] From the appropriation designated "State General Funds (New)", $879,929 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $10,300,000 in

principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #41] From the appropriation designated "State General Funds (New)", $598,010 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $7,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #42] From the appropriation designated "State General Funds (New)", $239,204 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #43] From the appropriation designated "State General Funds (New)", $644,997 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $7,550,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #44] From the appropriation designated "State General Funds (New)", $156,337 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,830,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #45] From the appropriation designated "State General Funds (New)", $78,596 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $920,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #46] From the appropriation designated "State General Funds (New)", $1,214,387 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $14,215,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #47] From the appropriation designated "State General Funds (New)", $281,919 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #48] From the appropriation designated "State General Funds (New)", $337,449 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,950,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #49] From the appropriation designated "State General Funds (New)", $38,444 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $450,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #50] From the appropriation designated "State General Funds (New)", $884,201 is specifically appropriated for the purpose of financing projects and facilities for the Department of Technical and Adult Education by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $10,350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #51] From the appropriation designated "State General Funds (New)", $27,765 is specifically appropriated for the purpose of financing projects and facilities for the Board

of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $325,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bonds #52] From the appropriation designated "State General Funds (New)", 385,716 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $4,515,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #53] From the appropriation designated "State General Funds (New)", $405,840 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,780,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #54] From the appropriation designated "State General Funds (New)", $798,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #55] From the appropriation designated "State General Funds (New)", $456,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #56] From the appropriation designated "State General Funds (New)", $102,516 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings,

structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #57] From the appropriation designated "State General Funds (New)", $640,725 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $7,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #58] From the appropriation designated "State General Funds (New)", $91,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #59] From the appropriation designated "State General Funds (New)", $68,400 is specifically appropriated for the purpose of financing projects and facilities for the Department of Corrections by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $300,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty.

[Bond #60] From the appropriation designated "State General Funds (New)", $85,430 is specifically appropriated for the purpose of financing projects and facilities for the Department of Agriculture by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred forty months.

[Bond #61] From the appropriation designated "State General Funds (New)", $83,721 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $980,000 in principal

amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #62] From the appropriation designated "State General Funds (New)", $256,717 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,005,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #63] From the appropriation designated "State General Funds (New)", $32,036 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $375,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #64] From the appropriation designated "State General Funds (New)", $474,991 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,560,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #65] From the appropriation designated "State General Funds (New)", $237,068 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,775,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #66] From the appropriation designated "State General Funds (New)", $216,565 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,535,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #67] From the appropriation designated "State General Funds (New)", $165,300 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $725,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #68] From the appropriation designated "State General Funds (New)", $281,065 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,290,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #69] From the appropriation designated "State General Funds (New)", $220,409 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,580,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #70] From the appropriation designated "State General Funds (New)", $30,780 is specifically appropriated for the purpose of financing projects and facilities for the Department of Human Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $135,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #71] From the appropriation designated "State General Funds (New)", $146,512 is specifically appropriated for the purpose of financing projects and facilities for the Department of Defense by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,715,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #72] From the appropriation designated "State General Funds (New)", $1,201,560 is specifically appropriated for the purpose of financing projects and facilities for the

Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,270,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #73] From the appropriation designated "State General Funds (New)", $1,250,580 is specifically appropriated for the purpose of financing projects and facilities for the Department of Juvenile Justice by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,485,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #74] From the appropriation designated "State General Funds (New)", $683,440 is specifically appropriated for the purpose of financing projects and facilities for the Georgia State Financing and Investment Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $8,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred twenty months.

[Bond #75] From the appropriation designated "State General Funds (New)", $939,730 is specifically appropriated for the purpose of financing projects and facilities for the Department of Economic Development by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $11,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred forty months.

[Bond #76] From the appropriation designated "State General Funds (New)", $342,000 is specifically appropriated for the purpose of financing projects and facilities for the State Forestry Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred forty months.

[Bond #77] From the appropriation designated "State General Funds (New)", $51,258 is specifically appropriated for the purpose of financing projects and facilities for the Board of Regents by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures,

equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #78] From the appropriation designated "State General Funds (New)", $228,000 is specifically appropriated for the purpose of financing projects and facilities for the State Forestry Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #79] From the appropriation designated "State General Funds (New)", $170,860 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #80] From the appropriation designated "State General Funds (New)", $228,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #81] From the appropriation designated "State General Funds (New)", $170,860 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #82] From the appropriation designated "State General Funds (New)", $598,010 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $7,000,000 in

principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #83] From the appropriation designated "State General Funds (New)", $29,901 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $350,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #84] From the appropriation designated "State General Funds (New)", $375,040 is specifically appropriated for the purpose of financing projects and facilities for the Department of Natural Resources by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,930,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of one hundred and twenty months.

[Bond #85] From the appropriation designated "State General Funds (New)", $3,673,490 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Environmental Facilities Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $43,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #86] From the appropriation designated "State General Funds (New)", $768,870 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Environmental Facilities Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $9,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #87] From the appropriation designated "State General Funds (New)", $299,005 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Environmental Facilities Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,500,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #88] From the appropriation designated "State General Funds (New)", $691,983 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Building Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $8,100,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #89] From the appropriation designated "State General Funds (New)", $243,960 is specifically appropriated for the purpose of financing projects and facilities for the Department of Labor by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,070,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #90] From the appropriation designated "State General Funds (New)", $319,200 is specifically appropriated for the purpose of financing projects and facilities for the Department of Labor by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $1,400,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #91] From the appropriation designated "State General Funds (New)", $684,000 is specifically appropriated for the purpose of financing projects and facilities for the Department of Revenue by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,000,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #92] From the appropriation designated "State General Funds (New)", $1,358,337 is specifically appropriated for the purpose of financing projects and facilities for the Georgia Ports Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $15,900,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #93] From the appropriation designated "State General Funds (New)", $273,376 is specifically appropriated for the purpose of financing projects and facilities for the

Georgia Ports Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $3,200,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #94] From the appropriation designated "State General Funds (New)", $805,178 is specifically appropriated for the purpose of financing projects and facilities for the Georgia World Congress Center Authority by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $9,425,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #95] From the appropriation designated "State General Funds (New)", $592,800 is specifically appropriated for the purpose of financing projects and facilities for the Georgia State Financing and Investment Commission by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $2,600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of sixty months.

[Bond #96] From the appropriation designated "State General Funds (New)", $478,408 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $5,600,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #97] From the appropriation designated "State General Funds (New)", $68,344 is specifically appropriated for the purpose of financing projects and facilities for the Department of Transportation by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $800,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

[Bond #98] From the appropriation designated "State General Funds (New)", $64,073 is specifically appropriated for the purpose of financing projects and facilities for the Department of Veterans Service by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings,

structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $750,000 in principal amount of General Obligation Debt, the instruments of which shall have maturities not in excess of two hundred and forty months.

Authorized Under Previous Appropriations Act

The above amounts include the following adjustments, additions, and deletions to the previous appropriation act:

	State Funds	Total Funds
Amount from prior Appropriation Act (HB 85)	$104,606,858	$104,606,858
Transfer funds from Authorized Under Previous Appropriations Act to General Obligation Debt Sinking Fund (Issued).	($104,606,858)	($104,606,858)
Amount appropriated in this Act	$0	$0

Section 50: Federal Funds

To the extent to which Federal Funds become available in amounts in excess of those contemplated in this Appropriations Act, such excess Federal funds shall be applied as follows, whenever feasible: First, to supplant State funds which have been appropriated to supplant Federal funds, which such supplanted State funds shall thereupon be removed from the annual operating budgets; and Second, to further supplant State funds to the extent necessary to maintain the effective matching ratio experienced in the immediately preceding fiscal year, which such supplanted State funds shall thereupon be removed from the annual operating budgets. The Office of Planning and Budget shall utilize its budgetary and fiscal authority so as to accomplish the above stated intent to the greatest degree feasible. At the end of this fiscal year, said Office of Planning and Budget shall provide written notice to the members of the Appropriations Committees of the Senate and House of Representatives of the instances of noncompliance with the stated intent of this Section.

Section 51: Refunds

In addition to all other appropriations, there is hereby appropriated as needed, a specific sum of money equal to each refund authorized by law, which is required to make refund of taxes and other monies collected in error, farmer gasoline tax refund and any other refunds specifically authorized by law.

Section 52: Supplanting Federal Funds

No State appropriations authorized under this Act shall be used to continue programs

currently funded entirely with Federal funds.

Section 53: Leases

In accordance with the requirements of Article IX, Section VI, Paragraph Ia of the Constitution of the State of Georgia, as amended, there is hereby appropriated payable to each department, agency, or institution of the State sums sufficient to satisfy the payments required to be made in each year, under existing lease contracts between any department, agency, or institution of the State, and any authority created and activated at the time of the effective date of the aforesaid constitutional provision, as amended, or appropriated for the State fiscal year addressed within this Act. If for any reason any of the sums herein provided under any other provision of this Act are insufficient to make the required payments in full, there shall be taken from other funds appropriated to the department, agency or institution involved, an amount sufficient to satisfy such deficiency in full and the lease payment constitutes a first charge on all such appropriations.

Section 54: Flex

The provisions in this paragraph may be known collectively as "flex". When an agency receives appropriations of a particular fund source for more than one program, object or class, the appropriation of the particular fund source for each program, object or class of the agency is the amount stated, and the program, object or class shall also be authorized the lesser of an additional $250,000 or two percent (2%) of the stated amount. However, if the additional authority is used, the appropriation of state funds for one or more of the other appropriations to that agency is reduced in the same amount, such that the stated total in appropriations from that fund source within the Section is not exceeded.

Notwithstanding any other statement of purpose, the purpose of each appropriation of federal funds or other funds shall be the stated purpose or any other lawful purpose consistent with the fund source and the general law powers of the budget unit. This paragraph does not: (1) permit an agency to include within its flex the appropriations for an agency attached to it for administrative purposes; (2) apply to appropriations for local assistance grants in which recipient, purpose and amount are specified under O.C.G.A. § 50-8-8(a) or O.C.G.A. § 28-5-121(1)

Section 55: Salary Adjustments

The appropriations to agencies made above include funds for, and have the added purpose of, the following salary increases, administered in conformity with the applicable compensation and performance management plans:

1.) A general salary increase, not to exceed four percent, for employees of the Executive Branch, calculated as follows:

(a) For employees having salaries equal to or greater than the midpoint of their assigned pay grade, as shown on the 10/01/2002 Statewide Salary Plan approved by the State Personnel Board, a general salary increase of 2%;

(b) For employees having salaries less than the midpoint of their assigned pay grade, as shown on the 10/01/2002 Statewide Salary Plan approved by the State Personnel Board, a general salary increase of 2% plus the percent obtained as follows:

i.) Divide the difference between the midpoint and current salary by the difference between the midpoint and minimum salary, and then

ii.) Multiply 2% by the fraction obtained in "i)" above;

(c) For employees of the Executive Branch who are not paid under the Statewide Salary Plan, a general salary increase of 2% or 2% plus an additional percent up to 2% determined from calculations equivalent to those in 1(b) above, according to position under the applicable salary plan.

(d) The amount for this Item is calculated according to an effective date of January 1, 2007.

2.) For personnel of the following agencies, in the indicated job titles, a general salary increase not to exceed 7%, calculated according to the method of Item 1 above except that the general increase will be 5% or 5% plus the stated fraction of 2%:

(a) Department of Pardons and Paroles, in job titles:
Parole Officer (Job Code:17527) and
Parole Investigator (Job Code:17529).

(b) Department of Corrections, in job titles:
Correctional Officer (Job Code:17242),
Probation Officer 1 and 2 (Job Code:17502),
Fugitive Agent (GDC) (Job Code:07403),
Canine Handler (Job Code:17101),
Sergeant OID (Job Code:17233),
Sergeant GDC (Job Code:17234),
Transfer Officer (Job Code:17264),
Investigator GDC (Job Code:17478),
Probation Surveillance Officer (Job Code:17501)
Probation Officer, Center (Job Code:17507),
Probation Officer 3 (Job Code:17503) and
Correctional Officer, Farm Services (Job Code:17259).

(c) Department of Public Safety, in job titles:
Trooper First Class (Job Code: 17708),
Trooper (Job Code: 17706),
Cadet (DPS) (Job Code: 17707),
Trooper Cadet/Trooper School (Job Code: 17710),
MCCD Officer Cadet (Job Code: 17805)
MCCD Corporal (Job Code: 17804), and
MCCD Sergeant (Job Code: 17803).

(d) Department of Juvenile Justice, in job titles:
Juvenile Correctional Officer 1 (Job Code:17251),
Juvenile Correctional Officer 2 (Job Code:17246),
Transfer Officer (Job Code:17264),
Juvenile Probation/Parole Specialist 1 (Job Code:17419) and
Juvenile Probation/Parole Specialist 2 (Job Code: 17423).

(e) Georgia Bureau of Investigation, in job titles:
Special Agent 1 (Job Code:17456),
Special Agent 2 (Job Code:17457),
Special Agent 3 (Job Code:17453),
ASAC/Multi-Jurisdic Task Force (Job Code:17433) and
Narcotic Agent (Job Code:17497).

(f) Department of Natural Resources, in job titles:
Conservation Ranger First Class (Job Code: 17907) and
Conservation Ranger (Job Code: 17911)

(g) The amount for this Item is calculated according to an effective date of January 1, 2007.

3.) In lieu of other numbered items, to provide:

(a) for the cost-of-living adjustment authorized by O.C.G.A. § 45-7-4(b) for each state officer whose salary is set by Code Sections 45-7-4(a), in a percentage equal to the "average percentage of the general increase in salary authorized to employees of the executive, judicial, and legislative branches of government," as determined by the Office of Planning and Budget, with members of the General Assembly subject to the further provisions of O.C.G.A. § 45-7-4(b) as to amount and effective date;

(b) To provide for discretionary increases of up to 4% for other department heads and officers whose salary is not set by statute;

(c) Subject to the provisions of O.C.G.A. § 45-7-4(b), the amount for this Item is

calculated according to an effective date of January 1, 2007.

4.) In lieu of other numbered items,

(a) to provide for a 4% increase across the State Salary Schedule of the State Board of Education through a 4% increase in the state base salary. This proposed 4% salary improvement is in addition to the salary increases awarded to certificated personnel through normal progression on the teacher salary schedule for the State Board of Education. This Item includes as well and without limitation teachers and administrators in state agencies whose salaries, by the authority of addenda to the Statewide Salary Plan, are determined from the State Salary Schedule of the State Board of Education. The amount for this paragraph is calculated according to an effective date of September 1, 2006;

(b) To provide for a 4% increase in funding for salaries for lunchroom workers and for a 4% increase in the state base salary for local school bus drivers The amount for this paragraph is calculated according to an effective date of July 1, 2006.

5.) In lieu of other numbered items, to provide a 4% funding level for increases for teachers and other academic personnel within the Department of Early Care and Learning. The amount for this Item is calculated according to an effective date of August 1, 2006.

6.) In lieu of other numbered items, to provide a 4% funding level for merit increases for Regents faculty and non-academic personnel. The amount for this Item is calculated according to an effective date of January 1, 2007.

7.) In lieu of other numbered items, to provide a 4% salary increase for public librarians. The amount for this Item is calculated according to an effective date of January 1, 2007.

8.) In lieu of other numbered items, to provide for a 4% salary increase for teachers and support personnel within the Department of Technical and Adult Education. The amount for this Item is calculated according to an effective date of January 1, 2007.

9. In lieu of other numbered items, to provide for increases not to exceed 4% for employees of the Legislative and Judicial Branches.

Section 56: General Obligation Bonds Repealed, Revised or Reinstated

The following paragraph of Section 63 of the Amended General Appropriations Act for state fiscal year 2004-2005 is hereby repealed in its entirety:

From the appropriation designated "State General Funds (New)", $78,300 is specifically

appropriated for the purpose of financing projects and facilities for the Board of Regents of the University System of Georgia by means of the acquisition, construction, development, extension, enlargement, or improvement of land, waters, property, highways, buildings, structures, equipment or facilities, both real and personal, necessary or useful in connection therewith, through the issuance of not more than $900,000 in principal amount of General Obligation Debt, the instrument of which shall have maturities not in excess of sixty months.

Section 57: Budgetary Control and Interpretation

The appropriations in this Act consist of the amount stated, for each line at the lowest level of detail for State Funds, Federal Funds, and as provided by law for other funds, in each case as associated with the statement of Program Name and Program Purpose. Program Names appear as underlined captions, and Program Purpose appears immediately below as italicized text. Text within a box is not an appropriation and is for information only. The lowest level of detail for local assistance grants in Section 16 and the lowest level of detail for authorizations for general obligation debt in Section 49 are the authorizing paragraphs.

Section 58: Effective Date

This Act shall become effective upon its approval by the Governor or upon its becoming law without his approval.

Section 59: Repeal Conflicting Laws

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

Representative Harbin of the 118th moved that the House adopt the report of the Committee of Conference on HB 1027.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	N Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R

Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	E Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	N Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	N Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 168, nays 3.

The motion prevailed.

Representative Chambers of the 81st stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

HB 1313. By Representatives Golick of the 34th, Willard of the 49th, Richardson of the 19th, Roberts of the 154th, Smith of the 129th and others:

A BILL to be entitled an Act to amend Title 8 of the O.C.G.A., relating to buildings and housing, Title 22 of the O.C.G.A., relating to eminent domain, and Title 36 of the O.C.G.A., relating to local government, so as to provide for the comprehensive revision of provisions regarding eminent domain; to provide for a short title; to change certain provisions regarding a housing authority's eminent domain power; to change certain language relating to blighted areas; to provide for a new definition of blighted areas; to change certain provisions regarding housing authorities´ power of eminent domain; to amend Chapter 3 of Title 23 of the O.C.G.A., relating to equitable remedies and proceedings, so as to grant standing to municipalities and counties to seek certain equitable remedies and proceedings; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1313

The Committee of Conference on HB 1313 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1313 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ D. Balfour Senator, 9th District	/s/ R. Golick Representative, 34th District
/s/ John Wiles Senator, 37th District	/s/ Wendell Willard Representative, 49th District
/s/ Joseph Carter Senator, 13th District	/s/ Barry A. Fleming Representative, 117th District

A BILL

To amend Titles 8, 22, 23, and 36 of the Official Code of Georgia Annotated, relating to buildings and housing, eminent domain, equity, and local government, respectively, so as to provide for the comprehensive revision of provisions regarding the power of eminent domain; to provide for a short title; to change certain provisions regarding a housing authority's power of eminent domain; to provide for a new definition of blighted properties; to provide for other definitions; to provide for a public use requirement for exercising the power of eminent domain; to change certain provisions relating to the power of eminent domain and the presumption of a public use; to provide for attorney fees in certain cases challenging the use of eminent domain; to provide certain exemptions to the applicability of the power of eminent domain to public utilities; to provide for certain changes regarding eminent domain to require a public use; to change certain provisions regarding when the use of eminent domain is allowed; to provide guidelines for the use of condemnation; to provide for practice and procedure relative to condemnation; to provide for testimony relative to the value of condemned property; to provide for expedited hearings; to provide that the Department of Community Affairs produce a standard notice of rights form; to repeal provisions relating to certain appeals from assessor's awards; to change compensation for special masters; to change provisions relating to the right of appealing the award of the special master in condemnation proceedings; to change provisions relating to the use of condemnation for waterworks; to

grant standing to municipalities, counties, and housing authorities to seek certain equitable remedies and proceedings; to provide for certain notification requirements; to provide for certain restrictions regarding the use of eminent domain under or in connection with a redevelopment plan and urban redevelopment; to change certain provisions regarding public hearings relating to redevelopment plans; to provide for the reconveyance of condemned property under certain circumstances; to provide for reimbursement of reasonable costs and expenses incurred because of condemnation proceedings; to provide for certain exemptions; to provide for revisions for purposes of conformity; to provide for related matters; to provide for an effective date and for applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

This Act shall be known and may be cited as "The Landowner's Bill of Rights and Private Property Protection Act."

SECTION 2.

Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, is amended by inserting a new Code section in Part 2 of Article 1 of Chapter 3, relating to the powers of housing authorities generally, to read as follows:

"8-3-31.1.

(a) As used in this Code section, the term 'public use' shall have the meaning specified in Code Section 22-1-1.

(b) Any exercise of the power of eminent domain under this chapter or Chapter 4 of this title must:

(1) Be for a public use; and

(2) Be approved by resolution of the governing body of the municipality or county in conformity with the procedures specified in Code Section 22-1-10."

SECTION 3.

Title 22 of the Official Code of Georgia Annotated, relating to eminent domain, is amended by striking Code Section 22-1-1, relating to eminent domain definitions, and inserting in its place a new Code section to read as follows:

"22-1-1.

As used in this title, the term:

(1) 'Blighted property,' 'blighted,' or 'blight' means any urbanized or developed property which:

(A) Presents two or more of the following conditions:

(i) Uninhabitable, unsafe, or abandoned structures;

(ii) Inadequate provisions for ventilation, light, air, or sanitation;

(iii) An imminent harm to life or other property caused by fire, flood, hurricane, tornado, earthquake, storm, or other natural catastrophe respecting which the

Governor has declared a state of emergency under state law or has certified the need for disaster assistance under federal law; provided, however, this division shall not apply to property unless the relevant public agency has given notice in writing to the property owner regarding specific harm caused by the property and the owner has failed to take reasonable measures to remedy the harm;

(iv) A site identified by the federal Environmental Protection Agency as a Superfund site pursuant to 42 U.S.C. Section 9601, et seq., or environmental contamination to an extent that requires remedial investigation or a feasability study;

(v) Repeated illegal activity on the individual property of which the property owner knew or should have known; or

(vi) The maintenance of the property is below state, county, or municipal codes for at least one year after notice of the code violation; and

(B) Is conducive to ill health, transmission of disease, infant mortality, or crime in the immediate proximity of the property.

Property shall not be deemed blighted because of esthetic conditions.

(2) 'Common carrier' means any carrier required by law to convey passengers or freight without refusal if the approved fare or charge is paid.

(3) 'Condemnor' or 'condemning authority' means:

(A) The State of Georgia or any branch or any department, board, commission, agency, or authority of the executive branch of the government of the State of Georgia;

(B) Any county or municipality of the State of Georgia;

(C) Any housing authority with approval of the governing authority of the city or county as provided in Code Section 8-3-31.1;

(D) Any other political subdivision of the State of Georgia which possesses the power of eminent domain; and

(E) All public utilities that possess the right or power of eminent domain.

(4) 'Economic development' means any economic activity to increase tax revenue, tax base, or employment or improve general economic health, when the activity does not result in:

(A) Transfer of land to public ownership;

(B) Transfer of property to a private entity that is a public utility;

(C) Lease of property to private entities that occupy an incidental area within a public project; or

(D) The remedy of blight.

(5) 'Each person with a legal claim' means the owner of the property or of any remainder, reversion, mortgage, lease, security deed, or other claim in the property.

~~(1)~~(6) 'Interest' means any title or nontitle interest other than fee simple title.

~~(2)~~(7) 'Persons' means individuals, partnerships, associations, and corporations, domestic or foreign.

~~(3)~~(8) 'Property' means fee simple title.

(9)(A) 'Public use' means:

(i) The possession, occupation, or use of the land by the general public or by state or local governmental entities;

(ii) The use of land for the creation or functioning of public utilities;

(iii) The opening of roads, the construction of defenses, or the providing of channels of trade or travel;

(iv) The acquisition of property where title is clouded due to the inability to identify or locate all owners of the property;

(v) The acquisition of property where unanimous consent is received from each person with a legal claim that has been identified and found; or

(vi) The remedy of blight.

(B) The public benefit of economic development shall not constitute a public use.

(10) 'Public utility' means any publicly, privately, or cooperatively owned line, facility, or system for producing, transmitting, or distributing communications, power, electricity, light, heat, gas, oil products, water, steam, clay, waste, storm water not connected with highway drainage, and other similar services and commodities, including publicly owned fire and police and traffic signals and street lighting systems, which directly or indirectly serve the public. This term also means a person, municipal corporation, county, state agency, or public authority which owns or manages a utility as defined in this paragraph. This term shall also include common carriers and railroads."

SECTION 4.

Said title is further amended by striking Code Section 22-1-2, relating to the nature of eminent domain, and inserting in its place a new Code section to read as follows:

"22-1-2.

(a) The right of eminent domain is the right of the state, through its regular organization, to reassert, either temporarily or permanently, its dominion over any portion of the soil of the state on account of public exigency and for the public good. Thus, in time of war or insurrection the proper authorities may possess and hold any part of the territory of the state for the common safety~~; and in time of peace the General Assembly may authorize the appropriation of the same to public purposes, such as the opening of roads, construction of defenses, or providing channels for trade or travel~~. Notwithstanding any other provisions of law, neither this state nor any political subdivision thereof nor any other condemning authority shall use eminent domain unless it is for public use. Public use is a matter of law to be determined by the court and the condemnor bears the burden of proof.

(b) All condemnations shall not be converted to any use other than a public use for 20 years from the initial condemnation.

(c)(1) If property acquired through the power of eminent domain from an owner fails to be put to a public use within five years, the former property owner may apply to the condemnor or its successor or assign for reconveyance or quitclaim of the property to the former property owner or for additional compensation for such property. For purposes of this subsection, property shall be considered to have been put to a public

use at the point in time when substantial good faith effort has been expended on a project to put the property to public use, notwithstanding the fact that the project may not have been completed. The application shall be in writing, and the condemnor or its successor or assign shall act on the application within 60 days by:

(A) Executing a reconveyance or quitclaim of the property upon receipt of compensation not to exceed the amount of the compensation paid by the condemnor at the time of acquisition; or

(B) Paying additional compensation to the former owner of the property, such compensation to be calculated by subtracting the price paid by the condemnor for the property at the time of acquisition from the fair market value of the property at the time the application is filed.

(2) If the condemnor fails to take either action within 60 days, the former property owner may, within the next 90 days following, initiate an action in the superior court in the county in which the property is located to reacquire the property or receive additional compensation.

(3) The condemnor shall provide notice to each former owner of the property prior to acquisition if the condemnor fails to put such property to a public use within five years. The condemnee shall have one year from the date notice is received to bring an application under this subsection.

(d) In the case that property is acquired from more than one owner for the same public use and reconveyance or additional compensation to a single owner is impracticable, any party to the original condemnation or each person with a legal claim in such condemnation may file an action in the superior court in the county in which the property is located for an equitable resolution.

(e) This Code section shall not apply to condemnations subject to Code Section 22-3-162 or Title 32."

SECTION 5.

Said title is further amended by inserting new Code sections to read as follows:

"22-1-9.

In order to encourage and expedite the acquisition of real property by agreements with owners, to avoid litigation and relieve congestion in the courts, to assure consistent treatment for property owners, and to promote public confidence in land acquisition practices, all condemnations and potential condemnations shall, to the greatest extent practicable, be guided by the following policies and practices:

(1) The condemning authority shall make every reasonable effort to acquire expeditiously real property by negotiation;

(2) Where the condemning authority seeks to obtain a fee simple interest in real property, real property shall be appraised before the initiation of negotiations, and the owner or his or her designated representatives shall be given an opportunity to accompany the appraiser during his or her inspection of the property, except that the condemning authority may, by law, rule, regulation, or ordinance, prescribe a

procedure to waive the appraisal in cases involving the acquisition by sale or donation of property with a low fair market value;

(3) Before the initiation of negotiations for fee simple interest for real property the condemning authority shall establish an amount which it believes to be just compensation and shall make a prompt offer to acquire the property for the full amount so established. In no event shall such amount be less than the condemning authority's independent appraisal of the fair market value of such property. The condemning authority shall provide the owner of real property to be acquired with a written statement of, and summary of the basis for, the amount he or she established as just compensation. Where appropriate, the just compensation for the real property acquired and for damages to remaining real property shall be separately stated. The condemning authority shall consider alternative sites suggested by the owner of the property as of the compensation offered;

(4) No owner shall be required to surrender possession of real property before the condemning authority pays the agreed purchase price or deposits with the court in accordance with this title, for the benefit of the owner, an amount not less than the condemning authority's appraisal of the fair market value of such property or the amount of the award of compensation in the condemnation proceeding for such property;

(5) The construction or development of a project for public use shall be so scheduled that, to the greatest extent practicable, no person lawfully occupying real property shall be required to move from a dwelling or to move his or her business or farm operation without at least 90 days´ written notice from the condemning authority of the date by which such move is required;

(6) If the condemning authority permits an owner or tenant to occupy the real property acquired on a rental basis for a short term or for a period subject to termination by the condemning authority on short notice, the amount of rent required shall not exceed the fair rental value of the property to a short-term occupier;

(7) In no event shall the condemnor act in bad faith in order to compel an agreement on the price to be paid for the property;

(8) If any legal interest in real property is to be acquired by exercise of the power of eminent domain, the condemning authority shall institute formal condemnation proceedings. No condemnor shall intentionally make it necessary for an owner to institute legal proceedings to prove the fact of the taking of his or her real property; and

(9) A person whose real property is being acquired in accordance with this title may, after the person has been fully informed of his or her right to receive just compensation for such property, donate such property, any part thereof, any legal interest therein, or any compensation paid to a condemning authority, as such person shall determine.

22-1-10.

(a) Prior to exercising the power of eminent domain, a governmental condemnor shall:

(1) Not less than 15 days before any meeting at which a resolution approving the exercise of eminent domain is to be considered, post a sign, if possible, in the right of way adjacent to each property that is subject to the proposed use of the eminent domain power stating the time, date, and place of such meeting;

(2) Attempt to serve the condemnee personally with notice of the meeting not less than 15 days before any meeting at which such resolution is to be considered, unless service is acknowledged or waived by the condemnee. If the attempted service is unsuccessful, service of notice may be satisfied by mail or statutory overnight delivery to the property owner at the address of record and, if different from the property owner, to the parties in possession of the property, return receipt requested;

(3) Ensure that any notice that is required by law to be published be placed in the county legal organ, but such notice shall not be published in the legal notices section of such newspaper; and

(4) Ensure that any meeting at which such resolution is to be considered and voted on shall commence after 6:00 P.M.

Any such resolution shall specifically and conspicuously delineate each parcel to be affected.

(b) A nongovernmental condemnor shall, with respect to its exercise of the power of eminent domain in general, by action of the governing body or chief executive officer of the condemnor designate who is authorized to approve the exercise of the power of eminent domain by the condemnor and provide a method for documenting the time of the exercise of final approval of a particular exercise of the power of eminent domain by that individual or group of individuals. Such a condemning authority shall with respect to any particular exercise of the power of eminent domain:

(1) Not less than 15 days before the documented time of approval of the exercise of eminent domain, post a sign, if possible, in the right of way adjacent to each property that is subject to the proposed use of the eminent domain power stating: (A) that the property is subject to a proposed condemnation which may be initiated after 15 days from the date of posting; (B) the date of posting; and (C) the name, business address, and telephone number of the condemnor;

(2) Not less than 15 days before the documented time of approval of the exercise of eminent domain serve the condemnee personally with notice of the proposed condemnation stating: (A) that the property is subject to a proposed condemnation which may be initiated after 15 days from the date of service; (B) the date of service; and (C) the name, business address, and telephone number of the condemnor. If the attempted service is unsuccessful, service of notice may be satisfied by mail or statutory overnight delivery to the property owner at the address of record and, if different from the property owner, to the parties in possession of the property, return receipt requested; and

(3) Provide the condemnee with an opportunity to meet with the individual or group of individuals having the power of documented approval or a representative of such individual or individuals.

(c) The condemnee may in writing waive any rights of the condemnee under this Code section.
(d) Any notice required to be personally served or mailed under this Code section shall be accompanied by a written statement of the rights that the condemnee possesses including but not limited to the right to notice, damages, hearing, and appeal of any award entered by the special master as described in this title. The written statement of rights shall also include the right to bring a motion pursuant to Code Section 22-1-11 as well as a sample motion. The Department of Community Affairs shall promulgate written notice of rights forms that shall be used for purposes of this subsection. The Department of Community Affairs shall promulgate different notice forms for each of the types of condemnation proceedings authorized by law. This subsection shall not become effective until the Department of Community Affairs has promulgated the written notice of rights forms contemplated under this subsection and such forms shall be promulgated no later than January 1, 2007.
(e) This Code section shall not apply to condemnations for the purposes of constructing or expanding one or more electric transmission lines, to condemnations pursuant to Code Section 46-8-121, or to any condemnations under Title 32.

22-1-10.1.
(a) Except as provided in subsections (b) and (c) of this Code section, no action for condemnation may be brought in any court of this state until at least 30 days after the date of the resolution or documented approval described in Code Section 22-1-10.
(b) If an emergency condition exists requiring the acquisition of property for the protection of the public health and safety, the condemnor may declare the existence of an emergency and adopt a resolution defining the emergency. Notice and hearing as required by Code Section 22-1-10 may be waived by the condemning body in an emergency condition.
(c) This Code section shall not apply to the acquisition or condemnation of property where consent is received from each person with a legal claim that has been identified or found.

22-1-11.
Before the vesting of title in the condemnor and upon motion of the condemnee, or within ten days of the entry of the special master's award by entry of exception to the case, the court shall determine whether the exercise of the power of eminent domain is for a public use and whether the condemning authority has the legal authority to exercise the power of eminent domain and may stay other proceedings of the condemnation pending the decision of the court. The condemning authority shall bear the burden of proof by the evidence presented that the condemnation is for a public use as defined in Code Section 22-1-1. Nothing in this Code section shall be construed to require the condemnee to seek or obtain a special master's award prior to a hearing or decision by the court under this Code section.

22-1-12.
In all actions where a condemning authority exercises the power of eminent domain, the court having jurisdiction of a proceeding instituted by a condemnor to acquire real property by condemnation shall award the owner of any right or title to or interest in such real property such sum as will in the opinion of the court reimburse such owner for his or her reasonable costs and expenses, including reasonable attorney, appraisal, and engineering fees, actually incurred because of the condemnation proceedings, if:
(1) The final judgment is that the condemning authority cannot acquire the real property by condemnation; or
(2) The proceeding is abandoned by the condemning authority.

22-1-13.
In addition to the types of relocation damages permissible under law, any condemnee that is displaced as a result of the condemnation shall be entitled to:
(1) Actual reasonable expenses in moving himself or herself, his or her family, business, farm operation, or other personal property within a reasonable distance from the property condemned;
(2) Actual direct losses of tangible personal property as a result of moving or discontinuing a business or farm operation;
(3) Such other relocation expenses as authorized by law; and
(4) With the consent of the condemnee, the condemnor may provide alternative site property as full or partial compensation.

22-1-14.
(a) When property is condemned under this title or any other title of this Code, the value of the condemned property may be determined through lay or expert testimony and its admissibility shall be addressed to the sound discretion of the court.
(b) If any party to a condemnation proceeding seeks to introduce expert testimony as to the issue of just and adequate compensation, Code Section 24-9-67.1 shall not apply."

SECTION 6.
Said title is further amended by repealing Code Section 22-2-84.1, relating to appeals to superior court from assessor's award, reasonable expenses, and liability of cost relating to issues of law.

SECTION 7.
Said title is further amended by striking Code Section 22-2-100, relating to the definition of "condemning body" and "condemnor," and inserting in its place a new Code section to read as follows:
"22-2-100.
As used in this article, 'condemning body' or 'condemnor' means:

(1) The State of Georgia or any branch or any department, board, commission, agency, or authority of the executive branch of the government of the State of Georgia;

(2) Any county or municipality of the State of Georgia;

(3) Any housing authority with approval of the governing authority of the city or county as provided in Code Section 8-3-31.1;

(4) Any other political subdivision of the State of Georgia which ~~is vested with~~ possesses the power of eminent domain; and

(5) All public utilities that possess the right or power of eminent domain. ~~All other persons possessing the right or power of eminent domain.~~"

SECTION 8.

Said title is further amended by striking Code Section 22-2-102, relating to filing a petition of condemnation and certain requirements and rights attached to said petition, and inserting in its place a new Code section to read as follows:

"22-2-102.

(a) In addition to the requirements set forth in Chapter 1 of this title, whenever ~~Whenever~~ it is desirable, for any reason, to arrive at a quick and certain determination of the compensation to be paid first to the condemnee for the taking or damaging of private property, the condemnor shall:

(1) File ~~file~~ a petition in a superior court having jurisdiction for a judgment in rem against the property or interest therein, as provided in Code Section 22-2-130~~.~~; and

(2) At or before the filing of the petition, ~~the condemnor shall~~ present a copy of the petition to a judge of the superior court of the county wherein the property or interest sought to be condemned is located. Thereupon, unless waived by the parties the judge shall have a hearing in court, in chambers, or by telephone with the parties not less than ten days nor more than 30 days from the filing of the petition to appoint a special master. After such hearing, the judge shall make an order requiring the condemnor, the person in possession of the property or interest, and ~~any other person known to have any rights in the property~~ each person with a legal claim or interest to appear at a hearing before a special master at a time and place specified in the order and to make known their rights, if any, in and to the property or interest sought to be condemned, their claims as to the value of the property or interest, and any other matters material to their respective rights. ~~Except in condemnations for purposes of constructing or expanding one or more electric transmission lines, the~~

(b) The hearing before the special master shall take place not less than ~~ten~~ 30 days nor more than ~~15~~ 60 days after the date of ~~service~~ the entry of the order appointing the special master. ~~In condemnations for purposes of constructing or expanding one or more electric transmission lines, the hearing before the special master shall take place not less than 30 days and not more than 40 days after the date of service of the order.~~

(c) The order shall give such directions for notice and the service thereof as are appropriate and as are consistent with this article, in such manner as to provide most effectively an opportunity to all parties at interest to be heard. In condemnations for

purposes of constructing or expanding one or more electric transmission lines, in addition to service of the order, a copy of the order shall be mailed by certified mail or sent by statutory overnight delivery to any person shown by the public ad valorem tax records of the county in which the property is located to have an interest in the property and to any other person having open and obvious possession of the property. It shall not be necessary to attach any other process to the petition except the order so made, and the cause shall proceed as in rem."

SECTION 9.

Said title is further amended by striking Code Section 22-2-102.1, relating to petitioning superior court for judgment in rem in cases of eminent domain, and inserting in its place a new Code section to read as follows:

"22-2-102.1.

In addition to the requirements set forth in Code Section 22-1-10, whenever ~~Whenever~~ it shall be necessary for such condemning body to take or damage private property, or any interest or easement therein, in pursuance of any law so authorizing, for any public ~~purpose~~ use, and where, by reason of the necessities of the public needs, of which the condemning body shall be the exclusive judge, and it shall be desirable for these reasons to have a quick and effective adjudication of the just and adequate compensation to be paid the owner or owners of such property before taking the same, and it shall be desirable to have a judicial ascertainment and judicial supervision of all questions and proceedings connected with the matter, such condemning body may, through any authorized representative, petition the superior court of the county having jurisdiction, for a judgment in rem against said property, or any easement or other interest in said property, condemning the same in fee simple to the use of the petitioner upon payment of just and adequate compensation therefor."

SECTION 10.

Said title is further amended by striking Code Section 22-2-102.2, relating to contents of petition to superior court for judgment in rem in cases of eminent domain, and inserting in its place a new Code section to read as follows:

"22-2-102.2.

The petition referred to in Code Section 22-2-102.1 shall set forth:

(1) The facts showing the right to condemn;

(2) The property or interest to be taken or damaged;

(3) The names and residences of the persons whose property or interests are to be taken or otherwise affected, so far as known;

(4) A description of any unknown persons or classes of unknown persons whose rights in the property or interest are to be affected; ~~and~~

(5) A statement setting forth the necessity to condemn the private property and describing the public use for which the condemnor seeks the property; and

~~(5)~~(6) Such other facts as are necessary for a full understanding of the cause."

SECTION 11.

Said title is further amended by striking Code Section 22-2-106, relating to compensation for special masters, and inserting in its place a new Code section to read as follows:

"22-2-106.

(a) The compensation of the special master shall be provided for by a proper order of the judge of the superior court; shall be included in and made a part of the judgment of the court condemning the property or any interest therein sought to be taken, such judgment to be based on the award of the special master~~;~~ and shall be paid by the condemning body~~; and shall not be less than 50.00 per day nor more than $250.00 per day for the time actually devoted to the hearing and consideration of the matter by the special master~~. Such compensation shall be left to the discretion of the court and shall not exceed a reasonable hourly rate consistent with local standards unless otherwise agreed upon by the parties with consent of the court. The compensation of the special master shall be assessed as court costs and shall be paid prior to the filing of any appeal from the judgment of the court; provided, however, that if such compensation has not been determined and assessed at the time of filing any such appeal, the same shall be paid within 30 days from the date of assessment.

(b) The judge may allow the special master a reasonable period of time for personal inspection of the premises and may compensate the special master for his or her time spent inspecting the premises and for any actual expenses incurred by ~~him~~ the special master in connection with the inspection, provided that the special master shall file an affidavit with the court showing his or her time spent in inspection and itemizing ~~his~~ or her expenses."

SECTION 12.

Said title is further amended by striking Code Section 22-2-110, relating to the award of the special master in a condemnation hearing and the form used therein, and inserting in its place a new Code section to read as follows:

"22-2-110.

(a) The award of the special master or the special master panel, in the event such a panel exists, shall be served in a manner consistent with Code Section 9-11-5 upon all the parties and filed with the clerk of the superior court of the county where the property or interest is situated within three days after the date on which such hearing is completed. The special master or the special master panel shall mail the award to the condemnor and any condemnees on the date of filing of the award and provide a certificate of service evidencing the mailing of such award.

(b) The award shall become a part of the record of the proceedings in said matter and shall condemn and vest title to the property or other interest in the condemning body upon the deposit by that body of the amount of the award into the registry of the court, subject to the demand of such condemnee or condemnees, according to their respective interests.

(c) The award shall be in the following form:

AWARD

The special master appointed and chosen by the court to hear evidence and give full consideration to all matters touching upon the value of the property or interest sought to be condemned, as shown by the description of the property or interest in the case of _____ (condemning body) versus _____ (acres of land or other described interest in said land) and _____ (condemnee), Civil action file no._____ in superior court, having first taken the oath as required by law of the special master, the same having been filed with the clerk of the Superior Court of _____ County, and the special master panel, in the event such a panel exists, having heard evidence under oath and given consideration to the value of such property or interest on the _____ day of _____, at ___:___ _.M., as provided for in the order of the court, do decide and recommend to the court as follows:

(1) I/We find and award to _____, condemnee, the sum of $_____, as the actual market value of the property or interest sought to be condemned;

(2) I/We find consequential damages to the remaining property or interest in the amount of $_____;

(3) I/We find consequential benefits to the remaining property or interest in the amount of $_____ (never to exceed the amount of the consequential damages);

(4) I/We find and award to _____, condemnee, the sum of $_____, as the value of any associated moving costs;

~~(4)~~(5) Balancing the consequential benefits against the consequential damages, I/we find and award to the condemnee in this case in the total sum of $_____, and I/we respectfully recommend to the court that the said property or interest be condemned by a judgment in rem to the use of the condemnor upon the payment of the last stated sum into the registry of the court, subject to the demands of the condemnee.

This _____ day of _____, ____.

_____
Special Master

_____
Assessor

_____
Assessor

(d) In any case where there is an appeal from the award of the special master or the special master panel, in the event such a panel exists, to a jury in the superior court, such award shall not be competent evidence. Any such appeal shall be a de novo investigation, and such award shall be detached from the papers in the case before the same are delivered to the jury."

SECTION 13.

Said title is further amended by striking Code Section 22-2-112, relating to the right of appealing the award of the special master in condemnation proceedings, and inserting in its place a new Code section to read as follows:

"22-2-112.

(a) If the condemnor or any condemnee is dissatisfied with the amount of the award, an appeal shall be filed in the superior court and such appeal shall be filed within ten calendar days from the service of the award, plus three additional calendar days for mailing of the award. ~~In case any party is dissatisfied with the amount of the award, he or she may, within ten days after the award is filed, enter in writing an appeal from the award to the superior court of the county where the award is filed. The provisions of Code Section 22-2-84.1, relating to reasonable expenses incurred on appeal, shall apply to any appeal under this Code section.~~ At the term succeeding the filing of the appeal, it shall be the duty of the judge to cause an issue to be made and tried by a jury as to the value of the property or interest taken or the amount of damage done, with the same right to move for a new trial and file an appeal as in other cases at law. The entering of an appeal and the proceedings thereon shall not hinder or delay in any way the condemnor's work or the progress thereof.

(b) The condemnee shall have the right to a jury trial on the issue of just and adequate compensation before the superior court having jurisdiction over the property sought to be condemned during the next term of court following the vesting of title in the condemnor. This right to a jury trial at the next term of court may be waived by the condemnee."

SECTION 14.

Said title is further amended by striking Code Section 22-2-131, relating to contents in a petition to the superior court for a judgment in rem, and inserting in its place a new Code section to read as follows:

"22-2-131.

(a) The petition referred to in Code Section 22-2-130 shall set forth:

(1) The facts showing the right to condemn;

(2) The property or interest to be taken or damaged;

(3) The names and residences of the persons whose property or interests are to be taken or otherwise affected, so far as known;

(4) A description of any unknown persons or classes of unknown persons whose rights in the property or interest are to be affected;

(5) Such other facts as are necessary for a full understanding of the cause; ~~and~~

(6) A statement setting forth the necessity to condemn the private property and describing the public use for which the condemnor seeks the property; and

~~(6)~~(7) A prayer for such judgment of condemnation as may be proper and desired.

(b) If any of the persons referred to in this Code section are minors or under disability, the fact shall be stated."

SECTION 15.

Said title is further amended by striking Code Section 22-2-132, relating to requirements of notice and service upon presenting a petition for a judgment in rem, and inserting in its place a new Code section to read as follows:

"22-2-132.

(a) Upon presentation of the petition, the presiding judge ~~may~~ shall issue an order requiring the condemnor, the owner of the property or of any interest therein, and the representative of any owner to appear at a time and place named in the order and make known their objections if any, rights, or claims as to the value of the property or of their interest therein, and any other matters material to their respective rights; provided, however, that if the petition includes affidavits from known and located persons with a legal claim, stating that such condemnees do not oppose the condemnation, no hearing pursuant to this Code section shall be required.

(b) The day named in the order shall be as early as may be convenient but shall be no less than 20 days from the date of the petition, due regard being given to the necessities of notice.

(c) The order shall give appropriate directions for notice and the service thereof.

(d) It shall not be necessary to attach any other process to the petition except the order referred to in subsection (a) of this Code section, and the cause shall proceed as in rem."

SECTION 16.

Said title is further amended by striking Code Sections 22-3-60 and 22-3-63, relating to persons constructing and operating waterworks and sewerage systems authorized to lease, purchase, or condemn property or interests, and inserting in their place new Code sections to read as follows:

"22-3-60.

Any nongovernmental entity constructing, owning, or operating any waterworks or sanitary sewerage system, or both, in this state shall have the right, power, privilege, and authority to lease, purchase, or condemn property or any interest therein, including easements, or to receive donations or grants of property or any interest therein, including easements, for the purpose of constructing and operating a waterworks, a water distribution system, a sewerage collection system, or a sewage treatment and disposal system, or any combination of such systems or facilities; provided, however, that prior to condemning property in any political subdivision, any such entity shall first obtain the consent of the governing authority of such political subdivision~~, which consent may~~ after the requirements of Code Section 22-1-10 have been satisfied. Consent shall be granted by resolution or ordinance."

"22-3-63.

Any other provision of law to the contrary notwithstanding, any nongovernmental entity which:

(1) Is privately owned and is operated under the collective management and control of the owners;

(2) Was in the business of providing water supply and sewerage collection and disposal prior to July 1, 1978;

(3) Has continuously owned a sanitary sewerage system since July 1, 1978, permitted by the Environmental Protection Division of the Department of Natural Resources; and

(4) On May 1, 2000, owns and operates one or more sewerage collection treatment and disposal systems serving 1,000 or more customers

shall have the authority to condemn property or any interest therein, including easements, for the purpose of constructing and operating a waterworks, a water distribution system, a sewerage collection system, or a sewage treatment and disposal system, or any combination of such systems or facilities; provided, however, that such authority shall obtain the consent of the governing authority of the county or municipality that controls the land sought to be condemned in accordance with Code Section 22-3-60. The authority granted by this Code section shall extend only to such counties and those counties immediately adjacent to such counties in which such entity owned or operated such waterworks or systems or combination as of January 1, 2000; and provided, further, that the authority provided for in this Code section shall terminate with respect to any entity if any interest in such business is transferred to another person or entity except through inheritance."

SECTION 17.

Said title is further amended by striking Code Section 22-4-3, relating to the applicability of Code Section 22-1-1, and inserting in its place a new Code section to read as follows:

"22-4-3.

The definitions contained in paragraphs ~~(1) and (3)~~ (6) and (8) of Code Section 22-1-1 shall not apply to this chapter."

SECTION 18.

Title 23 of the Official Code of Georgia Annotated, relating to equity, is amended by adding a new Code section to read as follows:

"23-3-73.

All municipalities, counties, and housing authorities shall have standing pursuant to this article."

SECTION 19.

Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended by striking subsection (b) of Code Section 36-42-8, relating to the powers of downtown development authorities generally, and inserting a new subsection (b) to read as follows:

"(b) The powers enumerated in each paragraph of subsection (a) of this Code section are cumulative of and in addition to those powers enumerated in the other paragraphs of subsection (a) of this Code section and elsewhere in this chapter; and no such power limits or restricts any other power of the authority except that, notwithstanding any

other provision of this chapter, no authority described in this chapter shall be granted the power of eminent domain."

SECTION 20.

Said title is further amended by repealing Code Section 36-42-8.1, relating to the use of the power of eminent domain by a municipality or downtown development authority.

SECTION 21.

Said title is further amended by repealing subsection (c) of Code Section 36-44-6, relating to a redevelopment agency's ability to delegate the power of eminent domain, which reads as follows:

"(c) A downtown development authority which has been designated as a redevelopment agency pursuant to this chapter may exercise the powers of eminent domain subject to the procedures established in Chapter 42 of this title."

SECTION 22.

Said title is further amended in Chapter 61, the "Urban Redevelopment Law," by adding after Code Section 36-61-3 a new Code Section 36-61-3.1 to read as follows:

"36-61-3.1.

(a) As used in this Code section, the term 'public use' shall have the meaning specified in Code Section 22-1-1.

(b) Any exercise of the power of eminent domain under this chapter must:

(1) Be for a public use; and

(2) Be approved by resolution of the governing body of the municipality or county in conformity with the procedures specified in Code Section 22-1-10."

SECTION 23.

Said title is further amended by designating the existing text of Code Section 36-62-6, relating to the general powers of a development authority, as subsection (a) and by adding a new subsection, to be designated subsection (b), to read as follows:

"(b) This Code section shall not be construed as authorizing an authority as defined in this chapter to exercise the power of eminent domain."

SECTION 24.

Said title is further amended by striking paragraph (1) of subsection (a) of Code Section 36-82-62, relating to power as to undertakings and issuance of revenue bonds by government bodies, and inserting in its place a new paragraph (1) to read as follows:

"(1) To acquire, by gift, purchase, or the exercise of the right of eminent domain, and to construct, to reconstruct, to improve, to better, and to extend any undertaking wholly within or wholly outside the governmental body or partially within and partially outside the governmental body; and to acquire, by gift, purchase, or the exercise of the right of eminent domain, lands, easements, rights in lands, and water rights in connection therewith. For property located within a city, the extraterritorial

exercise of eminent domain for redevelopment purposes shall be approved by resolution by the governing authority of the city. For property located in an unincorporated area of a county, the extraterritorial exercise of eminent domain for redevelopment purposes shall be approved by resolution by the governing authority of the county. Any such resolution shall be adopted under the procedures specified in Code Section 22-1-10 and shall specifically and conspicuously delineate each parcel to be affected. The requirement for approval by a governing authority under this Code section shall be in addition to any other approval required by Title 22;".

SECTION 25.

Except as provided in this section, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall only apply to petitions for condemnation filed on or after that date. Sections 2, 3, 6, 12, 13, 17, and 22 and Code Sections 22-1-11, 22-1-12, 22-1-13, and 22-1-14 as enacted by Section 5 of this Act shall apply to those condemnation proceedings filed on or after February 9, 2006, where title has not vested in the condemning authority unless constitutionally prohibited.

SECTION 26.

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

Representative Golick of the 34th moved that the House adopt the report of the Committee of Conference on HB 1313.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	E Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M

Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 171, nays 0.

The motion prevailed.

Representative Jamieson of the 28th stated that she had been called from the floor of the House during the preceding roll call. She wished to be recorded as voting "aye" thereon.

The following Bill of the House, having previously been read, was again taken up for the purpose of considering the report of the Committee of Conference thereon:

HB 1090. By Representatives Harbin of the 118th, Fleming of the 117th, Burmeister of the 119th and Rogers of the 26th:

A BILL to be entitled an Act to amend Chapter 10 of Title 13 of the O.C.G.A., relating to contracts for public works, and Article 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, so as to provide that a contractor that is more than 30 days behind in the performance of a state public works construction contract or a construction or maintenance contract with the Department of Transportation due to the fault of such contractor shall not be eligible to bid on any additional state public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contract is brought current or is completed; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1090

The Committee of Conference on HB 1090 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1090 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ James L. Whitehead, Sr. Senator, 24th District	/s/ Ben Harbin Representative, 118th District
/s/ Bill Stephens Senator, 27th District	/s/ Vance Smith, Jr. Representative, 129th District
/s/ Pearson Senator, 51st District	/s/ Tom Graves Representative, 12th District

A BILL

To amend Chapter 10 of Title 13 of the Official Code of Georgia Annotated, relating to contracts for public works, and Articles 1 and 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, so as to provide that a contractor that is more than 25 percent behind in the performance of certain contracts due to the fault of such contractor shall not be eligible to bid on any additional state agency public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contracts is brought current or is completed; to provide for a determination of fault; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 10 of Title 13 of the Official Code of Georgia Annotated, relating to contracts for public works, is amended by adding a new Article 3 to read as follows:

"ARTICLE 3

13-10-100.

(a) A contractor that is found to be more than 25 percent behind in the performance of any combination of two or more of any of the following:

(1) State agency public works construction contracts; or

(2) Department of Transportation construction or maintenance contracts based on a final determination that such delay was due to the fault of such contractor shall not be eligible to bid on any additional state agency public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contracts is brought current or is completed.

(b) The determination of whether such contractor is behind in its performance and the cause of such delay shall be made in accordance with all applicable contract terms and provisions, including the requirements for determination of the contract time of performance, the contractor's right to request a time extension, resolution of any controversy or dispute involving the time of performance, mediation, and all subsequent procedures or processes available under or allowed by the contract, to finally resolve any such controversy. Before such final determination is applied against a contractor, the determination may be appealed de novo to the applicable court."

SECTION 2.

Article 1 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, is amended by striking paragraph (2) of subsection (a) of Code Section 32-2-2, relating to powers and duties of the Department of Transportation, in its entirety and inserting in its place the following:

"(2) ~~Except for~~ In addition to appropriations to authorize the issuance of general obligation debt for public road work, or to pay such debt, the department shall ~~be the state agency to receive and shall have control and supervision of all funds appropriated~~ only be authorized to receive such funds as the General Assembly may appropriate to the department for public road work by the state and activities incident thereto from the net proceeds of motor fuel tax, as provided in Article III, Section IX, Paragraph VI(b) of the Constitution of Georgia and any other funds appropriated or provided for by law for such purposes or for performing other functions of the department. If the General Assembly fails to appropriate all of the net proceeds of the motor fuel tax to ~~the department~~ any state agency, to the State of Georgia General Obligation Debt Sinking Fund, and to counties for public road work and activities incident thereto, any such unappropriated part of such funds, exclusive of those proceeds required by law to be provided as grants to counties for the construction and maintenance of county roads, shall be made available to the department by the director of the Office of Treasury and Fiscal Services, notwithstanding any provisions to the contrary in Part 1 of Article 4 of Chapter 12 of Title 45, the 'Budget Act';"

SECTION 3.

Article 4 of Chapter 2 of Title 32 of the Official Code of Georgia Annotated, relating to exercise of power to contract by the Department of Transportation generally, is amended by adding a new Code Section 32-2-66.1 to read as follows:

"32-2-66.1.

(a) A contractor that is found to be more than 25 percent behind in the performance of any combination of two or more of any of the following:

(1) Department of Transportation construction or maintenance contracts; or

(2) State agency public works contracts

due to the fault of such contractor shall not be eligible to bid on any additional state public works construction contracts or Department of Transportation construction or maintenance contracts until such time as the performance of such contracts is brought current or is completed.

(b) The determination of whether such contractor is behind in its performance and the cause of such delay shall be made by the Department of Transportation and shall be in accordance with all applicable contract terms and provisions, including the requirements for determination of the contract time of performance, the contractor's right to request a time extension, resolution of any controversy or dispute involving the time of performance, mediation, and all subsequent procedures or processes available under or allowed by the contract, to finally resolve any such controversy. Before such final determination is applied against a contractor, the determination may be appealed de novo to the applicable court."

SECTION 4.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 5.

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

Representative Graves of the 12th moved that the House adopt the report of the Committee of Conference on HB 1090.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	N Sailor
Y Amerson	N Cummings	N Holmes	Y Maxwell	Scheid
N Anderson	Y Davis	Y Holt	Y May	Y Scott, A
N Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	N Dean	N Houston	McClinton	Y Setzler
Barnes	Y Dickson	N Howard, E	Y Meadows	N Shaw
Y Bearden	Dodson	N Hudson	E Millar	Y Sheldon
N Beasley-Teague	Y Dollar	N Hugley	Y Mills	Y Sims, C
N Benfield	N Drenner	N Jackson	N Mitchell	N Sims, F
Y Benton	N Dukes	N Jacobs	N Morgan	N Sinkfield
N Black	Y Ehrhart	N James	Y Morris	Y Smith, B
N Bordeaux	Y England	N Jamieson	N Mosby	Y Smith, L
N Borders	N Epps	N Jenkins	Y Mosley	N Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
N Brooks	Y Fleming	N Johnson	Y Murphy, J	Y Smith, T
Y Brown	N Floyd, H	Y Jones, J	N Murphy, Q	Y Smith, V
N Bruce	Y Floyd, J	N Jones, S	Y Neal	E Smyre

N Bryant	N Fludd	N Jordan	N Oliver	N Stanley-Turner
N Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
N Buckner, G	Y Franklin	Y Keown	N Orrock	N Stephenson
Burkhalter	Y Freeman	N Kidd	N Parham	Y Talton
Y Burmeister	N Gardner	Y Knight	Y Parrish	N Teilhet
N Burns	Y Geisinger	Y Knox	Y Parsons	N Thomas, A.M
Y Butler	Y Golick	Y Lakly	N Porter	N Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	N Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	N Greene	Y Lewis	N Randall	N Warren
Y Chambers	N Hanner	Y Lindsey	N Ray	N Watson
Channell	Y Harbin	Y Lord	N Reece, B	Y Wilkinson
N Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	N Lucas	Y Reese	N Williams, A
Y Cole	N Heard, K	Y Lunsford	Y Rice	N Williams, E
Y Coleman, B	N Heckstall	Y Maddox	Y Roberts	N Williams, R
N Coleman, T	Y Hembree	N Mangham	Y Rogers	N Wix
Y Cooper	N Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	N Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 97, nays 73.

The motion prevailed.

Representative Murphy of the 120th stated that he inadvertently voted "nay" on the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has adopted the report of the Committee of Conference on the following bill of the House:

HB 1027. By Representatives Richardson of the 19th, Golick of the 34th, Harbin of the 118th, Roberts of the 154th, Keen of the 179th and others:

A BILL to make and provide appropriations for the State Fiscal Year beginning July 1, 2006, and ending July 30, 2007.

The Senate adheres to its substitute and has appointed a Committee of Conference on the following bill of the House:

HB 1053. By Representatives Mills of the 25th, Rice of the 51st, Ehrhart of the 36th, Keen of the 179th, Fleming of the 117th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate promoting the national motto, "In God We Trust"; to provide for a portion of the revenue to go to the Boy Scouts of America; to provide for issuance, renewal, fees, licensing agreements, applications, and transfers relative to such special license plates; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

The President has appointed as a Committee of Conference on the part of the Senate the following Senators: Kemp of the 46th, Goggans of the 7th, and Tolleson of the 20th.

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 150. By Senators Zamarripa of the 36th, Williams of the 19th, Reed of the 35th, Moody of the 56th, Adelman of the 42nd and others:

A BILL to be entitled an Act to provide a short title; to amend Part 1 of Article 2 of Chapter 10 of Title 32 of the Official Code of Georgia Annotated, relating to general provisions relative to the State Road and Tollway Authority, so as to provide that the authority shall implement a program to provide for the development and expansion of streetcar transportation and attendant economic and community development opportunities; to provide for related matters; to provide an effective date; to repeal a specific law; to repeal conflicting laws; and for other purposes.

SB 195. By Senators Schaefer of the 50th, Rogers of the 21st, Carter of the 13th, Chance of the 16th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other trade practices, so as to regulate loans to and abandoned property of museums and archives repositories; to provide a short title; to define certain terms; to provide a process for establishing ownership of property loaned to museums and archives repositories; to provide for notice; to provide for other related matters; to repeal conflicting laws; and for other purposes

SB 236. By Senators Hudgens of the 47th and Brown of the 26th:

A BILL to be entitled an Act to amend Code Section 45-18-9 of the Official Code of Georgia Annotated, relating to the right of continuation of health coverage for a spouse or dependent of a deceased public employee, right to resumption of coverage, payment of contributions, and promulgation of rules

and regulations as to continuance, discontinuance, and resumption of coverage, so as to provide that the surviving spouse and dependents of a state employee killed while acting in the scope of his or her employment shall be entitled to continue coverage under the state health insurance plan under certain conditions; to provide that any person so eligible to continue such coverage shall pay the same premium as an active state employee; to repeal conflicting laws; and for other purposes.

SB 380. By Senators Kemp of the 46th, Hudgens of the 47th, Bulloch of the 11th, Tolleson of the 20th, Cagle of the 49th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 8 of Title 2 of the O.C.G.A, relating to agricultural commodity commissions generally, so as to make certain provisions for an agricultural commodity commission for equines; to change certain provisions relating to definitions relative to said article; to change certain provisions relating to composition, appointments, terms of office, and compensation of commodity commission members, certification of membership to the Secretary of State, advisory boards, special committees, personnel, legal representation, eligibility of federation or organization members, acceptance of donations, voting, and termination; to change certain provisions relating to authorization for issuance of marketing orders, notice, public hearing, record, reports from handlers, compilation of lists of producers and handlers, and use of information in reports; to repeal conflicting laws; and for other purposes.

SB 385. By Senator Hudgens of the 47th:

A BILL to be entitled an Act to amend Code Section 33-11-13 of the Official Code of Georgia Annotated, relating to authorized investments of insurers generally, so as to provide that insurers may invest in the obligations of certain Canadian cities; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 562. By Senators Weber of the 40th and Williams of the 19th:

A BILL to be entitled an Act to amend Title 20 of the Official Code of Georgia Annotated, relating to education, so as to create the Georgia Higher Education Facilities Authority as a body corporate and politic, an instrumentality of the state, and a public corporation; to provide a short title; to define terms; to provide for the members of the authority and their appointment, service, and compensation; to provide for the powers, duties, and operations of the authority; to provide for tax-exempt status of the authority;

to provide for other related matters; to repeal conflicting laws; and for other purposes.

SB 585. By Senators Shafer of the 48th, Moody of the 56th and Balfour of the 9th:

A BILL to be entitled an Act to amend Article 2 of Chapter 13 of Title 9 of the O.C.G.A., relating to parties in execution, so as to provide that executions for ad valorem property taxes or assessments shall be governed exclusively by Title 48; to amend Chapter 3 of Title 48 of the O.C.G.A., relating to tax executions, so as to define certain terms; to provide for the purchase of tax executions and the transfer of rights; to provide for the termination of such right; to provide for collection; to provide for notice; to provide for a right of satisfaction; to provide for interest and fees; to provide for notice in the event certain information is unavailable; to provide that certain officials and their employees shall not have the right to purchase tax executions; to provide a penalty; to provide for applicability; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House amendment to the Senate substitute to the following bill of the House:

HB 1421. By Representatives Fleming of the 117th, Ralston of the 7th and Hatfield of the 177th:

A BILL to be entitled an Act to amend Article 7 of Chapter 7 of Title 17 of the Official Code of Georgia Annotated, relating to demand for trial and announcement of readiness for trial, so as to require that a defendant be present in court and announce ready for trial if a demand for trial is filed; to require that a demand for trial be filed and served as a separate document and labeled as a demand for trial; to change provisions relating to demand for trial and service of the demand; to provide for other related matters; to repeal conflicting laws; and for other purposes.

The House Substitute to SR 804 was ruled not Germane and pursuant to Senate Rule 7-1.10 (b) the Senate has disagreed to the House substitute to the following resolution of the Senate:

SR 804. By Senators Moody of the 56th and Shafer of the 48th:

A RESOLUTION to create the North Fulton Boundary Commission; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bill of the House:

HB 1313. By Representatives Golick of the 34th, Willard of the 49th, Richardson of the 19th, Roberts of the 154th, Smith of the 129th and others:

A BILL to be entitled an Act to amend Title 8 of the O.C.G.A., relating to buildings and housing, Title 22 of the O.C.G.A., relating to eminent domain, and Title 36 of the O.C.G.A., relating to local government, so as to provide for the comprehensive revision of provisions regarding eminent domain; to provide for a short title; to change certain provisions regarding a housing authority's eminent domain power; to change certain language relating to blighted areas; to provide for a new definition of blighted areas; to change certain provisions regarding housing authorities´ power of eminent domain; to amend Chapter 3 of Title 23 of the O.C.G.A., relating to equitable remedies and proceedings, so as to grant standing to municipalities and counties to seek certain equitable remedies and proceedings; to repeal conflicting laws; and for other purposes.

The following Bills of the House were taken up for the purpose of considering the Senate substitutes thereto:

HB 429. By Representatives Smith of the 168th, Rogers of the 26th, Manning of the 32nd, Coleman of the 144th and Graves of the 137th:

A BILL to be entitled an Act to amend Code Section 48-7-161 of the Official Code of Georgia Annotated, relating to definitions relative to the setoff of debt collection, so as to authorize a setoff of certain debts owed to public housing authorities; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, and Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to change certain provisions relating to housing authorities; to change certain definitions relative to housing authorities; to authorize a setoff of certain debts owed to public housing authorities; to change certain provisions relating to definitions; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 8 of the Official Code of Georgia Annotated, relating to buildings and housing, is amended in Code Section 8-3-3, relating to definitions relative to housing authorities, by striking paragraph (13.1) and inserting in lieu thereof the following:

"(13.1) 'Private enterprise agreement' means a contract between a housing authority and a person or entity operating for profit for:

(A) The management of a housing project;

(B) The development of and the provision of credit enhancement with respect to a housing project;

(C) The ownership or operation of a housing project ~~through~~ by the for profit entity in which the housing authority participates, either directly or indirectly through a wholly owned subsidiary, for purposes of facilitating the development, provision of credit enhancement, operation, or management of such housing project in accordance with this article~~;~~. Such participation may involve ownership by the housing authority of an interest in the housing project through the for profit entity, ownership by the housing authority of the land on which the housing project is developed, or provision by the housing authority of a combination of funds to the for profit entity for a portion of the construction costs of the housing project and funds to the for profit entity to subsidize the operating costs of units for persons of low income to the extent such contract is designated as a private enterprise agreement by the housing authority; or

(D) Any combination of any of the foregoing."

SECTION 2.

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

Representative Smith of the 168th moved that the House disagree to the Senate substitute to HB 429.

The motion prevailed.

HB 1259. By Representatives Hill of the 21st, Burmeister of the 119th, Day of the 163rd and Ralston of the 7th:

A BILL to be entitled an Act to amend Chapter 38 of Title 43 of the O.C.G.A., relating to private detectives and security agencies, so as to revise a definition; to revise the licensing process for private detectives and private security officers; to permit one or more individuals to qualify to hold the license for an individual, firm, association, company, partnership, limited liability company, or corporation; to provide the board with authority to promulgate rules to ensure that individuals are capable of assuming full responsibility for operations of the particular individual, firm, association, company, partnership, limited liability company, or corporation; to revise the

provisions for issuing permits for carrying firearms for certain private detectives and private security officers; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 14 and Chapter 38 of Title 43 of the Official Code of Georgia Annotated, relating to electrical contractors, plumbers, conditioned air contractors, low-voltage contractors, and utility contractors and private detectives and security agencies, respectively, so as to authorize partners, officers, and employees of an individual licensee to engage in the business of conditioned air contracting upon the licensee's death for 180 days; to provide a fine and penalties for the unauthorized use of a license number of a conditioned air contractor; to revise a definition; to revise the licensing process for private detectives and private security officers; to permit one or more individuals to qualify to hold the license for an individual, firm, association, company, partnership, limited liability company, or corporation; to provide the board with authority to promulgate rules to ensure that individuals are capable of assuming full responsibility for operations of the particular individual, firm, association, company, partnership, limited liability company, or corporation; to revise the provisions for issuing permits for carrying firearms for certain private detectives and private security officers; to revise the provisions for granting of training instructor licenses to certain individuals; to remove the provisions making the chapter inapplicable to persons engaged in the business of furnishing information in connection with credit or marketing or engaged as a consumer reporting agency; to provide that engaging in private detective business or private security business without a license is a felony; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 14 of Title 43 of the Official Code of Georgia Annotated, relating to electrical contractors, plumbers, conditioned air contractors, low-voltage contractors, and utility contractors, is amended by striking subsection (h) of Code Section 43-14-8, relating to licensing required for electrical, plumbing, or conditioned air contracting, and inserting a new subsection (h) to read as follows:

"(h) No partnership, limited liability company, or corporation shall have the right to engage in the business of conditioned air contracting unless there is regularly connected with such partnership, limited liability company, or corporation a person or persons actually engaged in the performance of such business on a full-time basis who have valid licenses issued to them as provided for in this chapter; provided, however, that

partners, officers, and employees of the individual who fulfilled the licensing requirements shall continue to be authorized to engage in the business of conditioned air contracting under a license which was valid at the time of the licensee's death for a period of ~~90~~ 180 days following the date of such death."

SECTION 2.

Said chapter is further amended by striking subsection (e) of Code Section 43-14-12.1, relating to evidence of violation of licensing requirements, and inserting in lieu thereof new subsections (e) and (f) to read as follows:

"(e) In the event that any person misappropriates and uses the license number of a licensed conditioned air contractor in any manner in which he or she is not so authorized, including, but not limited to, obtaining a construction or building permit, the board shall be authorized to impose a civil penalty not to exceed $1,000.00 for each occurrence thereof. Furthermore, such person may be prohibited from obtaining a conditioned air license for a period of five years from the date of the last violation in the event that he or she makes application to the board for such license.

(f) Nothing in this Code section shall be construed to prohibit the board from seeking remedies otherwise available by statute without first seeking a cease and desist order in accordance with the provisions of this Code section."

SECTION 3.

Chapter 38 of Title 43 of the Official Code of Georgia Annotated, relating to private detectives and security agencies, is amended by striking paragraph (3) of Code Section 43-38-3, relating to definitions, and inserting in it place a new paragraph (3) to read as follows:

"(3) 'Private detective business' means the business of obtaining or furnishing, or accepting employment to obtain or to furnish, information with reference to:

(A) Crimes or wrongs done or threatened against the United States of America or any state or territory thereof;

(B) The background, identity, habits, conduct, business, employment, occupation, assets, honesty, integrity, credibility, knowledge, trustworthiness, efficiency, loyalty, activity, movement, whereabouts, affiliations, associations, transactions, acts, reputation, or character of any person;

(C) The location, disposition, or recovery of lost or stolen property;

(D) The cause or responsibility for fires, libels, losses, accidents, damage, or injury to persons or property;

(E) The securing of evidence in the course of the private detective business to be used before any court, board, officer, or investigating committee; or

(F) The protection of individuals from serious bodily harm or death.

In addition to the aforementioned services, ´private detective business´ shall also mean providing, or accepting employment to provide, protection of persons from death or serious bodily harm."

SECTION 4.

Said chapter is further amended by striking subsection (a) of Code Section 43-38-6, relating to licenses and qualifications, and inserting in its place a new subsection (a) to read as follows:

"(a) Any individual, firm, association, company, partnership, limited liability company, or corporation desiring to engage in the private detective or private security business in this state shall make a verified application in writing to the division director for a license therefor. If the applicant is a firm, association, company, partnership, limited liability company, or corporation, the person filing the application on behalf of such firm, association, company, partnership, limited liability company, or corporation shall be a corporate officer of such corporation or an officer of such firm, association, partnership, or limited liability company; and such individual shall meet the qualifications set out in this Code section. In lieu of the foregoing requirement, the applicant of a firm, association, company, partnership, limited liability company, or corporation desiring to engage in the private security business may be the chief security officer, or equivalent position, of such entity, and such individual shall meet the qualifications set out in this Code section."

SECTION 5.

Said chapter is further amended by striking paragraph (7) of subsection (b) of Code Section 43-38-6, relating to licenses and qualifications, and inserting in its place a new paragraph (7) to read as follows:

"(7) The applicant for a private detective company license has had at least two years´ experience as an agent registered with a licensed detective agency or has had at least two years´ experience as a supervisor or administrator in in-house investigations, or has had at least two years´ experience ~~in law enforcement~~ as a peace officer as defined by subparagraph (A) of paragraph (8) of Code Section 35-8-2, or has a four-year degree in criminal justice or a related field from an accredited university or college; and the applicant for a security company license has had at least two years´ experience as a supervisor or administrator in in-house security operations or with a licensed security agency, or has had at least two years´ experience in law enforcement, or has a four-year degree in criminal justice or a related field from an accredited university or college;"

SECTION 6.

Said chapter is further amended by adding a new subsection (j) to Code Section 43-38-6, relating to licenses and qualifications, to read as follows:

"(j) In addition to the initial applicant, any individual, firm, association, company, partnership, limited liability company, or corporation desiring to engage in the private detective or private security business may choose to designate one or more individuals to qualify to hold the license for the individual, firm, association, company, partnership, limited liability company, or corporation. Such individual or individuals shall meet the same qualifications set out in this Code section as relate to the initial applicant, and the

board shall have the authority to promulgate rules and regulations necessary to ensure that such additional individual or individuals are capable of assuming full responsibility for the operations of the particular individual, firm, association, company, partnership, limited liability company, or corporation in compliance with this Code section and with all rules and regulations promulgated pursuant to this Code section."

SECTION 7.

Said chapter is further amended by striking subsection (a) of Code Section 43-38-10, relating to permits to carry firearms, proficiency requirement, exemption from specified laws, denial, refusal to renew, and suspension of permits, and effect of license suspension and restoration, and inserting in its place a new subsection (a) to read as follows:

"(a) The board may grant a permit to carry a ~~pistol, revolver, or other~~ firearm to any person who is at least 21 years of age and who is licensed or registered in accordance with this chapter and who meets the qualifications and training requirements set forth in this Code section and such other qualifications and training requirements as the board by rule may establish and who is not prohibited by federal or state law from possession of a firearm. The board shall have the authority to establish limits on type and caliber of such weapons by rule. Application for such permit and for renewal thereof shall be made on forms provided by the division director. No weapons permit issued under this Code section shall be transferable to another individual."

SECTION 8.

Said chapter is further amended by adding a new subsection (k) to Code Section 43-38-10, relating to permits to carry firearms, proficiency requirement, exemption from specified laws, denial, refusal to renew, and suspension of permits, and effect of license suspension and restoration, to read as follows:

"(k) The board shall have the authority to refuse to grant a weapons permit to an applicant or to revoke the registration of a person registered by the board if that person would be ineligible for issuance of a license or permit pursuant to subsection (b) of Code Section 16-11-129 or if such person would be prohibited under federal or state law from possessing a firearm."

SECTION 9.

Said chapter is further amended by adding a new subsection (e) to Code Section 43-38-10.1, relating to training instructors and training programs, to read as follows:

"(e) The board shall have the authority to refuse to grant a training instructor license to an applicant or to revoke the registration of an instructor licensed by the board if that person would be ineligible for issuance of a license or permit pursuant to subsection (b) of Code Section 16-11-129 or if such person would be prohibited under federal or state law from possessing a firearm."

SECTION 10.

Said chapter is further amended by striking subsection (a) of Code Section 43-38-14, relating to exceptions to operation of chapter and to local regulation, and inserting in its place a new subsection (a) to read as follows:

"(a) This chapter shall not apply to:

(1) An officer or employee of the United States of America or of this state or a political subdivision thereof while the employee or officer is engaged in the performance of official duties;

(2) A person ~~engaged in the business of furnishing information in connection with credit or marketing and a~~ or firm engaged as a consumer reporting agency, as defined and regulated by the federal Fair Credit Reporting Act;

(3) An attorney at law or a bona fide legal assistant in performing his or her duties;

(4) Admitted insurers, agents, and insurance brokers licensed by the state while performing duties in connection with insurance transacted by them;

(5) A peace officer employed on a full-time basis by a federal, state, county, or local law enforcement agency who contracts directly with an employer to work during his or her off-duty hours and whose off-duty employment is conducted on an independent contractor basis with another employer other than a peace officer engaged in the private detective or private security business or a private detective or private security agency, subject to Code Section 16-10-3, relating to the receipt of funds by state officers or employees for the enforcement of penal laws;

(6) A firm engaged in the business of independent insurance claims adjusting whose employees hold a valid Georgia adjuster's license; or

(7) The employees of a firm mentioned in paragraph (6) of this subsection."

SECTION 11.

Said chapter is further amended by striking Code Section 43-38-16, relating to penalties, in its entirety and inserting in its place a new Code Section 43-38-16 to read as follows:

"43-38-16.

Any person who engages in the private detective business or private security business or offers, pretends, or holds himself or herself out as eligible to engage in the private detective business or private security business and who is not legally licensed or registered under this chapter shall be guilty of a ~~misdemeanor~~ felony and, upon conviction thereof, shall be punished by a fine of not less than $500.00 nor more than $1,000.00 or by imprisonment for not less than two nor more than five years, or both. Each day or fraction of a day that he or she practices in violation of this chapter shall constitute a separate offense."

SECTION 12.

This Act shall become effective July 1, 2006, and shall not apply to any offense committed before that date. Any such offense committed before that date shall be governed by the statute in effect at the time the offense was committed.

SECTION 13.

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

Representative Hill of the 21st moved that the House disagree to the Senate substitute to HB 1259.

The motion prevailed.

The following Bills of the Senate were taken up for the purpose of considering the reports of the Committees of Conference thereon:

SB 64. By Senator Douglas of the 17th:

A BILL to be entitled an Act to amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to repeal the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 64

The Committee of Conference on SB 64 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 64 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ John Douglas Senator, 17th District	/s/ Jay Roberts Representative, 154th District
/s/ Brian P. Kemp Senator, 46th District	/s/ Chuck Martin Representative, 47th District
/s/ Jeff Mullis Senator, 53rd District	/s/ Jerry Keen Representative, 179th District

A BILL

To amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to provide for an exception to the requirement that designated officers enforcing traffic laws have a blue light on the roof of their vehicles; to amend Code Section 40-6-16 of the Official Code of Georgia Annotated, relating to the procedure for passing stationary authorized emergency vehicles, stationary towing or recovery vehicles, or stationary highway maintenance vehicles, so as to change certain provisions relating to penalties; to amend Code Section 40-8-91 of the Official Code of Georgia Annotated, relating to marking and equipment of law enforcement vehicles, so as to provide motorists an opportunity to continue to drive until a reasonably safe location for stopping is reached when being stopped by a law enforcement officer in a marked vehicle; to provide for specific procedures therefor; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, is amended by striking the Code section and inserting in lieu thereof a new Code Section 40-1-7 to read as follows:

"40-1-7.

Whenever pursuing a person in violation of a traffic related offense, a uniformed law enforcement officer who is assigned routinely or primarily to traffic law enforcement or other traffic safety duties on the roadways or highways of this state must place a visible blue light on the roof of his or her vehicle if such vehicle is not equipped with permanent exterior mounted roof blue lights; provided, however, that the provisions of this Code section shall not apply to law enforcement officers operating vehicles manufactured prior to 2001. This Code section shall not apply to any officer assigned to special operations activities or responding to an immediate threat to public safety as a result of an accident or other emergency. This Code section shall not apply to vehicles of the Georgia State Patrol or of a sheriff's office or police department which office or police department provides law enforcement services by certified peace officers 24 hours a day, seven days a week where the vehicles are marked in accordance with Code Section 40-8-91, with flashing or revolving colored lights visible under normal atmospheric conditions for a distance of 500 feet from the front and rear of such vehicle, and which also has an illuminating agency identifier reasonably visible to a driver of a vehicle subject to a traffic stop; provided, however, that the Georgia State Patrol shall not be permitted to have more than two vehicles per post without such exterior mounted roof lights; and, provided, further that a sheriff's office or police department shall not be permitted to have more than one vehicle per agency without such exterior mounted roof lights. An otherwise lawful arrest shall not be invalidated or in any manner affected by failure to comply with this Code section."

SECTION 2.

Code Section 40-6-16 of the Official Code of Georgia Annotated, relating to the procedure for passing stationary authorized emergency vehicles, stationary towing or recovery vehicles, or stationary highway maintenance vehicles, is amended by striking subsection (c) and inserting in lieu thereof the following:

"(c) Violation of subsection (a) or (b) of this Code section shall be punished by a fine of not more than $500.00."

SECTION 3.

Code Section 40-8-91 of the Official Code of Georgia Annotated, relating to marking and equipment of law enforcement vehicles, is amended by adding immediately following subsection (d) new subsections (e) and (f) to read as follows:

"(e) Whenever a motorist driving on the roadways of this state is directed to stop by a law enforcement officer in a law enforcement vehicle marked as required under this Code section, the motorist may continue to drive until a reasonably safe location for stopping is reached. Such motorist shall indicate to the officer his or her intent to proceed to a safe location by displaying the vehicle's flashing lights or turn signal. In proceeding to a safe location, the motorist shall observe the posted maximum speed limit.

(f) An otherwise lawful arrest shall not be invalidated or in any manner affected by failure to comply with this Code section."

SECTION 4.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 5.

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

Representative Roberts of the 154th moved that the House adopt the report of the Committee of Conference on SB 64.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Martin	Y Sailor
Y Amerson	Y Cummings	Holmes	Y Maxwell	Y Scheid
N Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L

Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Floyd, H	Y Jones, J	Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Y Thomas, A.M
Butler	Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	N Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 155, nays 2.

The motion prevailed.

SB 288. By Senators Rogers of the 21st, Hamrick of the 30th and Hill of the 32nd:

A BILL to be entitled an Act to amend Article 17 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to teachers and other school personnel, so as to enact the "Grade Integrity Act of 2005"; to provide that no classroom teacher shall be required, coerced, intimidated, or disciplined in any manner to change the grade of a student; to provide for an ethical violation reportable to the Professional Standards Commission; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 288

The Committee of Conference on SB 288 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 288 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Chip Rogers
Senator, 21st District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ Brooks P. Coleman, Jr.
Representative, 97th District

/s/ Howard Maxwell
Representative, 17th District

/s/ Bill Hembree
Representative, 67th District

A BILL

To amend Article 17 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to teachers and other school personnel, so as to enact the "Grade Integrity Act of 2006"; to provide that no classroom teacher shall be required, coerced, intimidated, or disciplined in any manner to change the grade of a student; to provide for an ethical violation reportable to the Professional Standards Commission; to provide for construction; to provide for the adjustment of grades received in advanced placement and honors courses; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

This Act shall be known and may be cited as the "Grade Integrity Act of 2006."

SECTION 2.

Article 17 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to teachers and other school personnel, is amended by inserting at the end thereof a new Part 12 to read as follows:

"Part 12

20-2-989.20.

(a) No classroom teacher shall be required, coerced, intimidated, or disciplined in any manner by the local board of education, superintendent, or any local school administrator to change the grade of a student. A violation of this Code section shall constitute an ethics violation reportable to the Professional Standards Commission pursuant to Part 10 of this article.

(b) Nothing in this Code section shall be construed to prevent a principal or other local school administrator from discussing the grade of a student with a classroom teacher.

(c) Nothing in this Code section shall be construed to prevent a central office administrator, superintendent, or local school administrator from changing a student's grade. Any grade change made by a person other than the classroom teacher must be clearly indicated in the student's school records and must indicate the person responsible for making such grade change."

SECTION 2A.

Code Section 20-2-157 of the Official Code of Georgia Annotated, relating to uniform reporting system for high school grades for certain purposes, is amended by striking subsection (b) and inserting in lieu thereof a new subsection (b) to read as follows:

"(b) Beginning May 1, ~~2007~~ 2008, each school system and private school shall adopt the reporting system described in this subsection for purposes of identifying and qualifying graduating seniors for the HOPE scholarship program and other programs identified in this Code section:

(1) Each school system and private school shall transmit, in a manner and at times prescribed by the Georgia Student Finance Commission, an electronic transcript of courses and course grades for each graduating senior that reflects the complete high school academic record of the student, including scores on any state tests required for graduation, the grading scales used by the school system or private school for the time periods referenced by the transcripts, and any other pertinent information as determined by the Georgia Student Finance Commission. Each grade reported by a school system or private school to the commission for the purpose of calculating the grade point average for HOPE scholarship eligibility shall be the actual grade earned by the student, with no weighting or addition of points by the local school system or private school;

(2) The Georgia Student Finance Commission shall calculate a grade point average for the purpose of determining eligibility for the HOPE scholarship from these electronic transcripts and shall notify students of their eligibility and high schools as to the eligibility of students;

(3) For students otherwise qualified and enrolling as freshmen students in eligible public or private postsecondary institutions for the first time on May 1, ~~2007~~ 2008, or thereafter, the Georgia Student Finance Commission shall calculate grade point averages for determining eligibility for the HOPE scholarship and other scholarships referenced in this Code section as follows:

(A) For students receiving a college preparatory diploma, each grade for a student in attempted coursework in English, mathematics, science, social studies, and foreign language that would, if successfully completed, satisfy a core graduation requirement for the college preparatory curriculum shall be equated to a grade on a 4.0 scale, such that a grade of 'A' = 4.0, a grade of 'B' = 3.0, a grade of 'C' = 2.0, a grade of 'D' = 1.0, and a grade of 'F' = 0; or

(B) For students receiving a career/technical diploma, each grade for a student in attempted coursework in English, mathematics, science, and social studies that would, if successfully completed, satisfy a core graduation requirement for the

career/technical curriculum shall be equated to a grade on a 4.0 scale, such that a grade of 'A' = 4.0, a grade of 'B' = 3.0, a grade of 'C' = 2.0, a grade of 'D' = 1.0, and a grade of 'F' = 0.

Grades for coursework that is classified as advanced placement or international baccalaureate shall be weighted by the Georgia Student Finance Commission in calculating the overall grade point averages for students, provided that the weighting of such course grades is uniformly applied to all students in the state taking the specified coursework. The sum of the equated grades shall be divided by the number of course grades, adjusted for term length, to yield a grade point average on a 4.0 scale;

(4) Qualification for the HOPE scholarship shall be determined from the grade point average calculated as set out in paragraph (3) of this subsection. Beginning May 1, ~~2007~~ 2008, students with grade point averages equal to or in excess of 3.0 on the 4.0 scale with a college preparatory diploma shall meet achievement standards for the HOPE scholarship; students receiving a career/technical diploma shall meet achievement standards for the HOPE scholarship with a grade point average equal to or in excess of 3.2 on a 4.0 scale. This paragraph shall apply regardless of when a student graduated from high school and regardless of such student's eligibility status prior to May 1, ~~2007~~ 2008; and

(5) Beginning May 1, ~~2007~~ 2008, only the reporting system as indicated in this subsection shall be used to determine eligibility for all grants, scholarships, or loans to attend colleges or universities which are administered pursuant to Article 7 of Chapter 3 of this title and eligibility for enrollment in postsecondary courses pursuant to Code Section 20-2-161.1.

(b.1) Prior to May 1, 2008, honors courses shall be weighted in the same manner as currently conducted by each local school system for purposes of this Code section."

SECTION 3.

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

Representative Maxwell of the 17th moved that the House adopt the report of the Committee of Conference on SB 288.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
N Anderson	Y Davis	Y Holt	May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield

Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Y Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Y Thomas, A.M
Y Butler	Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 148, nays 1.

The motion prevailed.

Representative May of the 111th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 1097. By Representatives McCall of the 30th, Smith of the 129th, Scheid of the 22nd, Channell of the 116th, Floyd of the 147th and others:

A BILL to be entitled an Act to amend Code Section 32-6-75 of the Official Code of Georgia Annotated, relating to restrictions on outdoor advertising signs authorized by Code Section 32-6-72 on the interstate system, primary highways, and other highways, so as to provide that no such signs may advertise the availability of certain entertainment which appeals to the prurient interest; to prohibit erecting certain signs having two faces on one visible side after a certain date; to permit certain types of nonmechanical multiple message signs subject to certain limitations; to impose certain height

limitations on erecting such outdoor advertising signs subject to certain conditions after a certain date; to provide for procedures relative to the foregoing; to provide for severability; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Code Section 21-2-3 of the Official Code of Georgia Annotated, relating to prohibited placements of campaign posters, signs, and advertisements, so as to limit certain regulations of campaign signs on private property; to amend Article 3 of Chapter 6 of Title 32 of the of the Official Code of Georgia Annotated, relating to control of signs and signals on or near public roads, so as to prohibit certain outdoor advertising containing depictions of nudity or sexual conduct which are visible to motor vehicle drivers traveling on certain public roads; to define certain terms; to provide punishments for violations; to provide legislative findings and declarations; to change certain provisions relating to restrictions on outdoor advertising signs authorized by Code Sections 32-6-72 and 32-6-73 and multiple message signs on the interstate system, primary highways, and other highways; to repeal certain provisions of law restricting outdoor advertising which were declared unconstitutional by the Georgia Supreme Court in the case of *State v. Cafe Erotica, Inc.*, 270 Ga. 97 (1998); to provide for severability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 21-2-3 of the Official Code of Georgia Annotated, relating to prohibited placements of campaign posters, signs, and advertisements, is amended by striking subsection (a) and inserting a new subsection (a) to read as follows:

"(a) It shall be unlawful for any person to place ~~campaign~~ posters, signs, ~~and~~ or advertisements:

~~(1) Within the right of way of any public streets, roads, or highways~~;

~~(2)~~(1) On any public property or building, unless the owner thereof or the occupier as authorized by such owner has given permission to place such posters, signs, or advertisements on such property; provided, however, that signs within the rights of way of public roads shall be governed by Code Section 32-6-51;

~~(3)~~(2) On any private property unless the owner thereof or the occupier as authorized by such owner has given permission to place such ~~campaign~~ posters, signs, ~~and~~ or advertisements on such property; and, provided, further that no municipal, county, or consolidated government may restrict by regulation or other means the length of time a political campaign sign may be displayed or the number of signs which may be displayed on private property for which permission has been granted; or

~~(4) Reserved;~~

~~(5)~~(3) On any property zoned for commercial or industrial uses if the placement of such ~~campaign~~ posters, signs, ~~and~~ or advertisements conflicts with any zoning laws or ordinances."

SECTION 2.

Article 3 of Chapter 6 of Title 32 of the Official Code of Georgia Annotated, relating to control of signs and signals on or near public roads, is amended by adding a new Code Section 32-6-52 to read as follows:

"32-6-52.

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

(1) 'Nudity' means the displaying of any portion of the human female breast below the top of the areola or the displaying of any portion of any human's pubic hair, anus, vulva, or genitals.

(2) 'Outdoor advertising' means any commercial advertisement displayed outdoors by means of billboards or signs.

(3) 'Sexual conduct' means acts of sexual intercourse, masturbation, sodomy, or fondling of a human's clothed or unclothed genitals, pubic area, buttocks, or, if the human is female, breast.

(b) The General Assembly finds and declares that outdoor advertising containing depictions of nudity or sexual conduct which are visible from the roadways of public roads may be startling or provocative and thereby divert the attention of motor vehicle drivers, thus causing real and substantial hazards to traffic safety. The General Assembly further declares that the purpose of this Code section is to protect the public welfare and safety against such hazards.

(c) No person shall display any outdoor advertising containing any depiction of nudity or sexual conduct when such depiction is visible from the roadway of any public road in the state highway system as defined in Code Section 32-4-1.

(d)(1) Any person who violates subsection (c) of this Code section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not exceeding $1,000.00.

(2) Each day during which outdoor advertising is displayed in violation of subsection (c) of this Code section shall constitute a separate offense."

SECTION 3.

Said article is further amended by striking in its entirety paragraph (12) of subsection (a) of Code Section 32-6-75, relating to outdoor advertising signs authorized by Code Sections 32-6-72 and 32-6-73 and multiple message signs on the interstate system, primary highways, and other highways, and inserting in lieu thereof the following:

"(12) Contains more than two faces visible from the same direction on the main traveled way; provided, however, that after July 1, 2006, no sign shall be erected that contains more than one face vertically stacked visible from the same direction on the main traveled way. Double-faced, back-to-back, and V-type constructed signs shall,

for the purpose of determining compliance with size and spacing limitations, be considered as one sign;"

SECTION 4.

Said article is further amended in said Code section by striking in its entirety paragraph (8) of subsection (a) and inserting in lieu thereof a new paragraph (8) to read as follows:

"(8) If illuminated, contains, includes, or is illuminated by any flashing, intermittent, or moving light or lights except those giving public service information such as time, date, temperature, weather, or other similar information except as expressly permitted under subsection (c) of this Code section. The illumination of mechanical multiple message signs is not illumination by flashing, intermittent, or moving light or lights, except that no multiple message sign may include any illumination which is flashing, intermittent, or moving when the sign is in a fixed position;"

SECTION 5.

Said article is further amended in said Code section by striking subsection (b) and inserting in lieu thereof the following:

"~~(b)(1) As used in this subsection, the term 'nudity' means the displaying of any portion of the female breast below the top of the areola or the displaying of any portion of any person's pubic hair, anus, cleft of the buttocks, vulva, or genitals.~~

~~(2) Since the exhibition of nudity or depictions of nudity in connection with the sale or consumption of alcoholic beverages may be restricted or prohibited in certain political subdivisions of this state pursuant to Article III, Section VI, Paragraph VII of the Constitution, since an outdoor advertising device advertising a commercial establishment where nudity is exhibited which is located in a political subdivision different from where the commercial establishment is located may mislead the traveling public and cause a devaluation of the property in the area surrounding such outdoor advertising, and since outdoor advertising of a commercial establishment where nudity is exhibited may divert the attention of drivers and thus cause traffic hazards, it is the intent of the General Assembly to protect the welfare and safety of the residents of this state and the traveling public by regulating outdoor advertising of commercial establishments where nudity is exhibited.~~

~~(3) Any outdoor advertising of a commercial establishment where nudity is exhibited shall be limited to the property where such commercial establishment is located, and the size, type, and number of outdoor advertising devices on any such property may be further regulated by rules and regulations promulgated by the commissioner of transportation.~~

(b) Reserved."

SECTION 6.

Said article is further amended in said Code section by striking in its entirety paragraph (1) of subsection (c) and inserting in lieu the following:

"(1) Multiple message signs shall be permitted on the interstate system, primary highways, and other highways under the following conditions:

(A) Each multiple message sign shall remain fixed for at least ten seconds;

(B) When a message is changed mechanically, it shall be accomplished in three seconds or less;

(C) No such multiple message sign shall be placed within 5,000 feet of another mechanical multiple message sign on the same side of the highway;

(D) Any such sign shall contain a default design that will freeze the sign in one position if a malfunction occurs; ~~and~~

(E) Any maximum size limitations shall apply independently to each side of a multiple message sign; and

(F) Nonmechanical electronic multiple message signs that are otherwise in compliance with this subsection and are illuminated entirely by the use of light emitting diodes, back lighting, or any other light source shall be permitted under the following circumstances:

(i) Each transitional change occurs within two seconds;

(ii) If the department finds an electronic sign or any display or effect thereon to cause glare or to impair the vision of the driver of any motor vehicle or to otherwise interfere with the safe operation of a motor vehicle, then, upon the department's request, the owner of the sign shall promptly and within not more than 48 hours reduce the intensity of the sign to a level acceptable to the department; and

(iii) The owner of any existing or nonconforming electronic sign shall have 180 days from the effective date of this subparagraph to bring the electronic sign in compliance with this subparagraph and to request a permit from the department."

SECTION 7.

In the event any section, subsection, sentence, clause, or phrase of this Act shall be declared or adjudged invalid or unconstitutional, such declaration or adjudication shall affect and invalidate the whole of the section in which such matter appears herein, but shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this Act, which shall remain of full force and effect as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof. The General Assembly declares that it would have passed the remaining parts of this Act if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional, but would not have passed any section of this Act containing or constituting an invalid or unconstitutional provision.

SECTION 8.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 9.

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

Representative McCall of the 30th moved that the House agree to the Senate substitute to HB 1097.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Maxwell	Y Scheid
N Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
N Benton	Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
N Bordeaux	Y England	Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	N Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	N Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	N Keown	Y Orrock	Stephenson
Burkhalter	Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Knox	Y Parsons	Y Thomas, A.M
Y Butler	Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	N Tumlin
Y Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Greene	Y Lewis	Y Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	N Williams, E
Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 142, nays 8.

The motion prevailed.

The following Bill of the House was taken up for the purpose of considering the report of the Committee of Conference thereon:

HB 848. By Representatives Butler of the 18th, Maxwell of the 17th, England of the 108th, Roberts of the 154th and Stephens of the 164th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, so as to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for a referendum; to provide for effective dates; to provide for applicability; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 848

The Committee of Conference on HB 848 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 848 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ Casey Cagle Senator, 49th District	/s/ Mark Butler Representative, 18th District
/s/ James L. Whitehead, Sr. Senator, 24th District	/s/ Chuck Martin Representative, 47th District
/s/ Ronnie Chance Senator, 16th District	/s/ Larry O'Neal Representative, 146th District

A BILL

To amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, so as to provide for an ad valorem tax exemption for certain charitable institutions; to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for referenda, applicability, and

effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

PART I

SECTION 1.

Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, is amended in Code Section 48-5-41, relating to property exempt from ad valorem taxation, by striking subsection (d) and inserting in its place a new subsection (d) to read as follows:

"(d)(1) Except as otherwise provided in paragraph (2) of this subsection, this ~~This~~ Code section, excluding paragraph (1) of subsection (a) of this Code section, shall not apply to real estate or buildings which are rented, leased, or otherwise used for the primary purpose of securing an income thereon and shall not apply to real estate or buildings which are not used for the operation of religious, educational, and charitable institutions. Donations of property to be exempted shall not be predicated upon an agreement, contract, or other instrument that the donor or donors shall receive or retain any part of the net or gross income of the property.

(2) With respect to paragraph (4) of subsection (a) of this Code section, real estate or buildings which are owned by a charitable institution that is exempt from taxation under Section 501(c)(3) of the federal Internal Revenue Code and used by such charitable institution for the charitable purposes of such charitable institution may be used for the purpose of securing income so long as such income is used exclusively for the operation of that charitable institution."

SECTION 2.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the Secretary of State shall call and conduct an election as provided in this section for the purpose of submitting Section 1 of this part to the electors of the State of Georgia for approval or rejection. The Secretary of State shall conduct that election on the date of the November, 2006, state-wide general election. The Secretary of State shall issue the call and conduct that special election as provided by general law. The Secretary of State shall cause the date and purpose of the special election to be published in the official organ of each county in the state once a week for two weeks immediately preceding the date of the referendum. The ballot shall have written or printed thereon the following:

"( ) YES Shall the Act be approved which grants an exemption from ad valorem
( ) NO taxation on property owned by a charitable institution which generates income when that income is used exclusively for the operation of such charitable institution?"

All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the

votes cast on such question are for approval of the Act, then Section 1 of this part shall become effective on January 1, 2007, and shall apply to all taxable years beginning on or after that date. If Section 1 of this part is not so approved or if the election is not conducted as provided in this section, Section 1 of this part shall not become effective and this part shall be automatically repealed on the first day of January immediately following that election date.

PART II

SECTION 3.

Said part is further amended by adding between Code Sections 48-5-48.2 and 48-5-49 a new Code Section 48-5-48.3 to read as follows:

"48-5-48.3.

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

(1) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended, with the additional qualification that it shall include only the primary residence and not more than ten contiguous acres of land immediately surrounding such residence.

(2) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under this Code section is made.

(b) Any person who is a senior citizen and resident of Georgia is granted upon application an exemption on his or her homestead which such person owns and actually occupies as a residence and homestead in an amount equal to the actual levy for state ad valorem taxation made pursuant to Code Section 48-5-8 with respect to that homestead, such exemption being from all ad valorem taxation for state purposes. The value of all property in excess of the exempted amount cited above shall remain subject to taxation.

(c) The exemption shall be claimed and returned in the same manner as otherwise required under Code Section 48-5-50.1. Each person shall file for the exemption only once in the county of his or her residence. Once filed, the exemption shall automatically be renewed from year to year.

(d) The exemption granted by this Code section shall not apply to or affect county taxes, municipal taxes, or school district taxes.

(e) The exemption granted by this Code section shall be in addition to and not in lieu of any other homestead exemption from state taxes."

SECTION 4.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the Secretary of State shall call and conduct a referendum as provided in this section for the purpose of submitting Section 3 of this part to the electors of the State of Georgia for approval or rejection. The Secretary of State shall conduct that election on the date of and in conjunction with the November, 2006, state-wide general election. The Secretary of State shall cause the date and purpose of the election to be published once a week for two

weeks immediately preceding the date thereof in the official organ of each county in the state. The ballot shall have written or printed thereon the words:

"( ) YES Shall the Act be approved which provides a homestead exemption for senior citizens in an amount equal to the actual levy for state ad valorem
( ) NO tax purposes on the homestead?"

All persons desiring to vote for approval of the Act shall vote "Yes," and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, then Section 3 of this part shall become effective on January 1, 2007, and shall be applicable to all taxable years beginning on or after that date. If Section 3 of this part is not so approved or if the election is not conducted as provided in this section, Section 3 of this part shall not become effective and this part shall be automatically repealed on the first day of January immediately following that election date.

PART III

SECTION 5.

Except as otherwise provided in Section 2 of Part I of this Act and Section 4 of Part II of this Act, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 6.

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

Representative Butler of the 18th moved that the House adopt the report of the Committee of Conference on HB 848.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Dollar	Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
N Bordeaux	Y England	Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
N Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens

Y Buckner, G	Y Franklin	Y Keown	N Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	N Gardner	Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Golick	Y Lakly	Y Porter	Y Thomas, B
N Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Harbin	Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	N Lunsford	Y Rice	Y Williams, E
Coleman, B	Y Heckstall	Y Maddox	Roberts	Y Williams, R
Y Coleman, T	Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Henson	Y Manning	Y Royal	Yates
Y Cox	N Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 142, nays 7.

The motion prevailed.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 1385. By Representatives Heard of the 104th, Ehrhart of the 36th, Coan of the 101st, Dodson of the 75th and Forster of the 3rd:

A BILL to be entitled an Act to amend Part 2 of Article 1 of Chapter 2 of Title 8 of the O.C.G.A., relating to state building, plumbing, and electrical codes, so as to provide for the employment of private professional providers to perform building plan reviews and inspections when the local jurisdiction cannot timely perform such services; to provide a definition; to provide for the qualifications of such persons; to provide for the manner of such reviews and inspections; to provide for certain insurance requirements; to provide for the manner of submitting reports; to amend Chapter 2 of Title 25 of the O.C.G.A., relating to regulation of fire and other hazards to persons and property generally, so as to provide for the employment of private professional providers to perform building plan reviews when the state fire marshal, local fire marshal, or state inspector cannot timely perform such services; to provide for other related matters; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Part 2 of Article 1 of Chapter 2 of Title 8 of the Official Code of Georgia Annotated, relating to state building, plumbing, and electrical codes, so as to provide for the employment of private professional providers to perform building plan reviews and inspections when the local jurisdiction cannot timely perform such services; to provide a definition; to provide for the qualifications of such persons; to provide for the manner of such reviews and inspections; to provide for certain insurance requirements; to provide for the manner of submitting reports; to provide for the issuance of notices of deficiencies to the applicants and time for curing such deficiencies; to provide for the issuance of permits under certain conditions; to provide for appeals; to provide for applicability; to provide for certain immunities; to prohibit adoption of more stringent standards by local jurisdictions; to provide for exceptions; to amend Chapter 2 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fire and other hazards to persons and property generally, so as to provide for the employment of private professional providers to perform building plan reviews when the state fire marshal, local fire marshal, state inspector, or designated code official cannot timely perform such services; to provide a definition; to provide for the qualifications of such persons; to provide for the manner of such reviews and inspections; to provide for certain insurance requirements; to provide for the manner of submitting reports; to provide for the issuance of notices of deficiencies to the applicants and time for curing such deficiencies; to provide for the issuance of permits under certain conditions; to provide for appeals; to provide for applicability; to provide for certain immunities; to prohibit adoption of more stringent standards by local jurisdictions; to provide for other related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Part 2 of Article 1 of Chapter 2 of Title 8 of the Official Code of Georgia Annotated, relating to state building, plumbing, and electrical codes, is amended by striking subsection (g) of Code Section 8-2-26, relating to enforcement of codes generally, and inserting in lieu thereof a new subsection (g) to read as follows:

"(g)(1) If a governing authority of a county or municipality cannot provide review of the documents intended to demonstrate that the structure to be built is in compliance with the Georgia State Minimum Standard Codes most recently adopted by the Department of Community Affairs and any locally adopted ordinances and amendments to such codes within 30 business days of receiving a written application for permitting in accordance with the code official's plan submittal process or inspection services within two business days of receiving a valid written request for inspection, then, in lieu of plan review or inspection by ~~inspectors or other~~ personnel employed by such governing authority, any person, firm, or corporation engaged in a construction project which requires plan review or inspection shall have the option of retaining, at its own expense, a private professional provider to provide the required plan review or inspection. As used in this subsection, the term 'private professional

provider' means a professional engineer who holds a certificate of registration issued under Chapter 15 of Title 43 or a professional architect who holds a certificate of registration issued under Chapter 4 of Title 43, ~~and~~ who is not an employee of or otherwise affiliated with or financially interested in ~~such~~ the person, firm, or corporation~~, to provide the required inspection~~ engaged in the construction project to be reviewed or inspected. The local governing authority shall advise the permit applicant in writing if requested by the applicant at the time the complete submittal application for a permit in accordance with the code official's plan submittal process is received that the local governing authority intends to complete the required plan review within the time prescribed by this paragraph or that the applicant may immediately secure the services of a private professional provider to complete the required plan review pursuant to this subsection. The plan submittal process shall include those procedures and approvals required by the local jurisdiction before plan review can take place. If the local governing authority states its intent to complete the required plan review within the time prescribed by this paragraph, the applicant shall not be authorized to use the services of a private professional provider as provided in this subsection. The permit applicant and the local governing authority may agree by mutual consent to extend the time period prescribed by this paragraph for plan review if the characteristics of the project warrant such an extension. However, if the local governing authority states its intent to complete the required plan review within the time prescribed by this paragraph, or any extension thereof mutually agreed to by the applicant and the governing authority, and does not permit the applicant to use the services of a private professional provider and the local governing authority fails to complete such plan review in the time prescribed by this paragraph, or any extension thereof mutually agreed to by the applicant and the governing authority, the local governing authority shall issue the applicant a project initiation permit. The local governing authority shall be allowed to limit the scope of a project initiation permit and limit the areas of the site to which the project initiation permit may apply but shall permit the applicant to begin work on the project, provided that portion of the initial phase of work is compliant with applicable codes, laws, and rules. If a full permit is not issued for the portion requested for permitting, then the governing authority shall have an additional 20 business days to complete the review and issue the full permit. If the plans submitted for permitting are denied for any deficiency, the time frames and process for resubmittal shall be governed by subparagraphs (C) through (E) of paragraph (7) of this subsection. On or before July 1, 2007, the Board of Natural Resources shall adopt rules and regulations governing the review of erosion and sedimentation control plans under Part 9 of Chapter 7 of Title 12 to establish appropriate time frames for the submission and review of revised plan submittals where a deficiency or deficiencies in the submitted plans have been identified by the governing authority.

(2) Any plan review or inspection conducted by a ~~registered~~ private professional ~~engineer~~ provider shall be no less extensive than ~~an inspection~~ plan reviews or inspections conducted by ~~a~~ county or municipal ~~inspector~~ personnel.

(3) The person, firm, or corporation retaining a ~~registered~~ private professional ~~engineer~~ provider to conduct a plan review or an inspection shall be required to pay to the county or municipality which requires the plan review or inspection the same ~~permit~~ regulatory fees and charges which would have been required had the plan review or inspection been conducted by a county or municipal inspector.

(4) A private professional provider performing plan reviews under this subsection shall review construction plans to determine compliance with the Georgia State Minimum Standard Codes most recently adopted by the Department of Community Affairs and any locally adopted ordinances and amendments to such codes. Upon determining that the plans reviewed comply with the applicable codes, such private professional provider shall prepare an affidavit or affidavits on a form adopted by the Department of Community Affairs certifying under oath that the following is true and correct to the best of such private professional provider's knowledge and belief and in accordance with the applicable professional standard of care:

(A) The plans were reviewed by the affiant who is duly authorized to perform plan review pursuant to this subsection and who holds the appropriate license or certifications and insurance coverage stipulated in this subsection;

(B) The plans comply with the Georgia State Minimum Standard Codes most recently adopted by the Department of Community Affairs and any locally adopted ordinances and amendments to such codes; and

(C) The plans submitted for plan review are in conformity with plans previously submitted to obtain governmental approvals required in the plan submittal process and do not make a change to the project reviewed for such approvals.

(5) All private professional providers providing plan review or inspection services pursuant to this subsection shall secure and maintain insurance coverage for professional liability (errors and omissions) insurance. The limits of such insurance shall be not less than $1 million per claim and $1 million in aggregate coverage. Such insurance may be a practice policy or project-specific coverage. If the insurance is a practice policy, it shall contain prior acts coverage for the private professional provider. If the insurance is project-specific, it shall continue in effect for two years following the issuance of the certificate of final completion for the project. A local enforcement agency, local building official, or local government may establish, for private professional providers working within that jurisdiction, a system of registration listing the private professional providers within their areas of competency and verifying compliance with the insurance requirements of this subsection.

~~(4)~~(6) The ~~registered~~ private professional ~~engineer~~ provider shall be empowered to perform any plan review or inspection required by the governing authority of any county or municipality, including, but not limited to, inspections for footings, foundations, concrete slabs, framing, electrical, plumbing, heating ventilation and air conditioning (HVAC), or any and all other inspections necessary or required for the issuance of a building permit or certificate of occupancy by the governing authority of any county or municipality, provided that the plan review or inspection is within the scope of such ~~engineer's branch of engineering expertise~~ private professional provider's area of

competency. Nothing in this Code section shall authorize any private professional provider to issue a certificate of occupancy. Only a local governing authority shall be authorized to issue a certificate of occupancy.

~~(5)~~(7)(A) The ~~registered~~ permit applicant shall submit a copy of the private professional ~~engineer shall submit a copy of his or her inspection~~ provider's plan review report to the county or municipality. Such plan review report shall include at a minimum all of the following:

(i) The affidavit of the private professional provider required pursuant to this subsection;

(ii) The applicable fees; and

(iii) Any documents required by the local official and any other documents necessary to determine that the permit applicant has secured all other governmental approvals required by law.

(B) No more than 30 business days after receipt of a permit application and the affidavit from the private professional provider required pursuant to this subsection, the local building official shall issue the requested permit or provide written notice to the permit applicant identifying the specific plan features that do not comply with the applicable codes, as well as the specific code chapters and sections. If the local building official does not provide a written notice of the plan deficiencies within the prescribed 30 day period, the permit application shall be deemed approved as a matter of law and the permit shall be issued by the local building official on the next business day.

(C) If the local building official provides a written notice of plan deficiencies to the permit applicant within the prescribed 30 day period, the 30 day period shall be tolled pending resolution of the matter. To resolve the plan deficiencies, the permit applicant may elect to dispute the deficiencies pursuant to this subsection or to submit revisions to correct the deficiencies.

(D) If the permit applicant submits revisions to address the plan deficiencies previously identified, the local building official shall have the remainder of the tolled 30 day period plus an additional five business days to issue the requested permit or to provide a second written notice to the permit applicant stating which of the previously identified plan features remain in noncompliance with the applicable codes, with specific reference to the relevant code chapters and sections. If the local building official does not provide the second written notice within the prescribed time period, the permit shall be issued by the local building official on the next business day. In the event that the revisions required to address the plan deficiencies or any additional revisions submitted by the applicant require that new governmental approvals be obtained, the applicant shall be required to obtain such approvals before a new plan report can be submitted.

(E) If the local building official provides a second written notice of plan deficiencies to the permit applicant within the prescribed time period, the permit applicant may elect to dispute the deficiencies pursuant to this subsection or to submit additional revisions to correct the deficiencies. For all revisions submitted

after the first revision, the local building official shall have an additional five business days to issue the requested permit or to provide a written notice to the permit applicant stating which of the previously identified plan features remain in noncompliance with the applicable codes, with specific reference to the relevant code chapters and sections.

~~(6)~~(8) Upon submission by the ~~registered~~ private professional ~~engineer~~ provider of a copy of his or her inspection report to the local governing authority, said local governing authority shall be required to accept the inspection of the ~~registered~~ private professional ~~engineer~~ provider without the necessity of further inspection or approval by the inspectors or other personnel employed by the local governing authority unless said governing authority has notified the ~~registered~~ private professional ~~engineer~~ provider, within two business days after the submission of the inspection report, that it finds the report incomplete or the inspection inadequate and has provided the ~~registered~~ private professional ~~engineer~~ provider with a written description of the deficiencies and specific code requirements that have not been adequately addressed.

~~(7)~~(9) A local governing authority may provide for the prequalification of ~~registered~~ private professional ~~engineers~~ providers who may perform plan reviews or inspections pursuant to this subsection. No ordinance implementing prequalification shall become effective until notice of the governing authority's intent to require prequalification and the specific requirements for prequalification have been advertised in the newspaper in which the sheriff's advertisements for that locality are published. The ordinance implementing prequalification shall provide for evaluation of the qualifications of a ~~registered~~ private professional ~~engineer~~ provider only on the basis of the ~~engineer's~~ private professional provider's expertise with respect to the objectives of ~~the inspection~~ this subsection, as demonstrated by the ~~engineer's~~ private professional provider's experience, education, and training. Such ordinance may require a private professional provider to hold additional certifications, provided that such certifications are required by ordinance for plan review personnel currently directly employed by such local governing authority.

~~(8)~~(10) Nothing in this subsection shall be construed to limit any public or private right of action designed to provide protection, rights, or remedies for consumers.

(11) This subsection shall not apply to hospitals, ambulatory health care centers, nursing homes, jails, penal institutions, airports, buildings or structures that impact national or state homeland security, or any building defined as a high-rise building in the State Minimum Standards Code; provided, however, that interior tenant build-out projects within high-rise buildings are not exempt from this subsection.

(12) If the local building official determines that the building construction or plans do not comply with the applicable codes, the official may deny the permit or request for a certificate of occupancy or certificate of completion, as appropriate, or may issue a stop-work order for the project or any portion thereof as provided by law, after giving notice to the owner, the architect of record, the engineer of record, or the contractor of record and by posting a copy of the order on the site of the project and opportunity to

remedy the violation within the time limits set forth in the notice, if the official determines noncompliance with state or local laws, codes, or ordinances, provided that:

(A) The local building official shall be available to meet with the private professional provider within two business days to resolve any dispute after issuing a stop-work order or providing notice to the applicant denying a permit or request for a certificate of occupancy or certificate of completion; and

(B) If the local building official and the private professional provider are unable to resolve the dispute or meet within the time required by this Code section, the matter shall be referred to the local enforcement agency's board of appeals, if one exists, which shall consider the matter not later than its next scheduled meeting. Any decisions by the local official, if there is no board of appeals, may be appealed to the Department of Community Affairs as provided in this chapter. The Department of Community Affairs shall develop rules and regulations which shall establish reasonable time frames and fees to carry out the provisions of this paragraph.

(13) The local government, the local building official, and local building code enforcement personnel and agents of the local government shall be immune from liability to any person or party for any action or inaction by an owner of a building or by a private professional provider or its duly authorized representative in connection with building code plan review and inspection services by private professional providers as provided in this subsection.

(14) No local enforcement agency, local code official, or local government shall adopt or enforce any rules, procedures, policies, qualifications, or standards more stringent than those prescribed in this subsection. This subsection shall not preempt any local laws, rules, or procedures relating to the plan submittal process of local governing authorities.

(15) Nothing in this subsection shall limit the authority of the local code official to issue a stop-work order for a building project or any portion of such project, which may go into effect immediately as provided by law, after giving notice and opportunity to remedy the violation, if the official determines that a condition on the building site constitutes an immediate threat to public safety and welfare. A stop work order issued for reasons of immediate threat to public safety and welfare shall be appealable to the local enforcement agency’s board of appeals, if one exists, in the manner provided by applicable law. Any decisions by the local official, if there is no board of appeals, may be appealed to the Department of Community Affairs as provided in this chapter.

(16) When performing building code plan reviews or inspection services, a private professional provider is subject to the disciplinary guidelines of the applicable professional licensing board with jurisdiction over such private professional provider's license or certification under Chapters 4 and 15 of Title 43, as applicable. Any complaint processing, investigation, and discipline that arise out of a private professional provider's performance of building code plan reviews or inspection services shall be conducted by the applicable professional licensing board.

Notwithstanding any disciplinary rules of the applicable professional licensing board with jurisdiction over such private professional provider's license or certification under Chapters 4 and 15 of Title 43, any local building official may decline to accept building code plan reviews or inspection services submitted by any private professional provider who has submitted multiple reports which required revisions due to negligence, noncompliance, or deficiencies.

(17) Nothing in this subsection shall apply to inspections exempted in Code Section 8-2-26.1."

SECTION 2.

Chapter 2 of Title 25 of the Official Code of Georgia Annotated, relating to regulation of fire and other hazards to persons and property generally, is amended by striking subsection (a) of Code Section 25-2-14, relating to requirement, issuance, etc., of building permits and certificates of occupancy for buildings presenting special hazards to persons or property, and inserting in lieu thereof a new subsection (a) to read as follows:

"(a)(1) Plans and specifications for all proposed buildings which come under classification in paragraph (1) of subsection (b) of Code Section 25-2-13 and which come under the jurisdiction of the office of the Commissioner pursuant to Code Section 25-2-12 shall be submitted to and receive approval by either the state fire marshal, the proper local fire marshal, or state inspector before any state, municipal, or county building permit may be issued or construction started. All such plans and specifications submitted as required by this subsection shall be accompanied by a fee in the amount provided in Code Section 25-2-4.1 and shall bear the seal and Georgia registration number of the drafting architect or engineer or shall otherwise have the approval of the Commissioner.

(2)(A) If the state fire marshal, the proper local fire marshal, state inspector, or designated code official cannot provide plan review within 30 business days of receiving a written application for permitting in accordance with the code official's plan submittal process, then, in lieu of plan review by personnel employed by such governing authority, any person, firm, or corporation engaged in a construction project which requires plan review, regardless if the plan review is required by subsection (a) of this Code section or by local county or municipal ordinance, shall have the option of retaining, at its own expense, a private professional provider to provide the required plan review. As used in this paragraph, the term 'private professional provider' means a professional engineer who holds a certificate of registration issued under Chapter 15 of Title 43 or a professional architect who holds a certificate of registration issued under Chapter 4 of Title 43, who is not an employee of or otherwise affiliated with or financially interested in the person, firm, or corporation engaged in the construction project to be reviewed.

(B) The state fire marshal, the proper local fire marshal, state inspector, or designated code official shall advise the permit applicant at the time the complete submittal application for a permit in accordance with the code official's plan submittal process is received that the state fire marshal, the proper local fire

marshal, state inspector, or designated code official intends to complete the required plan review within the time prescribed by this paragraph or that the applicant may immediately secure the services of a private professional provider to complete the required plan review pursuant to this subsection. The plan submittal process shall include those procedures and approvals required by the local jurisdiction before plan review can take place. If the state fire marshal, the proper local fire marshal, state inspector, or designated code official states its intent to complete the required plan review within the time prescribed by this paragraph, the applicant shall not be authorized to use the services of a private professional provider as provided in this subsection. The permit applicant and the state fire marshal, the proper local fire marshal, state inspector, or designated code official may agree by mutual consent to extend the time period prescribed by this paragraph for plan review if the characteristics of the project warrant such an extension. However, if the state fire marshal, the proper local fire marshal, state inspector, or designated code official states its intent to complete the required plan review within the time prescribed by this paragraph, or any extension thereof mutually agreed to by the applicant and the state fire marshal, the proper local fire marshal, state inspector, or designated code official and does not permit the applicant to use the services of a private professional provider and the state fire marshal, the proper local fire marshal, state inspector, or designated code official fails to complete such plan review in the time prescribed by this paragraph, or any extension thereof mutually agreed to by the applicant and the state fire marshal, the proper local fire marshal, state inspector, or designated code official, the state fire marshal, the proper local fire marshal, state inspector, or designated code official shall issue the applicant a project initiation permit to allow the applicant to begin work on the project, provided that portion of the initial phase of work is compliant with applicable codes, laws, and rules. If a full permit is not issued for the portion requested for permitting, then the state fire marshal, the proper local fire marshal, state inspector, or designated code official shall have an additional 20 business days to complete the review and issue the full permit. If the plans submitted for permitting are denied for any deficiency, the time frames and process for resubmittal shall be governed by divisions (2)(H)(iii) through (2)(H)(v) of this subsection.

(C) Any plan review or inspection conducted by a private professional provider shall be no less extensive than plan reviews or inspections conducted by state, county, or municipal personnel responsible for review of plans for compliance with the state's minimum fire safety standards and, where applicable, the state's minimum accessibility standards.

(D) The person, firm, or corporation retaining a private professional provider to conduct a plan review shall be required to pay to the state fire marshal, the proper local fire marshal, state inspector, or designated code official which requires the plan review the same regulatory fees and charges which would have been required had the plan review been conducted by the state fire marshal, the proper local fire marshal, state inspector, or designated code official.

(E) A private professional provider performing plan reviews under this subsection shall review construction plans to determine compliance with the state's minimum fire safety standards in effect which were adopted pursuant to this chapter and, where applicable, the state's minimum accessibility standards adopted pursuant to Chapter 3 of Title 30. Upon determining that the plans reviewed comply with the applicable codes and standards as adopted, such private professional provider shall prepare an affidavit or affidavits on a form prescribed by the Safety Fire Commissioner certifying under oath that the following is true and correct to the best of such private professional provider's knowledge and belief and in accordance with the applicable professional standard of care:

(i) The plans were reviewed by the affiant who is duly authorized to perform plan review pursuant to this subsection and who holds the appropriate license or certifications and insurance coverage and insurance coverage stipulated in this subsection; and

(ii) The plans comply with the state's minimum fire safety standards in effect which were adopted pursuant to this chapter and, where applicable, the state's minimum accessibility standards adopted pursuant to Chapter 3 of Title 30.

(F) All private professional providers providing plan review services pursuant to this subsection shall secure and maintain insurance coverage for professional liability (errors and omissions) insurance. The limits of such insurance shall be not less than $1 million per claim and $1 million in aggregate coverage. Such insurance may be a practice policy or project-specific coverage. If the insurance is a practice policy, it shall contain prior acts coverage for the private professional provider. If the insurance is project-specific, it shall continue in effect for two years following the issuance of the certificate of final completion for the project. The state fire marshal, the proper local fire marshal, state inspector, or designated code official may establish, for private professional providers working within their respective jurisdictions specified by this chapter, a system of registration listing the private professional providers within their areas of competency and verifying compliance with the insurance requirements of this subsection.

(G) The private professional provider shall be empowered to perform any plan review required by the state fire marshal, the proper local fire marshal, state inspector, or designated code official, regardless if the plan review is required by this subsection or by local county or municipal ordinance, provided that the plan review is within the scope of such private professional provider's area of expertise and competency. This subsection shall not apply to hospitals, ambulatory health care centers, nursing homes, jails, penal institutions, airports, buildings or structures that impact national or state homeland security, or any building defined as a high-rise building in the State Minimum Standards Code, provided that interior tenant build-out projects within high-rise buildings are not exempt from this subsection, or plans related to Code Section 25-2-16 or 25-2-17 or Chapter 8, 9, or 10 of this title.

(H)(i) The permit applicant shall submit a copy of the private professional provider's plan review report to the state fire marshal, the proper local fire

marshal, state inspector, or designated code official. Such plan review report shall include at a minimum all of the following:

(I) The affidavit of the private professional provider required pursuant to this subsection;

(II) The applicable fees required for permitting;

(III) Other documents deemed necessary due to unusual construction or design, smoke removal systems where applicable with engineering analysis, and additional documentation required where performance based code options are used; and

(IV) Any documents required by the state fire marshal, the proper local fire marshal, state inspector, or designated code official to determine that the permit applicant has secured all other governmental approvals required by law.

(ii) No more than 30 business days after receipt of a permit application and the private professional provider's plan review report required pursuant to this subsection, the state fire marshal, the proper local fire marshal, state inspector, or designated code official shall issue the requested permit or provide written notice to the permit applicant identifying the specific plan features that do not comply with the applicable codes or standards, as well as the specific reference to the relevant requirements. If the state fire marshal, the proper local fire marshal, state inspector, or designated code official does not provide a written notice of the plan deficiencies within the prescribed 30 day period, the permit application shall be deemed approved as a matter of law and the permit shall be issued by the state fire marshal, the proper local fire marshal, state inspector, or designated code official on the next business day.

(iii) If the state fire marshal, the proper local fire marshal, state inspector, or designated code official provides a written notice of plan deficiencies to the permit applicant within the prescribed 30 day period, the 30 day period shall be tolled pending resolution of the matter. To resolve the plan deficiencies, the permit applicant may elect to dispute the deficiencies pursuant to this chapter, the promulgated rules and regulations adopted thereunder, or, where appropriate for existing buildings, the local governing authority's appeals process or the permit applicant may submit revisions to correct the deficiencies.

(iv) If the permit applicant submits revisions, the state fire marshal, the proper local fire marshal, state inspector, or designated code official shall have the remainder of the tolled 30 day period plus an additional five business days to issue the requested permit or to provide a second written notice to the permit applicant stating which of the previously identified plan features remain in noncompliance with the applicable codes or standards, with specific reference to the relevant requirements. If the state fire marshal, the proper local fire marshal, state inspector, or designated code official does not provide the second written notice within the prescribed time period, the permit shall be issued by the state fire marshal, the proper local fire marshal, state inspector, or designated code official on the next business day.

(v) If the state fire marshal, the proper local fire marshal, state inspector, or designated code official provides a second written notice of plan deficiencies to the permit applicant within the prescribed time period, the permit applicant may elect to dispute the deficiencies pursuant to this chapter, the rules and regulations promulgated thereunder, or, where applicable for existing buildings, the local governing authority's appeals process or the permit applicant may submit additional revisions to correct the deficiencies. For all revisions submitted after the first revision, the state fire marshal, the proper local fire marshal, state inspector, or designated code official shall have an additional five business days to issue the requested permit or to provide a written notice to the permit applicant stating which of the previously identified plan features remain in noncompliance with the applicable codes or standards, with specific reference to the relevant requirements.

(I) The state fire marshal may provide for the prequalification of private professional providers who may perform plan reviews pursuant to this subsection by rule or regulation authorized in Code Section 25-2-4. In addition, any local fire marshal, state inspector, or designated code official may provide for the prequalification of private professional providers who may perform plan reviews pursuant to this subsection; however, no additional local ordinance implementing prequalification shall become effective until notice of the proper local fire marshal, state inspector, or designated code official's intent to require prequalification and the specific requirements for prequalification have been advertised in the newspaper in which the sheriff's advertisements for that locality are published. The ordinance implementing prequalification shall provide for evaluation of the qualifications of a private professional provider only on the basis of the private professional provider's expertise with respect to the objectives of this subsection, as demonstrated by the private professional provider's experience, education, and training. Such ordinance may require a private professional provider to hold additional certifications, provided that such certifications are required by ordinance or state law for plan review personnel currently directly employed by such local governing authority.

(J) Nothing in this subsection shall be construed to limit any public or private right of action designed to provide protection, rights, or remedies for consumers.

(K) If the state fire marshal, the proper local fire marshal, state inspector, or designated code official determines that the building construction or plans do not comply with the applicable codes or standards, the state fire marshal, the proper local fire marshal, state inspector, or designated code official may deny the permit or request for a certificate of occupancy or certificate of completion, as appropriate, or may issue a stop-work order for the project or any portion thereof as provided by law or rule or regulation, after giving notice and opportunity to remedy the violation, if the state fire marshal, the proper local fire marshal, state inspector, or designated code official determines that noncompliance exists with state laws, adopted codes or standards, or local ordinances, provided that:

(i) The state fire marshal, the proper local fire marshal, state inspector, or designated code official shall be available to meet with the private professional provider within two business days to resolve any dispute after issuing a stop-work order or providing notice to the applicant denying a permit or request for a certificate of occupancy or certificate of completion; and

(ii) If the state fire marshal, the proper local fire marshal, state inspector, or designated code official and the private professional provider are unable to resolve the dispute, the matter shall be referred to the local enforcement agency's board of appeals, except as provided in Code Section 25-2-12 and appeals for those proposed buildings classified under paragraph (1) of subsection (b) of Code Section 25-2-13 or any existing building under the specific jurisdiction of the state fire marshal's office shall be made to the state fire marshal and further appeal shall be under Code Section 25-2-10.

(L) The state fire marshal, the proper local fire marshal, state inspector, local government, designated code official enforcement personnel, or agents of the governing authority shall be immune from liability to any person or party for any action or inaction by an owner of a building or by a private professional provider or its duly authorized representative in connection with building plan review services by private professional providers as provided in this subsection.

(M) Except as provided in this paragraph, no proper local fire marshal, state inspector, or designated code official shall adopt or enforce any rules, procedures, policies, or standards more stringent than those prescribed in this subsection related to private professional provider services.

(N) Nothing in this subsection shall limit the authority of the state fire marshal, the proper local fire marshal, state inspector, or designated code official to issue a stop-work order for a building project or any portion of such project, as provided by law or rule or regulation authorized pursuant to Code Section 25-2-4, after giving notice and opportunity to remedy the violation, if the official determines that a condition on the building site constitutes an immediate threat to public safety and welfare.

(O) When performing building code plan reviews related to determining compliance with the Georgia State Minimum Standard Codes most recently adopted by the Department of Community Affairs, the state's minimum fire safety standards adopted by the safety fire marshal, or the state's minimum accessibility standards pursuant to Chapter 3 of Title 30, a private professional provider is subject to the disciplinary guidelines of the applicable professional licensing board with jurisdiction over such private professional provider's license or certification under Chapters 4 and 15 of Title 43, as applicable. Any complaint processing, investigation, and discipline that arise out of a private professional provider's performance of the adopted building, fire safety, or accessibility codes or standards plan review services shall be conducted by the applicable professional licensing board or as allowed by state rule or regulation. Notwithstanding any disciplinary rules of the applicable professional licensing board with jurisdiction over such private professional provider's license or certification under Chapters 4 and 15 of

Title 43, the state fire marshal, the proper local fire marshal, state inspector, or designated code official enforcement personnel may decline to accept building plan reviews submitted by any private professional provider who has submitted multiple reports which required revisions due to negligence, noncompliance, or deficiencies."

SECTION 3.

This Act shall become effective on January 1, 2007.

SECTION 4.

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

Representative Heard of the 104th moved that the House agree to the Senate substitute to HB 1385.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
N Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
N Bordeaux
Borders
Y Bridges
Y Brooks
Y Brown
Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Y Channell
Y Cheokas
Y Coan
Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Franklin
Y Freeman
Y Gardner
Y Geisinger
Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Lunsford
Y Maddox
Y Mangham
Manning
Y Marin
Y Martin
Maxwell
Y May
Y McCall
McClinton
Y Meadows
E Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Mosby
Y Mosley
Y Mumford
Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Yates
Richardson, Speaker

On the motion, the ayes were 147, nays 2.

The motion prevailed.

Representative Jacobs of the 80th stated that he inadvertently voted "aye" on the preceding roll call. He wished to be recorded as voting "nay" thereon.

The following Bill of the House was taken up for the purpose of considering the second report of the Committee of Conference thereon:

HB 1216. By Representatives Freeman of the 140th, Rice of the 51st, Porter of the 143rd, Talton of the 145th, Byrd of the 20th and others:

A BILL to be entitled an Act to amend Part 5 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia Annotated, relating to equipment of law enforcement and emergency vehicles, so as to allow the use of properly equipped all-terrain vehicles by law enforcement agencies; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following second report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1216

The Committee of Conference on HB 1216 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1216 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Joseph Carter
Senator, 13th District

/s/ Mitch Seabaugh
Senator, 28th District

/s/ Ronnie Chance
Senator, 16th District

FOR THE HOUSE
OF REPRESENTATIVES:

/s/ Allen Freeman
Representative, 140th District

/s/ Jay Roberts
Representative, 154th District

/s/ Matt Dollar
Representative, 45th District

A BILL

To amend Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, so as to allow the use of properly equipped all-terrain vehicles by law enforcement agencies; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 40 of the Official Code of Georgia Annotated, relating to motor vehicles and traffic, is amended in Part 5 of Article 1 of Chapter 8, relating to equipment of law enforcement and emergency vehicles, by adding a new Code Section 40-8-91.1 immediately following Code Section 40-8-91, relating to marking and equipment of law enforcement vehicles, to read as follows:

"40-8-91.1.

(a) As used in this Code section, the term 'all-terrain vehicle' means any motorized vehicle designed for off-road use which is equipped with at least a 500 cubic centimeter engine, four or more low pressure tires, a seat to be straddled by the operator, and handlebars for steering control.

(b) Every all-terrain vehicle must comply with the equipment and marking specifications set forth in this article before such vehicle can be used by law enforcement agencies and officers upon the public roads of this state. All provisions of law relating to safe operation of law enforcement or emergency vehicles shall be applied to the operation of such all-terrain vehicles.

(c) Any all-terrain vehicle which is operated by law enforcement agencies and officers upon the public roads of this state shall be registered and licensed in accordance with the provisions of Code Section 40-2-37."

SECTION 2.

This Act shall become effective on July 1, 2006.

SECTION 3.

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

Representative Freeman of the 140th moved that the House adopt the second report of the Committee of Conference on HB 1216.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw

Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Dodson
N Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Gardner
Y Geisinger
Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
E Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Wix
Yates
Richardson, Speaker

On the motion, the ayes were 153, nays 1.

The motion prevailed.

The following Bill of the House was taken up for the purpose of considering the report of the Committee of Conference thereon:

HB 1178. By Representatives Hill of the 180th, Channell of the 116th, Cooper of the 41st, Brown of the 69th, Jenkins of the 8th and others:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the establishment of a program through which unused prescription drugs may be distributed for use by medically indigent persons; to provide for a short title; to provide for definitions; to provide for a pilot program; to provide for the establishment of rules and regulations; to provide for timelines; to provide for limited liability; to provide for construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1178

The Committee of Conference on HB 1178 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1178 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ Dan Thomas Senator, 54th District	/s/ Cooper Representative, 41st District
/s/ Goggans Senator, 7th District	/s/ Channell Representative, 116th District
/s/ Nancy Schaefer Senator, 50th District	/s/ Cecily Hill Representative, 180th District

A BILL

To amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the establishment of a program through which unused prescription drugs may be distributed for use by medically indigent persons; to provide for a short title; to provide for definitions; to provide for a pilot program; to provide for the establishment of rules and regulations; to provide for timelines; to provide for limited liability; to provide for construction; to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to provide for certain coverage for pharmacy restocking fees; to amend Code Section 16-12-142 of the Official Code of Georgia Annotated, relating to requiring medical facilities or physicians to perform abortions and requiring others to assist, so as to provide that a pharmacist who states in writing an objection to any abortion shall not be required to fill a prescription for a drug if the purpose of the drug is to terminate a pregnancy; to provide that such refusal shall not be the basis for any claim for damages; to provide for the duration of the effectiveness of the written objection; to amend Chapter 34 of Title 31 of the Official Code of Georgia Annotated, relating to physicians for rural areas assistance, so as to revise the purpose of the chapter; to revise certain provisions regarding priority for certain specialties; to amend Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and

related institutions, so as to revise a definition; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, is amended by adding a new Article 11 to read as follows:

"ARTICLE 11

26-4-190.

This article shall be known and may be cited as the 'Utilization of Unused Prescription Drugs Act.'

26-4-191.

As used in this article, the term:

(1) 'Controlled substance' means a drug, substance, or immediate precursor in Schedules I through V of Code Sections 16-13-25 through 16-13-29 and Schedules I through V of 21 C.F.R. Part 1308.

(2) 'Health care facility' means an institution which is licensed as a nursing home, intermediate care home, personal care home, home health agency, or hospice pursuant to Chapter 7 of Title 31.

(3) 'Medically indigent person' means:

(A) A person who is Medicaid eligible under the laws of this state; or

(B) A person:

(i) Who is without health insurance; or

(ii) Who has health insurance that does not cover the injury, illness, or condition for which treatment is sought; and

whose family income does not exceed 200 percent of the federal poverty level as defined annually by the federal Office of Management and Budget.

26-4-192.

(a) The Georgia State Board of Pharmacy, the Department of Human Resources, and the Department of Community Health shall jointly develop and implement a state-wide program consistent with public health and safety standards through which unused prescription drugs, other than prescription drugs defined as controlled substances, may be transferred from health care facilities to pharmacies designated or approved by the Department of Human Resources for the purpose of distributing such drugs to residents of this state who are medically indigent persons.

(b) The Georgia State Board of Pharmacy, the Department of Human Resources, and the Department of Community Health shall be authorized to develop and implement a pilot program to determine the safest and most beneficial manner of implementing the

program prior to the state-wide implementation of the program required in subsection (a) of this Code section.

(c) The Georgia State Board of Pharmacy, in consultation with the Department of Human Resources and the Department of Community Health, shall develop and promulgate rules and regulations to establish procedures necessary to implement the program and pilot program, if applicable, provided for in this Code section. The rules and regulations shall provide, at a minimum:

(1) For an inclusionary formulary for the prescription drugs to be distributed pursuant to the program;

(2) For the protection of the privacy of the individual for whom a prescription drug was originally prescribed;

(3) For the integrity and safe storage and safe transfer of the prescription drugs, which may include, but shall not be limited to, limiting the drugs made available through the program to those that were originally dispensed by unit dose or an individually sealed dose and that remain in intact packaging; provided, however, that the rules and regulations shall authorize the use of any remaining prescription drugs;

(4) For the tracking of and accountability for the prescription drugs; and

(5) For other matters necessary for the implementation of the program.

(d) The state-wide program required by this Code section shall be implemented no later than January 1, 2007, unless a pilot program is implemented pursuant to subsection (b) of this Code section, in which case state-wide implementation shall occur no later than July 1, 2008.

26-4-193.

In accordance with the rules and regulations promulgated pursuant to Code Section 26-4-192, the resident of a health care facility, or the representative or guardian of a resident, may donate unused prescription drugs, other than prescription drugs defined as controlled substances, for dispensation to medically indigent persons.

26-4-194.

(a) Physicians, pharmacists, other health care professionals when acting within the scope of practice of their respective licenses, and health care facilities shall not be subject to liability for transferring or receiving unused prescription drugs pursuant to this article and in good faith compliance with the rules and regulations promulgated pursuant to Code Section 26-4-192.

(b) Pharmacists and pharmacies shall not be subject to liability for dispensing unused prescription drugs pursuant to this article when such services are provided without reimbursement and when performed within the scope of their practice and in good faith compliance with the rules and regulations promulgated pursuant to Code Section 26-4-192. For purposes of this subsection, a restocking fee paid to a pharmacy pursuant to Code Section 49-4-152.5 shall not be considered reimbursement.

(c) Nothing in this Code section shall be construed as affecting, modifying, or eliminating the liability of a manufacturer of prescription drugs or its employees or

agents under any legal claim, including but not limited to product liability claims. Drug manufacturers shall not be subject to liability for any acts or omissions of any physician, pharmacist, other health care professional, health care facility, or pharmacy providing services pursuant to this article.

(d) Drug manufacturers shall not be subject to criminal prosecution or liability in tort or other civil action for injury, death, or loss to person or property for the donation, acceptance, or dispensing of a drug under the program or for the failure to transfer or communicate product or consumer information or the expiration date of a drug donated under the program.

26-4-195.

This article shall be construed in concert with Code Section 49-4-152.3."

SECTION 2.

Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, is amended by adding a new Code section to read as follows:

"49-4-152.5.

In the provision of medical assistance pursuant to this article, the department shall allow for the payment and coverage of appropriate restocking fees incurred by a pharmacy which receives and dispenses prescription drugs pursuant to the 'Utilization of Unused Prescription Drugs Act' in Article 11 of Chapter 4 of Title 26."

SECTION 2A.

Code Section 16-12-142 of the Official Code of Georgia Annotated, relating to requiring medical facilities or physicians to perform abortions and requiring others to assist, is amended by striking such Code section and inserting in its place the following:

"16-12-142.

(a) Nothing in this article shall require a hospital or other medical facility or physician to admit any patient under the provisions of this article for the purpose of performing an abortion. In addition, any person who states in writing an objection to any abortion or all abortions on moral or religious grounds shall not be required to participate in procedures which will result in such abortion; and the refusal of the person to participate therein shall not form the basis of any claim for damages on account of such refusal or for any disciplinary or recriminatory action against the person. The written objection shall remain in effect until the person revokes it or terminates his association with the facility with which it is filed.

(b) Any pharmacist who states in writing an objection to any abortion or all abortions on moral or religious grounds shall not be required to fill a prescription for a drug which purpose is to terminate a pregnancy; and the refusal of the person to fill such prescription shall not form the basis of any claim for damages on account of such refusal or for any disciplinary or recriminatory action against the person; provided, however, that the pharmacist shall make all reasonable efforts to locate another

pharmacist who is willing to fill such prescription or shall immediately return the prescription to the prescription holder. The written objection shall remain in effect until the person revokes it or terminates his or her association with the facility with which it is filed. Nothing in this subsection shall be construed to authorize a pharmacist to refuse to fill a prescription for birth control medication, including any process, device, or method to prevent pregnancy and including any drug or device approved by the federal Food and Drug Administration for such purpose."

SECTION 2B.

Chapter 34 of Title 31 of the Official Code of Georgia Annotated, relating to physicians for rural areas assistance, is amended by striking Code Section 31-34-2, relating to the purpose of the chapter, and inserting in lieu thereof the following:

"31-34-2.

It is the purpose of this chapter to increase the number of physicians in physician under served rural areas of Georgia by making loans to ~~young~~ physicians who ~~recently~~ have completed their medical education and allowing such loans to be repaid by such physicians agreeing to practice medicine in such rural areas."

SECTION 2C.

Said chapter is further amended in Code Section 31-34-4, relating to loan applicant qualifications and rules and regulations, by striking subsection (c) and inserting in lieu thereof the following:

"(c) The board is authorized to consider among other criteria for granting loans under the provisions of this chapter the state residency status and home area of the applying physician and to give priority to those applicants who are physicians ~~specializing in and actively practicing obstetrics~~ actively practicing or beginning active practice in specialties experiencing shortages or distribution problems in rural areas of this state as determined by the board pursuant to rules and regulations adopted by it in accordance with this chapter. ~~After giving such priority, the board may also consider, in the following order of priority, the applications of physicians specializing in obstetrics/gynecology, family practice, general practice, general internal medicine, general pediatrics, general surgery, psychiatry, or other medical specialties approved by the board.~~"

SECTION 2D.

Chapter 7 of Title 31 of the Official Code of Georgia Annotated, relating to regulation of hospitals and related institutions, is amended in Code Section 31-7-94.1, relating to definitions, by striking paragraph (3) and inserting in lieu thereof the following:

"(3) 'Rural county' means a county having a population of less than 35,000 according to the United States decennial census of 1990 or any future such census; provided, however, that for counties which contain a military base or installation, the military personnel and their dependents living in such county shall be excluded from the total population of such county for purposes of this definition."

SECTION 3.

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

Representative Hill of the 180th moved that the House adopt the report of the Committee of Conference on HB 1178.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
N Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
N Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Gardner
Y Geisinger
Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
N Jackson
Y Jacobs
Y James
Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
N Lindsey
Y Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Y Mangham
Y Manning
Marin
Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
E Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Y Scott, M
Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
N Teilhet
Y Thomas, A.M
Y Thomas, B
Tumlin
Y Walker
Y Warren
Watson
Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the motion, the ayes were 150, nays 5.

The motion prevailed.

Representative Jacobs of the 80th stated that he inadvertently voted "aye" on the preceding roll call. He wished to be recorded as voting "nay" thereon.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 1073. By Representatives O`Neal of the 146th, Talton of the 145th, Ray of the 136th and Floyd of the 147th:

A BILL to be entitled an Act to amend Code Section 15-6-2 of the O.C.G.A., relating to the number of judges of superior courts, so as to provide for a third judge of the superior courts of the Houston Judicial Circuit; to provide for the appointment of such additional judge by the Governor; to provide for the election of successors to the judge initially appointed; to prescribe the powers of said judge; to prescribe the compensation, salary, and expense allowance of said judge to be paid by the State of Georgia and the counties comprising said circuit; to authorize the judges of said court to divide and allocate the work and duties thereof; to authorize the governing authority of the counties which comprise the Houston Judicial Circuit to provide facilities, office space, supplies, equipment, and personnel for said judges; to declare inherent authority; to provide for a conditional effective date; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Code Section 15-6-2 of the Official Code of Georgia Annotated, relating to the number of judges of superior court, so as to provide for a third judge of the superior courts of the Blue Ridge Judicial Circuit, a sixth judge of the superior courts of the Coweta Judicial Circuit, a third judge of the superior courts of the Houston Judicial Circuit, and a third judge of the superior courts of the Paulding Judicial Circuit; to provide for the appointment of such additional judges by the Governor; to provide for the election of successors to the judges initially appointed; to prescribe the powers of such judges; to prescribe the compensation, salary, and expense allowance of such judges to be paid by the State of Georgia and the counties comprising said circuits; to authorize the judges of such circuits to divide and allocate the work and duties thereof; to provide for the manner of impaneling jurors; to provide for an additional court reporter for such circuits; to authorize the governing authority of the counties that comprise such circuits to provide facilities, office space, supplies, equipment, and personnel for such judges; to declare inherent authority; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

Part I
SECTION 1-1.

Code Section 15-6-2 of the Official Code of Georgia Annotated, relating to the number of judges of superior courts, is amended by striking paragraphs (6), (14), (21), and (31.1) and inserting their place new paragraphs to read as follows:

"(6) Blue Ridge Circuit ..... ~~2~~ 3"
"(14) Coweta Circuit ..... ~~5~~ 6"
"(21) Houston Circuit ..... ~~2~~ 3"
"(31.1) Paulding Circuit ..... ~~2~~ 3"

Part II
SECTION 2-1.

One additional judge of the superior courts is added to the Blue Ridge Judicial Circuit, thereby increasing to three the number of judges of said circuit.

SECTION 2-2.

Said additional judge shall be appointed by the Governor for a term beginning January 1, 2007, and continuing through December 31, 2008, and until his or her successor is elected and qualified; such judge shall take office on the date of his or her appointment by the Governor. His or her successor shall be elected in the manner provided by law for the election of judges of the superior courts of this state at the nonpartisan judicial election in 2008, for a term of four years beginning on January 1, 2009, and until his or her successor is elected and qualified. Future successors shall be elected at the nonpartisan judicial election each four years after such election for terms of four years and until their successors are elected and qualified. They shall take office on the first day of January following the date of the election.

SECTION 2-3.

The additional judge of the superior courts of the Blue Ridge Judicial Circuit of Georgia shall have and may exercise all powers, duties, dignity, jurisdiction, privileges, and immunities of the present judges of the superior courts of this state. Any of the judges of the Blue Ridge Judicial Circuit may preside over any cause, whether in their own or in other circuits, and perform any official act as judge thereof, including sitting on appellate courts as provided by law.

SECTION 2-4.

The qualifications of such additional judge and his or her successors and his or her compensation, salary, and expense allowance from the State of Georgia and from the county comprising the Blue Ridge Judicial Circuit shall be the same as are now provided

by law for all other superior court judges. The provisions, if any, enacted for the supplementation by the county of said circuit of the salary of the judges of the superior courts of the Blue Ridge Judicial Circuit shall also be applicable to the additional judge provided for by this Act.

SECTION 2-5.

All writs and processes in the superior courts of the Blue Ridge Judicial Circuit shall be returnable to the terms of said superior courts as they are now fixed and provided by law, or as they may hereafter be fixed or determined by law, and all terms of said courts shall be held in the same manner as though there were but one judge, it being the intent and purpose of this Act to provide three judges equal in jurisdiction and authority to attend and perform the functions, powers, and duties of the judges of said superior courts and to direct and conduct all hearings and trials in said courts.

SECTION 2-6.

Upon and after qualification of the additional judge of the superior court of the Blue Ridge Judicial Circuit, the three judges of said court may adopt, promulgate, amend, and enforce such rules of practice and procedure in consonance with the Constitution and laws of the State of Georgia as they deem suitable and proper for the effective transaction of the business of the court; and, in transacting the business of the court and in performing their duties and responsibilities, they shall share, divide, and allocate the work and duties to be performed by each. In the event of a disagreement among the judges in respect hereof, the majority shall rule, or failing a majority, the decision of the senior judge in point of service, who shall be known as the chief judge, shall be controlling.

SECTION 2-7.

The drawing and impaneling of all jurors, whether grand, petit, or special, may be by any of the judges of the superior court of said circuit; and they, or any one of them, shall have full power and authority to draw and impanel jurors for service in said courts so as to have jurors for the trial of cases before any of said judges separately or before each of them at the same time.

SECTION 2-8.

The three judges of the Blue Ridge Judicial Circuit shall be authorized and empowered to appoint an additional court reporter for such circuit, whose compensation shall be as now or hereafter provided by law.

SECTION 2-9.

All writs, processes, orders, subpoenas, and any other official paper issuing out of the superior courts of the Blue Ridge Judicial Circuit may bear teste in the name of any judge of the Blue Ridge Judicial Circuit, and when issued by and in the name of any judge of said circuit shall be fully valid and may be heard and determined before the same or any

other judge of said circuit. Any judge of said circuit may preside over any case therein and perform any official act as judge thereof.

SECTION 2-10.

Upon request of any judge of the circuit, the governing authority of the county comprising the Blue Ridge Judicial Circuit is authorized to furnish the judges of said circuit with suitable courtrooms and facilities, office space, telephones, furniture, office equipment, supplies, and such personnel as may be considered necessary by the court to the proper function of the court. All of the expenditures authorized in this Act are declared to be an expense of the court and payable out of the county treasury as such.

Part III

Reserved

Part IV

SECTION 4-1.

One additional judge of the superior courts is added to the Coweta Judicial Circuit, thereby increasing to six the number of judges of said circuit.

SECTION 4-2.

Said additional judge shall be appointed by the Governor for a term beginning January 1, 2007, and continuing through December 31, 2008, and until his or her successor is elected and qualified; such judge shall take office on the date of his or her appointment by the Governor. His or her successor shall be elected in the manner provided by law for the election of judges of the superior courts of this state at the nonpartisan judicial election in 2008, for a term of four years beginning on January 1, 2009, and until his or her successor is elected and qualified. Future successors shall be elected at the nonpartisan judicial election each four years after such election for terms of four years and until their successors are elected and qualified. They shall take office on the first day of January following the date of the election.

SECTION 4-3.

The additional judge of the superior courts of the Coweta Judicial Circuit of Georgia shall have and may exercise all powers, duties, dignity, jurisdiction, privileges, and immunities of the present judges of the superior courts of this state. Any of the judges of the Coweta Judicial Circuit may preside over any cause, whether in their own or in other circuits, and perform any official act as judge thereof, including sitting on appellate courts as provided by law.

SECTION 4-4.

The qualifications of such additional judge and his or her successors and his or her compensation, salary, and expense allowance from the State of Georgia and from the

counties comprising the Coweta Judicial Circuit shall be the same as are now provided by law for all other superior court judges. The provisions, if any, enacted for the supplementation by the counties of said circuit of the salary of the judges of the superior courts of the Coweta Judicial Circuit shall also be applicable to the additional judge provided for by this Act.

SECTION 4-5.

All writs and processes in the superior courts of the Coweta Judicial Circuit shall be returnable to the terms of said superior courts as they are now fixed and provided by law, or as they may hereafter be fixed or determined by law, and all terms of said courts shall be held in the same manner as though there were but one judge, it being the intent and purpose of this Act to provide six judges equal in jurisdiction and authority to attend and perform the functions, powers, and duties of the judges of said superior courts and to direct and conduct all hearings and trials in said courts.

SECTION 4-6.

Upon and after qualification of the additional judge of the superior court of the Coweta Judicial Circuit, the six judges of such circuit may adopt, promulgate, amend, and enforce such rules of practice and procedure in consonance with the Constitution and laws of the State of Georgia as they deem suitable and proper for the effective transaction of the business of the court; and, in transacting the business of the court and in performing their duties and responsibilities, they shall share, divide, and allocate the work and duties to be performed by each. In the event of a disagreement among the judges in respect hereof, the majority shall rule, or failing a majority, the decision of the senior judge in point of service, who shall be known as the chief judge, shall be controlling. The six judges of the superior courts of the Coweta Judicial Circuit shall have and are clothed with full power, authority, and discretion to determine from time to time and term to term the manner of calling the dockets, fixing the calendars, and order of business in such courts. They may assign to one of such judges the hearing of trials by jury for a term and the hearing of all other matters not requiring a trial by jury to the other judges, and they may rotate such order of business at the next term. They may conduct trials by jury at the same time in the same county or otherwise within such circuit, or they may hear chambers business and motion business at the same time at any place within such circuit. They may provide in all respects for holding the superior courts of such circuit so as to facilitate the hearing and determination of all the business of such courts at any time pending and ready for trial or hearing. In all such matters relating to the fixing, arranging for, and disposing of the business of such courts and making appointments as authorized by law where the judges thereof cannot agree or shall differ, the opinion or order of the chief judge as provided for in this Act shall control.

SECTION 4-7.

The drawing and impaneling of all jurors, whether grand, petit, or special, may be by any of the judges of the superior court of said circuit; and they, or any one of them, shall have

full power and authority to draw and impanel jurors for service in said courts so as to have jurors for the trial of cases before any of said judges separately or before each of them at the same time.

SECTION 4-8.

The six judges of the Coweta Judicial Circuit shall be authorized and empowered to appoint an additional court reporter for such circuit, whose compensation shall be as now or hereafter provided by law.

SECTION 4-9.

All writs, processes, orders, subpoenas, and any other official paper issuing out of the superior courts of the Coweta Judicial Circuit may bear teste in the name of any judge of the Coweta Judicial Circuit and, when issued by and in the name of any judge of said circuit, shall be fully valid and may be heard and determined before the same or any other judge of said circuit. Any judge of said circuit may preside over any case therein and perform any official act as judge thereof.

SECTION 4-10.

Upon request of any judge of the circuit, the governing authorities of the counties comprising the Coweta Judicial Circuit are authorized to furnish the judges of such circuit with suitable courtrooms and facilities, office space, telephones, furniture, office equipment, supplies, and such personnel as may be considered necessary by the court to the proper function of the court. All of the expenditures authorized in this Act are declared to be an expense of the court and payable out of the county treasury as such.

Part V

Reserved.

Part VI

SECTION 6-1.

One additional judge of the superior courts is added to the Houston Judicial Circuit, thereby increasing to three the number of judges of said circuit.

SECTION 6-2.

Said additional judge shall be appointed by the Governor for a term beginning January 1, 2007, and continuing through December 31, 2008, and until his or her successor is elected and qualified; such judge shall take office on the date of his or her appointment by the Governor. His or her successor shall be elected in the manner provided by law for the election of judges of the superior courts of this state at the nonpartisan judicial election in 2008, for a term of four years beginning on January 1, 2009, and until his or her successor is elected and qualified. Future successors shall be elected at the nonpartisan judicial election each four years after such election for terms of four years

and until their successors are elected and qualified. They shall take office on the first day of January following the date of the election.

SECTION 6-3.

The additional judge of the superior courts of the Houston Judicial Circuit of Georgia shall have and may exercise all powers, duties, dignity, jurisdiction, privileges, and immunities of the present judges of the superior courts of this state. Any of the judges of the Houston Judicial Circuit may preside over any cause, whether in their own or in other circuits, and perform any official act as judge thereof, including sitting on appellate courts as provided by law.

SECTION 6-4.

The qualifications of such additional judge and his or her successors and his or her compensation, salary, and expense allowance from the State of Georgia and from the county comprising the Houston Judicial Circuit shall be the same as are now provided by law for all other superior court judges. The provisions, if any, enacted for the supplementation by the county of said circuit of the salary of the judges of the superior courts of the Houston Judicial Circuit shall also be applicable to the additional judge provided for by this Act.

SECTION 6-5.

All writs and processes in the superior courts of the Houston Judicial Circuit shall be returnable to the terms of said superior courts as they are now fixed and provided by law, or as they may hereafter be fixed or determined by law, and all terms of said courts shall be held in the same manner as though there were but one judge, it being the intent and purpose of this Act to provide three judges equal in jurisdiction and authority to attend and perform the functions, powers, and duties of the judges of said superior courts and to direct and conduct all hearings and trials in said courts.

SECTION 6-6.

Upon and after qualification of the additional judge of the superior court of the Houston Judicial Circuit, the three judges of said court may adopt, promulgate, amend, and enforce such rules of practice and procedure in consonance with the Constitution and laws of the State of Georgia as they deem suitable and proper for the effective transaction of the business of the court; and, in transacting the business of the court and in performing their duties and responsibilities, they shall share, divide, and allocate the work and duties to be performed by each. In the event of a disagreement among the judges in respect hereof, the majority shall rule, or failing a majority, the decision of the senior judge in point of service, who shall be known as the chief judge, shall be controlling.

SECTION 6-7.

The drawing and impaneling of all jurors, whether grand, petit, or special, may be by any of the judges of the superior court of said circuit; and they, or any one of them, shall have full power and authority to draw and impanel jurors for service in said courts so as to have jurors for the trial of cases before any of said judges separately or before each of them at the same time.

SECTION 6-8.

The three judges of the Houston Judicial Circuit shall be authorized and empowered to appoint an additional court reporter for such circuit, whose compensation shall be as now or hereafter provided by law.

SECTION 6-9.

All writs, processes, orders, subpoenas, and any other official paper issuing out of the superior courts of the Houston Judicial Circuit may bear teste in the name of any judge of the Houston Judicial Circuit, and when issued by and in the name of any judge of said circuit shall be fully valid and may be heard and determined before the same or any other judge of said circuit. Any judge of said circuit may preside over any case therein and perform any official act as judge thereof.

SECTION 6-10.

Upon request of any judge of the circuit, the governing authority of the county comprising the Houston Judicial Circuit are authorized to furnish the judges of said circuit with suitable courtrooms and facilities, office space, telephones, furniture, office equipment, supplies, and such personnel as may be considered necessary by the court to the proper function of the court. All of the expenditures authorized in this Act are declared to be an expense of the court and payable out of the county treasury as such.

Part VII
SECTION 7-1.

One additional judge of the superior courts is added to the Paulding Judicial Circuit, thereby increasing to three the number of judges of said circuit.

SECTION 7-2.

Said additional judge shall be appointed by the Governor for a term beginning January 1, 2007, and continuing through December 31, 2008, and until his or her successor is elected and qualified; such judge shall take office on the date of his or her appointment by the Governor. His or her successor shall be elected in the manner provided by law for the election of judges of the superior courts of this state at the nonpartisan judicial election in 2008, for a term of four years beginning on January 1, 2009, and until his or her successor is elected and qualified. Future successors shall be elected at the nonpartisan judicial election each four years after such election for terms of four years

and until their successors are elected and qualified. They shall take office on the first day of January following the date of the election.

SECTION 7-3.

The additional judge of the superior courts of the Paulding Judicial Circuit of Georgia shall have and may exercise all powers, duties, dignity, jurisdiction, privileges, and immunities of the present judges of the superior courts of this state. Any of the judges of the Paulding Judicial Circuit may preside over any cause, whether in their own or in other circuits, and perform any official act as judge thereof, including sitting on appellate courts as provided by law.

SECTION 7-4.

The qualifications of such additional judge and his or her successors and his or her compensation, salary, and expense allowance from the State of Georgia and from the county comprising the Paulding Judicial Circuit shall be the same as are now provided by law for all other superior court judges. The provisions, if any, enacted for the supplementation by the county of said circuit of the salary of the judges of the superior courts of the Paulding Judicial Circuit shall also be applicable to the additional judge provided for by this Act.

SECTION 7-5.

All writs and processes in the superior courts of the Paulding Judicial Circuit shall be returnable to the terms of said superior courts as they are now fixed and provided by law, or as they may hereafter be fixed or determined by law, and all terms of said courts shall be held in the same manner as though there were but one judge, it being the intent and purpose of this Act to provide three judges equal in jurisdiction and authority to attend and perform the functions, powers, and duties of the judges of said superior courts and to direct and conduct all hearings and trials in said courts.

SECTION 7-6.

Upon and after qualification of the additional judge of the superior court of the Paulding Judicial Circuit, the three judges of said court may adopt, promulgate, amend, and enforce such rules of practice and procedure in consonance with the Constitution and laws of the State of Georgia as they deem suitable and proper for the effective transaction of the business of the court; and, in transacting the business of the court and in performing their duties and responsibilities, they shall share, divide, and allocate the work and duties to be performed by each. In the event of a disagreement among the judges in respect hereof, the majority shall rule, or failing a majority, the decision of the senior judge in point of service, who shall be known as the chief judge, shall be controlling.

SECTION 7-7.

The drawing and impaneling of all jurors, whether grand, petit, or special, may be by any of the judges of the superior court of said circuit; and they, or any one of them, shall have full power and authority to draw and impanel jurors for service in said courts so as to have jurors for the trial of cases before any of said judges separately or before each of them at the same time.

SECTION 7-8.

The three judges of the Paulding Judicial Circuit shall be authorized and empowered to appoint an additional court reporter for such circuit, whose compensation shall be as now or hereafter provided by law.

SECTION 7-9.

All writs, processes, orders, subpoenas, and any other official paper issuing out of the superior courts of the Paulding Judicial Circuit may bear teste in the name of any judge of the Paulding Judicial Circuit, and when issued by and in the name of any judge of said circuit shall be fully valid and may be heard and determined before the same or any other judge of said circuit. Any judge of said circuit may preside over any case therein and perform any official act as judge thereof.

SECTION 7-10.

Upon request of any judge of the circuit, the governing authority of the county comprising the Paulding Judicial Circuit is authorized to furnish the judges of said circuit with suitable courtrooms and facilities, office space, telephones, furniture, office equipment, supplies, and such personnel as may be considered necessary by the court to the proper function of the court. All of the expenditures authorized in this Act are declared to be an expense of the court and payable out of the county treasury as such.

Part VIII
SECTION 8-1.

Nothing in this Act shall be deemed to limit or restrict the inherent powers, duties, and responsibilities of superior court judges provided by the Constitution and statutes of the State of Georgia.

SECTION 8-2.

(a) For purposes of making the initial appointment of the judge to fill the superior court judgeships created by this Act, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.
(b) For all other purposes, Parts II, IV, VI, and VII of this Act shall become effective January 1, 2007.
(c) For all other purposes, Parts I, III, V, and VIII of this Act shall become effective upon this Act's approval by the Governor or upon its becoming law without such approval.

SECTION 8-3.

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

Representative O`Neal of the 146th moved that the House agree to the Senate substitute to HB 1073.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
N Byrd
Y Carter
Y Casas
N Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Y Davis
Y Day
Y Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
N Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Floyd, H
Y Floyd, J
Y Fludd
Forster
N Franklin
Y Freeman
Y Gardner
Y Geisinger
Golick
Y Graves, D
Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Lindsey
Y Lord
Y Loudermilk
Y Lucas
N Lunsford
Y Maddox
Y Mangham
Y Manning
Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
E Millar
Y Mills
Y Mitchell
Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Parham
Y Parrish
Y Parsons
Porter
Y Powell
Y Ralston
Y Randall
Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Watson
Wilkinson
Y Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson,
Speaker

On the motion, the ayes were 148, nays 5.

The motion prevailed.

Representative Byrd of the 20th stated that she inadvertently voted "nay" on the preceding roll call. Se wished to be recorded as voting "aye" thereon.

Representative Lindsey of the 54th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bill of the House was taken up for the purpose of considering the Senate's insistence on its position in substituting the same:

HB 1008. By Representative Carter of the 159th:

> A BILL to be entitled an Act to amend Article 9 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, the "Georgia Hospice Law," so as to provide that palliative care may be provided under hospice to patients with advanced and progressive diseases with a life expectancy of more than six months; to revise certain definitions relating to hospice care; to provide for construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

Representative Carter of the 159th moved that the House recede from its position in disagreeing to the Senate substitute to HB 1008.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	O'Neal	Y Stephens
Y Buckner, G	Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin

Y Carter	Graves, T	Lane, R	Y Ralston	Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Cheokas	N Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Rynders	Richardson, Speaker

On the motion, the ayes were 150, nays 1.

The motion prevailed.

The following Bill of the Senate was taken up for the purpose of considering the report of the Committee of Conference thereon:

SB 503. By Senators Hamrick of the 30th and Hill of the 4th:

A BILL to be entitled an Act to amend Chapter 21A of Title 15, Title 17, and Code Section 42-8-34.1 of the O.C.G.A., relating respectively to judicial accounting, criminal procedure, and to legal defense for indigents, requirements for revocation of probated or suspended sentence, so as to change certain provisions relating to the Georgia Public Defender Standards Council and the provision of legal services to indigent persons; to clarify that the application fee for indigent defense services is not a prerequisite to obtaining legal services; to specify the types of standards that shall be submitted to the General Oversight Committee for the Georgia Public Defender Standards Council; to change certain provisions relating to the budget for the Office of the Georgia Capital Defender; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 503

The Committee of Conference on SB 503 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 503 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ Rogers Senator, 21st District	/s/ Crawford Representative, 127th District
/s/ Mullis Senator, 53rd District	/s/ May Representative, 111th District
/s/ Tolleson Senator, 20th District	/s/ Ralston Representative, 7th District

A BILL

To amend Chapter 21A of Title 15 and Title 17 of the Official Code of Georgia Annotated, relating respectively to judicial accounting and criminal procedure, so as to change certain provisions relating to the Georgia Public Defender Standards Council and the provision of legal services to indigent persons; to clarify that the application fee for indigent defense services is not a prerequisite to obtaining legal services; to provide for certain continuances; to provide that such fee may be paid as a condition of probation; to define an indigent person with respect to the federal poverty level; to provide for staggered terms for the councilmembers of the Georgia Public Defender Standards Council; to change certain provisions relating to the standards created by the Georgia Public Defender Standards Council; to change certain provisions relating to guidelines for determining indigency; to change certain provisions relating to the budget of the council; to provide that public defenders shall not be authorized to utilize a badge, shield, or similar item; to change certain provisions relating to public defenders; to change certain provisions relating to contracting with the Department of Administrative Services for personnel paid by local governments; to change certain provisions relating to the budget for the Office of the Georgia Capital Defender; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 21A of Title 15 of the Official Code of Georgia Annotated, relating to judicial accounting, is amended by striking subsections (b) and (e) of Code Section 15-21A-6, relating to additional filing fees and application fee for free legal services, and inserting in lieu thereof the following:

"(b) Any person who applies for or receives legal defense services under Chapter 12 of Title 17 shall pay the entity providing the services a single fee of $50.00 for the application for, receipt of, or application for and receipt of such services. The application fee may not be imposed if the payment of the fee is waived by the court.

The court shall waive the fee if it finds that the applicant is unable to pay the fee or that hardship will result if the fee is charged. If the application fee required by this subsection has not been paid or waived at the time the defendant is sentenced, the court shall impose such fee as a condition of probation."

"(e) A public entity other than an entity providing legal defense services under Chapter 12 of Title 17 may charge, in addition to any other fee or surcharge authorized by law, a $50.00 application fee unless waived by the court for inability to pay or hardship. If the application fee required by this subsection has not been paid or waived at the time the defendant is sentenced, the court shall impose such fee as a condition of probation. Any such fee shall be retained by the entity providing the services or used as otherwise provided by law and shall not be subject to payment to the authority or deposit into the state treasury."

SECTION 2.

Title 17 of the Official Code of Georgia Annotated, relating to criminal procedure, is amended in Chapter 10, relating to sentence and punishment, by adding a new Code section to read as follows:

"17-10-8.1.

In any case in which a defendant receives legal defense services pursuant to Chapter 12 of Title 17 where the defendant has not paid the application fee required by Code Section 15-21A-6 and the court has not waived such fee at the time of sentencing, the court shall impose such fee as a condition of probation."

SECTION 3.

Said title is further amended by designating the existing portion of Code Section 17-8-26, relating to grounds for granting continuances when a party or a party's attorney is in attendance at the General Assembly, as subsection (a) and by inserting a new subsection (b) at the end of such Code section to read as follows:

"(b) A continuance and stay shall also be granted for such other times as the member of the General Assembly or staff member certifies to the court that his or her presence elsewhere is required by his or her duties with the General Assembly."

SECTION 4.

Said title is further amended by striking Code Section 17-12-2, relating to definitions, and inserting in lieu thereof the following:

"17-12-2.

As used in this chapter, the term:

(1) 'Assistant public defender' means an attorney who is employed by any circuit public defender or conflict defender office.

(2) 'Circuit public defender' means the head of a public defender office providing indigent defense representation within any given judicial circuit of this state.

(3) 'Circuit public defender office' means the office of any of the several circuit public defenders.

(4) 'Council' means the Georgia Public Defender Standards Council.

(5) 'Indigent person' or 'indigent defendant' means:

(A) A person charged with a misdemeanor, violation of probation, or a municipal, county, or juvenile offense punishable by imprisonment who earns or, in the case of a juvenile, whose parents earn, less than 125 percent of the federal poverty guidelines unless there is evidence that the person has other resources that might reasonably be used to employ a lawyer without undue hardship on the person or his or her dependents; and

(B) A person charged with a felony who earns or, in the case of a juvenile, whose parents earn, less than 150 percent of the federal poverty guidelines unless there is evidence that the person has other resources that might reasonably be used to employ a lawyer without undue hardship on the person or his or her dependents.

In no case shall a person whose maximum income level exceeds 150 percent of the federal poverty level or, in the case of a juvenile, whose household income exceeds 150 percent of the federal poverty level be an indigent person or indigent defendant.

(6) 'Public defender' means an attorney who is employed in a circuit public defender office or conflict defender office or who represents an indigent person pursuant to this chapter."

SECTION 5.

Said title is further amended by striking Code Section 17-12-3, relating to the Georgia Public Defender Standards Council's creation and membership, and inserting in lieu thereof the following:

"17-12-3.

(a) There is created the Georgia Public Defender Standards Council to be composed of 11 members.

(b) Ten members ~~The membership~~ of the council shall be appointed as follows:

(1) Two members shall be appointed by the Governor, the Lieutenant Governor, the Speaker of the House of Representatives, the Chief Justice of the Supreme Court of Georgia, and the Chief Judge of the Georgia Court of Appeals as further set forth in paragraph (2) of this subsection. The members of the council shall be individuals with significant experience working in the criminal justice system or who have demonstrated a strong commitment to the provision of adequate and effective representation of indigent defendants. The ~~These~~ members shall serve terms of four years; provided, however, that the members appointed from the even-numbered judicial administration circuits shall serve initial terms of six years and thereafter shall serve terms of four years;

(2) The members appointed pursuant to paragraph (1) of this subsection shall be chosen so that each of the ten judicial administration districts in the state is represented and so that each appointing authority shall rotate the particular judicial administration district for which he or she is responsible for appointing. The appointments shall be as follows:

(A) For the initial appointments:

(i) The Governor shall appoint one person who resides in judicial administration district 1 and one person who resides in judicial administration district 2;

(ii) The Lieutenant Governor shall appoint one person who resides in judicial administration district 3 and one person who resides in judicial administration district 4;

(iii) The Speaker of the House of Representatives shall appoint one person who resides in judicial administration district 5 and one person who resides in judicial administration district 6;

(iv) The Chief Justice of the Supreme Court of Georgia shall appoint one person who resides in judicial administration district 7 and one person who resides in judicial administration district 8; and

(v) The Chief Judge of the Georgia Court of Appeals shall appoint one person who resides in judicial administration district 9 and one person who resides in judicial administration district 10;

(B) For the first subsequent council appointments:

(i) The Governor shall appoint one person who resides in judicial administration district 3 and one person who resides in judicial administration district 4;

(ii) The Lieutenant Governor shall appoint one person who resides in judicial administration district 5 and one person who resides in judicial administration district 6;

(iii) The Speaker of the House of Representatives shall appoint one person who resides in judicial administration district 7 and one person who resides in judicial administration district 8;

(iv) The Chief Justice of the Supreme Court of Georgia shall appoint one person who resides in judicial administration district 9 and one person who resides in judicial administration district 10; and

(v) The Chief Judge of the Georgia Court of Appeals shall appoint one person who resides in judicial administration district 1 and one person who resides in judicial administration district 2;

(C) For the second subsequent council appointments:

(i) The Governor shall appoint one person who resides in judicial administration district 5 and one person who resides in judicial administration district 6;

(ii) The Lieutenant Governor shall appoint one person who resides in judicial administration district 7 and one person who resides in judicial administration district 8;

(iii) The Speaker of the House of Representatives shall appoint one person who resides in judicial administration district 9 and one person who resides in judicial administration district 10;

(iv) The Chief Justice of the Supreme Court of Georgia shall appoint one person who resides in judicial administration district 1 and one person who resides in judicial administration district 2; and

(v) The Chief Judge of the Georgia Court of Appeals shall appoint one person who resides in judicial administration district 3 and one person who resides in judicial administration district 4;

(D) For the third subsequent council appointments:

(i) The Governor shall appoint one person who resides in judicial administration district 7 and one person who resides in judicial administration district 8;

(ii) The Lieutenant Governor shall appoint one person who resides in judicial administration district 9 and one person who resides in judicial administration district 10;

(iii) The Speaker of the House of Representatives shall appoint one person who resides in judicial administration district 1 and one person who resides in judicial administration district 2;

(iv) The Chief Justice of the Supreme Court of Georgia shall appoint one person who resides in judicial administration district 3 and one person who resides in judicial administration district 4; and

(v) The Chief Judge of the Georgia Court of Appeals shall appoint one person who resides in judicial administration district 5 and one person who resides in judicial administration district 6; and

(E) For the fourth subsequent council appointments:

(i) The Governor shall appoint one person who resides in judicial administration district 9 and one person who resides in judicial administration district 10;

(ii) The Lieutenant Governor shall appoint one person who resides in judicial administration district 1 and one person who resides in judicial administration district 2;

(iii) The Speaker of the House of Representatives shall appoint one person who resides in judicial administration district 3 and one person who resides in judicial administration district 4;

(iv) The Chief Justice of the Supreme Court of Georgia shall appoint one person who resides in judicial administration district 5 and one person who resides in judicial administration district 6; and

(v) The Chief Judge of the Georgia Court of Appeals shall appoint one person who resides in judicial administration district 7 and one person who resides in judicial administration district 8.

All subsequent appointments shall continue on, with the entire cycle starting over again as specified in subparagraph (A) of this paragraph;

(3) In addition, ~~there~~ the eleventh member shall be one circuit public defender who shall serve on the council. After the initial appointments as set forth in paragraph (4) of this subsection, the circuit public defender to serve on the council shall be elected by a majority vote of all the circuit public defenders. The circuit public defender councilmember shall serve terms of two years;

(4) All initial appointments shall be made to become members of the council on July 1, 2003, and their successors shall become members of the council on July 1 following their appointment. The initial appointees from the even-numbered judicial

administration circuits shall serve until June 30, 2009. Notwithstanding the provisions of paragraph (3) of this subsection, the initial member representing the circuit public defenders shall be made by the Supreme Court of Georgia. The person representing the circuit defender position on the initial council shall be engaged on a full-time basis in the provision of criminal defense to the indigent;

(5) Any vacancy for a member appointed pursuant to paragraphs (1) and (2) of this subsection shall be filled by the appointing authority, and such appointee shall serve the balance of the vacating member's unexpired term; and

(6) Any vacancy for a member appointed pursuant to paragraph (3) of this subsection shall be the successor to the circuit public defender as set forth in subsection (d) of Code Section 17-12-20.

(c) In making these appointments, the appointing authorities shall seek to identify and appoint persons who represent a diversity of backgrounds and experience and shall solicit suggestions from the State Bar of Georgia, state and local bar associations, the Georgia Association of Criminal Defense Lawyers, the councils representing the various categories of state court judges in Georgia, and the Prosecuting Attorneys´ Council of the State of Georgia, as well as from the public and other interested organizations and individuals within the state. The appointing authorities shall not appoint a prosecuting attorney as defined in paragraph (6) of Code Section 19-13-51, any employee of a prosecuting attorney's office, or an employee of the Prosecuting Attorneys´ Council of the State of Georgia to serve on the council.

(d) This Code section shall become effective on July 1, 2003, for purposes of making the initial appointments to the council."

SECTION 6.

Said title is further amended by striking paragraph (8) of subsection (b) of Code Section 17-12-8, relating to approval by the Georgia Public Defender Standards Council of programs for representation of indigents and development of standards, and inserting in lieu thereof the following:

"(8) Standards for ~~determining indigence and for assessing and~~ collecting the costs of legal representation and related services;"

SECTION 7.

Said title is further amended by striking subsection (a) of Code Section 17-12-24, relating to guidelines for determining indigency, and inserting in lieu thereof the following:

"(a) The ~~council shall establish guidelines for determining the financial eligibility of persons claiming indigence, and the~~ circuit public defender and any other person or entity providing indigent defense services shall ~~use the guidelines to~~ determine the financial eligibility of any person or juvenile arrested, detained, or charged in any manner in accordance with the definition of an indigent person set forth in Code Section 17-12-2 that would entitle him or her to representation under this ~~article~~ chapter."

SECTION 8.

Said title is further amended by striking subsection (b) of Code Section 17-12-26, relating to the budget of the council, and inserting in lieu thereof the following:

"(b) The budget of the council shall include the budget of all circuit public defenders and other offices and entities, including conflict defender offices and appointed attorneys providing indigent defense representation under the authority of this article and the ~~multicounty public defender office~~ Office of the Georgia Capital Defender and the office of the mental health advocate."

SECTION 9.

Said title is further amended by striking subsection (g) of Code Section 17-12-27, relating to the appointment of assistant public defenders, salary, and promotions, and inserting a new subsection (g) to read as follows:

"(g) All full-time state paid employees of the office of the circuit public defender shall be state employees in the unclassified service of the State Merit System of Personnel Administration with all benefits of such appointed state employees as provided by law. A circuit public defender, assistant public defender, or local public defender may be issued an employee identification card by his or her employing agency; provided, however, no employer of any such public defender shall issue nor shall any public defender display, wear, or carry any badge, shield, card, or other item that is similar to a law enforcement officer's badge or that could be reasonably construed to indicate that the public defender is a peace officer or law enforcement official."

SECTION 10.

Said title is further amended by striking Code Section 17-12-32, relating to contracting with the Department of Administrative Services for personnel paid by local governments, and inserting in lieu thereof the following:

"17-12-32.

The governing authority of any county or municipality within the judicial circuit which provides additional personnel for the office of circuit public defender may contract with the ~~Department of Administrative Services~~ council to provide such additional personnel in the same manner as is provided for state paid personnel in this article. Any such personnel shall be considered state employees and shall be entitled to the same fringe benefits as other state paid personnel employed by the circuit public defender pursuant to this article. The governing authority of such county or municipality shall transfer to the ~~department~~ council such funds as may be necessary to cover the compensation, benefits, travel, and other expenses for such personnel."

SECTION 11.

Said title is further amended by striking Code Section 17-12-124, relating to the budget for the Office of the Georgia Capital Defender, and inserting in lieu thereof the following:

"17-12-124.

The council shall prepare an annual budget showing all anticipated expenses of the office for the following fiscal year, which shall be the same as the fiscal year of this state. The budget shall be submitted by the capital defender to the council and for Fiscal Year 2005 and thereafter shall include the proposed budget for representation of all indigent persons accused of a capital felony for which the death penalty is or is likely to be sought."

SECTION 12.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 13.

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

Representative Crawford of the 127th moved that the House adopt the report of the Committee of Conference on SB 503.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Y Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Jordan	N Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Y Stephenson
Y Burkhalter	Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Y Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A

Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	N Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Rynders	Richardson, Speaker

On the motion, the ayes were 158, nays 2.

The motion prevailed.

The following supplemental Rules Calendar was read and adopted:

HOUSE SUPPLEMENTAL RULES CALENDAR
THURSDAY, MARCH 30, 2006

Mr. Speaker and Members of the House:

Your Committee on Rules has met and submits the following supplemental to the calendar already adopted this March 30, 2006, by adding the following:

UNCONTESTED HOUSE/SENATE RESOLUTIONS
Uncontested Legislation is Structured

HR 1079 Creation of a Children's Budget Committee; create
HR 1365 New nuclear power plants; electric utilities; urge to build
HR 1921 House Study Committee on Funding for the Arts; create

DEBATE CALENDAR

Modified Open Rule

SB 569 Local Government; newly created municipalities; change provisions; removal of new municipal corporations

Structured Rule

SB 282 Legislative Services Committee; change provisions; abolish Leg. Budget Office; Fiscal Affairs Subcommittees
SB 552 South Fulton, City; incorporate; provide for a charter
SB 596 Delivering the Cure; Newborn Umbilical Cord Blood Initiative Act; provide for creation of commission; definitions; donations
SB 637 Georgia Driver's Education Commission; change membership; distribution of fines/forfeitures; definition
SB 638 Aircraft; liens for labor/contracts of indemnity; filing notice of intention to claim with clerk of superior court

Bills and Resolutions on this calendar may be called in any order the Speaker desires.

Respectfully submitted,
/s/ Ehrhart of the 36th
Chairman

Under the general order of business, established by the Committee on Rules, the following Resolutions of the House were taken up for consideration and read the third time:

HR 1079. By Representatives Millar of the 79th, Burmeister of the 119th, Manning of the 32nd, Byrd of the 20th and Houston of the 170th:

A RESOLUTION creating the House Study Committee on the Creation of a Children's Budget; and for other purposes.

The following Committee substitute was read and adopted:

A RESOLUTION

Creating the House Study Committee on the Creation of Focus on Our Future: A Children's Budget; and for other purposes.

WHEREAS, the safety, welfare, and education of our children are of paramount importance; and

WHEREAS, such safety, welfare, and education are dependent on appropriate and sufficient funding of critical social and educational programs and on the fundamental principles that drive state policy; and

WHEREAS, multiple agencies of state government support programs and interventions for children and youth, often serving the same populations; and

WHEREAS, the child-serving agencies of state government have responsibility for planning and budgets for their respective investments in defined services or outcomes related to children; and

WHEREAS, there is difficulty in identifying all of the various line items in the current format of the state budget which contribute wholly or partially to the conditions and status of children and youth; and

WHEREAS, a study of the issues surrounding the feasibility and usefulness of an easily accessed resource which would identify all programs, sources of funding in the state budget, and trends in children's outcomes related to their safety, welfare, and education would be beneficial to determine whether legislative action should be recommended.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES that there is created the House Study Committee on the Creation of Focus on Our Future: A Children's Budget to be composed of seven members. The Speaker of the House of Representatives shall appoint five members of the House of Representatives as members of the committee and shall designate one of such members as chairperson. The Speaker of the House of Representatives shall appoint two additional members of the committee who shall include representatives of child advocacy or policy organizations. The committee shall meet at the call of the chairperson. The committee shall utilize the expertise of agencies, departments, groups, and organizations specializing in children's services and child advocacy as it sees fit.

BE IT FURTHER RESOLVED that the committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any actions or legislation which the committee deems necessary or appropriate. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution. The legislative members of the committee shall receive the allowances provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated. Citizen members shall receive a daily expense allowance in the amount specified in subsection (b) of Code Section 45-7-21 of the Official Code of Georgia Annotated as well as the mileage or transportation allowance authorized for state employees. All other funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the House of Representatives. The expenses and allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. In the event the committee makes a report of its findings and recommendations, with suggestions for proposed legislation, if any, such report shall be made on or before December 31, 2006. The committee shall stand abolished on December 31, 2006.

The report of the Committee, which was favorable to the adoption of the Resolution, by substitute, was agreed to.

HR 1921. By Representatives Burkhalter of the 50th and Stephens of the 164th:

A RESOLUTION to create the House Study Committee on Funding for the Arts; and for other purposes.

The following substitute, offered by the Committee on Rules, was read and adopted:

A RESOLUTION

To create the House Study Committee on Funding for the Arts; and for other purposes.

WHEREAS, tourism is Georgia's second largest industry and cultural heritage tourism is the fastest growing industry segment; and

WHEREAS, the arts surpass professional sports in attendance and are ranked as one of the top ten reasons for corporate relocations; and

WHEREAS, the arts preserve history and heritage for Georgians; and

WHEREAS, the arts enhance education success for our children through the teaching of complex and abstract ideas; the nurturing of the development of cognitive, social, and personal competencies; and the reaching of otherwise unreachable students; and

WHEREAS, companies desire employees who can meet the challenges of a global economy and can apply creative thought to problem solving; and

WHEREAS, the arts build communities and increase the quality of life for Georgians; and

WHEREAS, increasing the availability of the arts and tourism is a direct economic benefit for the economy of Georgia and will provide jobs and opportunities for our citizens; and

WHEREAS, it is in the best interests of this state and its citizens to support the arts and tourism by funding such activities and providing such activities with a stable and reliable base of support.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES that there is created the House Study Committee on Funding for the Arts to be composed of five members of the House of Representatives to be appointed by the Speaker of the House of Representatives. The Speaker shall designate a member of the committee as chairperson of the committee. The chairperson shall call all meetings of the committee.

BE IT FURTHER RESOLVED that the committee shall undertake a study of the above issues and recommend any actions or legislation that the committee deems necessary or appropriate. The committee shall seek the input of a diverse representation of the arts community in this state in performing its study. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to

enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution. The members of the committee shall receive the allowances authorized for legislative members of interim legislative committees but shall receive the same for not more than three days unless additional days are authorized. The funds necessary to carry out the provisions of this resolution shall come from the funds appropriated to the House of Representatives. In the event that the committee makes a report of its findings and recommendations with suggestions for proposed legislation, if any, such report shall be made on or before December 31, 2006. The committee shall stand abolished on December 31, 2006.

The report of the Committee, which was favorable to the adoption of the Resolution, was agreed to, by substitute.

By unanimous consent, the following roll call vote was made applicable to the previously read Resolutions.

On the adoption of the Resolutions, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Cheokas
Y Coan
Y Crawford
Y Cummings
Davis
Y Day
Y Dean
Y Dickson
Dodson
Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Floyd, H
Floyd, J
Fludd
Y Forster
Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Hill, C.A
Y Holmes
Y Holt
N Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
N Loudermilk
Y Lucas
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
E Millar
Y Mills
Y Mitchell
Morgan
Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Oliver
Y O'Neal
Y Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Sailor
Y Scheid
Y Scott, A
Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Y Willard
Y Williams, A

Y Cole	Y Heard, K	Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Rynders	Richardson, Speaker

On the adoption of the Resolutions, the ayes were 151, nays 2.

The Resolutions, having received the requisite constitutional majority, were adopted.

HR 1365. By Representatives Smith of the 113th, Lewis of the 15th, Murphy of the 23rd, Forster of the 3rd, Wix of the 33rd and others:

A RESOLUTION urging electric utilities to consider building new nuclear power plants in Georgia and the Public Service Commission to take appropriate steps to encourage this policy; and for other purposes.

The following substitute, offered by the Committee on Rules, was read and adopted:

A RESOLUTION

Encouraging electric utilities to consider building new nuclear power plants in Georgia and the Public Service Commission to take appropriate steps to encourage this policy; and for other purposes.

WHEREAS, virtually all new power plants built in Georgia in the last 15 years are fueled by natural gas, thereby exposing electricity consumers to volatile price fluctuations; and

WHEREAS, nuclear power plants produce electricity at a stable price at high levels of safety and reliability, while emitting no greenhouse or acid rain gases; and

WHEREAS, in 2005, the United States Congress passed an energy bill that provides a number of incentives encouraging electric utilities to pursue nuclear energy to reduce dependence on energy supplies from unstable parts of the world.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES that the members of this body encourage electric utilities in Georgia to consider building new nuclear power plants to serve customers in Georgia.

BE IT FURTHER RESOLVED that the members of this body encourage the Public Service Commission to take appropriate measures to encourage Georgia utilities to consider building nuclear power plants and to encourage utilities to take reasonable steps to maintain the nuclear power generation option in Georgia.

BE IT FURTHER RESOLVED that the Clerk of the House of Representatives is authorized and directed to transmit an appropriate copy of this resolution to Georgia electric utility companies and to each member of the Georgia Public Service Commission.

The report of the Committee, which was favorable to the adoption of the Resolution, was agreed to, by substitute.

On the adoption of the Resolution, by substitute, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
N Anderson
N Ashe
Y Barnard
Barnes
Y Bearden
N Beasley-Teague
N Benfield
Y Benton
N Black
N Bordeaux
Y Borders
Y Bridges
N Brooks
Y Brown
Bruce
N Bryant
N Buckner, D
Buckner, G
Y Burkhalter
Y Burmeister
Y Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Coleman, T
Y Cooper
Y Cox
Y Crawford
Cummings
Y Davis
Y Day
N Dean
Y Dickson
Dodson
Y Dollar
Drenner
Dukes
Y Ehrhart
Y England
N Epps
Y Everson
Y Fleming
Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
N Heckstall
Y Hembree
Henson
Y Hill, C
Y Hill, C.A
N Holmes
Y Holt
Y Horne
Y Houston
N Howard, E
Y Hudson
N Hugley
N Jackson
N Jacobs
Y James
N Jamieson
Y Jenkins
Y Jennings
Johnson
Y Jones, J
N Jones, S
Jordan
Y Keen
Y Keown
N Kidd
Y Knight
Y Knox
Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
N Lord
Y Loudermilk
Y Lucas
Y Lunsford
Y Maddox
Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
Y May
McCall
McClinton
Y Meadows
E Millar
Y Mills
N Mitchell
Morgan
Morris
Mosby
Y Mosley
Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
N Oliver
Y O'Neal
N Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
N Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
N Sailor
Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
N Sinkfield
Y Smith, B
Y Smith, L
Y Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
N Stanley-Turner
Y Stephens
Stephenson
Y Talton
N Teilhet
Thomas, A.M
N Thomas, B
Y Tumlin
Y Walker
Y Warren
N Watson
Y Wilkinson
Y Willard
N Williams, A
Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the adoption of the Resolution, the ayes were 118, nays 32.

The Resolution, having received the requisite constitutional majority, was adopted, by substitute.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has adopted the report of the Committee of Conference on the following bill of the House:

HB 304. By Representatives Burmeister of the 119th, Yates of the 73rd, Shaw of the 176th, Cummings of the 16th and Rice of the 51st:

A BILL to be entitled an Act to amend Article 1 of Chapter 13 of Title 48 of the Official Code of Georgia Annotated, relating to general provisions concerning specific, business, and occupation taxes, so as to change the provisions relating to the imposition and determination of the amount of certain regulatory fees by local governments; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 135. By Senators Smith of the 52nd, Hill of the 32nd, Grant of the 25th, Kemp of the 46th, Mullis of the 53rd and others:

A BILL to be entitled an Act to amend Chapter 7 of Title 17 of the Official Code of Georgia Annotated, relating to pretrial proceedings, so as to provide for procedures related to jurisdiction and indictment for children charged with crimes within the jurisdiction of superior courts; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 244. By Senators Hudgens of the 47th, Kemp of the 46th, Douglas of the 17th and Grant of the 25th:

A BILL to be entitled an Act to amend Title 47 of the O.C.G.A., relating to retirement and pensions, so as to create the Magistrates Retirement Fund; to define certain terms; to create a board of commissioners; to provide for appointment and terms of members of the board; to provide for the office of secretary-treasurer of the board; to provide for additional employees; to provide for a salary and fund membership; to provide for powers and duties of the board; to provide that the state auditor shall make annual audits of the fund; to provide conditions for eligibility for membership; to provide

conditions for eligibility to receive a retirement benefit; to provide for a retirement benefit; to provide for benefits for surviving spouses; to provide conditions for an effective date and automatic repeal; to repeal conflicting laws; and for other purposes.

SB 253. By Senators Smith of the 52nd, Weber of the 40th, Carter of the 13th, Meyer von Bremen of the 12th and Hamrick of the 30th:

A BILL to be entitled an Act to amend Part 4 of Article 2 of Chapter 2 of Title 8 of the Official Code of Georgia Annotated, relating to manufactured or mobile homes, so as to change certain provisions relating to requirements for Certificate of Permanent Location; to change certain provisions relating to recording documents in connection with a Certificate of Permanent Location; to provide alternative methods for obtaining a Certificate of Permanent Location; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 597. By Senators Pearson of the 51st, Balfour of the 9th, Cagle of the 49th, Powell of the 23rd, Schaefer of the 50th and others:

A BILL to be entitled an Act to amend Code Section 48-5-311 of the Official Code of Georgia Annotated, relating to county boards of equalization and tax appeal procedures, so as to change certain provisions regarding recovery of certain appeal costs by a taxpayer; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

The Senate recedes from its substitute to the following bill of the House:

HB 239. By Representatives Fleming of the 117th, Keen of the 179th, Burkhalter of the 50th, Parrish of the 156th, Cooper of the 41st and others:

A BILL to be entitled an Act to amend Title 9 of the Official Code of Georgia Annotated, relating to civil practice, so as to provide for the manner of making certain settlement offers in certain civil actions; to provide that a party rejecting a settlement offer may be liable for litigation costs where a judgment is significantly less favorable to the rejecting party than was the settlement offer; to provide for practice and procedure; to provide for related matters; to provide an effective date and applicability; to repeal conflicting laws; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bill of the House:

HB 912. By Representative Fleming of the 117th:

A BILL to be entitled an Act to amend Code Section 9-11-34 of the Official Code of Georgia Annotated, relating to production of documents and things and entry upon land for inspection and other purposes, so as to change certain provisions relating to applicability to nonparties; to provide that silence may act as a waiver under certain circumstances; to change certain provisions relating to confidentiality; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 382. By Senators Harp of the 29th and Hill of the 32nd:

A BILL to be entitled an Act to amend Titles 5, 7, and 19 of the O.C.G.A., relating respectively to appeal and error, banking and finance, and domestic relations, so as to change provisions relating to the calculation of child support; to clarify the direct appeal process in certain domestic relations cases; to clarify the calculation of the amount of interest on arrearage of child support; to clarify definitions; to provide guidelines for determining the amount of child support to be paid; to change provisions relating to guidelines for calculating child support; to reorganize Code Section 19-6-15, relating to guidelines for calculating child support, to provide more clarity on the application of such child support; to allow a jury to determine deviations; to provide for related matters; to provide for applicability and an effective date; to repeal conflicting laws; and for other purposes.

SB 515. By Senators Moody of the 56th, Weber of the 40th, Douglas of the 17th, Starr of the 44th and Thomas of the 54th:

A BILL to be entitled an Act to amend Part 3 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to educational programs under the "Quality Basic Education Act," so as to expand the grades of eligibility for the remedial education program; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House amendment to the following bill of the Senate:

SB 581. By Senators Mullis of the 53rd, Tolleson of the 20th, Carter of the 13th, Thomas of the 54th, Hamrick of the 30th and others:

A BILL to be entitled an Act to amend Chapter 5 of Title 35 of the Official Code of Georgia Annotated, relating to the Georgia Public Safety Training

Center, so as to authorize the training center to provide training for emergency medical personnel; to change certain provisions relating to the Georgia Public Safety Training Center; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bills of the Senate and House:

HB 194. By Representatives Martin of the 47th, Burkhalter of the 50th, Amerson of the 9th, Royal of the 171st, Ashe of the 56th and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to provide for income tax credits with respect to teleworking for a limited period of time; to provide for definitions; to provide for conditions, limitations, and exclusions; to provide for powers, duties, and authority of the state revenue commissioner with respect to the foregoing; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

SB 500. By Senators Stephens of the 27th, Wiles of the 37th, Staton of the 18th and Hill of the 32nd:

A BILL to be entitled an Act to provide a short title; to amend Part 5 of Article 9 of Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to electronic recording voting systems, so as to require all electronic recording voting systems to produce a permanent paper record of the votes recorded on such systems for each voter; to provide that voters have an opportunity to verify such record after voting; to provide for certain storage devices for such systems; to provide that such paper records be retained for use in recounts and election challenge proceedings; to provide for procedures for voting on electronic recording voting systems; to provide for a pilot program during the 2006 November general election and any runoff therefrom in certain counties; to provide for related matters; to provide for effective dates; to repeal conflicting laws; and for other purposes.

The Speaker Pro Tem assumed the Chair.

Under the general order of business, established by the Committee on Rules, the following Bills of the Senate were taken up for consideration and read the third time:

SB 569. By Senators Weber of the 40th, Johnson of the 1st and Williams of the 19th:

A BILL to be entitled an Act to amend Title 36 of the Official Code of Georgia Annotated, relating to local government, so as to change certain local government provisions with respect to newly created municipalities; to revise certain provisions relating to the removal of new municipal corporations from county special districts for the provision of local government services; to provide for the offer of sale to a newly created municipality of county property used for parks and recreation purposes within the geographical boundaries of the new municipality; to provide for additional limitations and requirements in the event a new municipality is created in a county subsequent to a referendum in which bonded indebtedness is approved; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read:

A BILL

To amend Title 36 of the Official Code of Georgia Annotated, relating to local government, so as to change certain local government provisions with respect to newly created municipalities; to revise certain provisions relating to the removal of new municipal corporations from county special districts for the provision of local government services; to provide for the offer of sale to certain qualified municipalities of county property used for police stations, fire stations, or parks within the geographical boundaries of the qualified municipality; to provide for procedures, conditions, and limitations; to provide for additional limitations and requirements in the event a new municipality is created in a county subsequent to a referendum in which bonded indebtedness is approved; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 36 of the Official Code of Georgia Annotated, relating to local government, is amended by adding a new Code section immediately following Code Section 36-31-11, to be designated Code Section 36-31-11.1, to read as follows:

"36-31-11.1.

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

(1) 'County's cost' means the original amount paid by the county for the land, buildings, and improvements, plus interest at the rate of 3 percent per annum from the date the county paid any such amounts to the date title to such property is transferred to the qualified municipality pursuant to this Code section.

(2) 'Police station,' 'fire station,' or 'park' means property, including buildings and fixtures located on such property, that is located within the municipality and has been

used by the county to provide police, fire, or park services to territory located within a qualified municipality during the calendar year prior to the year the municipality is removed from the special district under subsection (a) or (b) or this Code section.

(3) 'Qualified municipality' means any new municipality created by local Act or any existing municipality for which the 24 month transition period provided for in Code Section 36-31-8 has not yet expired.

(b) It is the intent of the legislature that the residents of a qualified municipality receive full credit for taxes paid for police stations, fire stations, and parks; to assure that qualified municipalities will have the facilities necessary to deliver such services; and to provide certainty as to how the purchase price for such facilities will be determined. When a qualified municipality is removed from a special district as provided in either Code Section 36-31-11 or subsection (c) of this Code section, the qualified municipality may elect to purchase from the county police stations, fire stations, or parks, as provided in subsections (d), (e), and (f) of this Code section.

(c) A municipal corporation created by local Act within a county which has a special district for the provision of fire services shall continue to be part of such special fire district where such local Act so provides or the governing authority of the municipality elects to continue to be part of the special fire district by formal resolution, provided the governing authority of the municipality delivers a copy of such resolution to the governing authority of the county within ten business days after the date the resolution is adopted. Such municipality may subsequently adopt a resolution stating its intent to be removed from the district and the date of removal, provided the governing authority of the municipality delivers a copy of such resolution to the governing authority of the county at least three months prior to the date of removal.

(d) Within a 30 days after the governing body of a new municipal corporation is sworn in, the governing authority of the county shall provide to the governing authority of the qualified municipality a listing of all county properties located in the qualified municipality, including without limitation all police stations, fire stations, and parks. If a qualified municipality elects to purchase any police station, fire station, or park from the county, the governing authority of the qualified municipality shall provide written notice to the governing authority of the county specifying the properties to be purchased and the date or dates the qualified municipality will assume responsibility for providing police, fire, or park services consistent with the transition period provided in Code Section 36-31-8. Such notice shall be provided with respect to each such property no less than two months prior to the date the qualified municipality intends assume responsibility for providing police, fire, or parks services using such property. The county may not convey or otherwise encumber any police station, fire station, or park located in the qualified municipality from the date the local chartering Act is approved by the Governor or becomes law without such approval to end of the transition period provided in Code Section 36-31-8.

(e) If a qualified municipality elects to purchase any such property, the purchase price may be determined by negotiation and agreement of the two governing authorities. In that event, all of the county's right, title, and interest in such property shall be

transferred to the governing authority of the qualified municipality upon payment of the purchase price for such property. The governing authority of the county shall transfer, execute, and deliver to the governing authority of the qualified municipality such instruments as may be necessary to record the transfer of such right, title, and interest.

(f) If a qualified municipality elects to purchase any such property, and the purchase price is not determined by negotiation and agreement of the two governing authorities, then upon payment by the qualified municipality of the estimated purchase price into escrow in the registry of the superior court, all of the county's right, title, and interest in such property shall be transferred to the governing authority of the qualified municipality. The governing authority of the county shall transfer, execute, and deliver to the governing authority of the qualified municipality such instruments as may be necessary to record the transfer of such right, title, and interest. Upon final determination of the purchase price under subsection (g) of this Code section, the qualified municipality shall pay over to the county any remaining balance due or the county shall refund to the qualified municipality any amount paid in excess of the finally determined purchase price.

(g) In the event that the county and the qualified municipality fail to reach an agreement as to the purchase price for any such properties, then the following process is available to the parties:

(1) The county or qualified municipality may file a petition in superior court of the county seeking mandatory mediation. Such petition shall be assigned to a judge, pursuant to Code Section 15-1-9.1 or 15-6-13, who is not a judge in the circuit in which the county is located. The judge selected may also be a senior judge pursuant to Code Section 15-1-9.2 who resides in another circuit;

(2) The visiting or senior judge shall appoint a mediator within 30 days of receipt of the petition. Mediation shall commence within 30 days of the appointment of a mediator. The mandatory mediation process shall be completed within 60 days following the appointment of the mediator. A majority of the members of the governing body of the county and of the qualified municipality shall attend the initial mediation. Following the initial meeting, the mediation shall proceed in the manner established at the initial meeting. If there is no agreement on how the mediation should proceed, a majority of the members of the governing body of the county and of the qualified municipality shall be required to attend each mediation session unless another process is agreed upon. The cost of alternative dispute resolution authorized by this subsection shall be shared by the parties to the dispute pro rata based on each party's population according to the most recent United States decennial census;

(3) If no agreement is reached at the conclusion of the mediation, either the county or the qualified municipality may petition the superior court and seek resolution of the items remaining in dispute. The visiting or senior judge shall conduct an evidentiary hearing or hearings as such judge deems necessary and render a decision with regard to the disputed items. The judge shall consider the following factors to determine the purchase price and shall make specific findings of fact relative to the following factors:

(A) The appraised value of the total ad valorem real property tax digest for the area within the municipality shall be determined;
(B) The appraised value of the total ad valorem real property tax digest for the entire special district from which the qualified municipality was removed pursuant to Code Section 36-31-11 or subsection (c) of this Code section shall be determined;
(C) The tax ratio shall be determined by dividing the appraised value for the qualified municipality, as determined in subparagraph (A) of this paragraph, by the appraised value for the special district, as determined in subparagraph (B) of this paragraph;
(D) The county cost's shall be determined separately for all fire stations, all police stations, and all parks located in the qualified municipality. If a park is located partially within a qualified municipality or if a police station or fire station was used by the county to provide services to an area partially within the qualified municipality, then a share of the county's cost shall be allocated to the qualified municipality proportionate to portion of the park's acreage located within the qualified municipality or to the portion of the police or fire service area located in the qualified municipality;
(E) The county's cost shall be determined separately for all fire stations, all police stations, and all parks located in the special district from which the qualified municipality was removed pursuant to Code Section 36-31-11 or subsection (c) of this Code section;
(F) An asset ratio shall be determined separately for police stations and all fire stations by dividing the county's cost for each type of property, as determined in subparagraph (D) of this paragraph, by the county's cost of all properties of that type located in the special district, as determined in subparagraph (E) of this paragraph; for parks, the asset ratio shall be the total number of park acres located in the qualified municipality divided by the total number of park acres located in the special district;
(G) The county's cost for parks, police stations, or fire stations located in the qualified municipality shall be considered to have been fully funded by the qualified municipality's residents if the tax ratio is equal to or greater than the asset ratio for each type of property, in which case the purchase price for properties of type shall be zero. The tax ratio shall be compared separately to the asset ratio for each of the three types of property to determine if each type of property has been fully funded or partially funded;
(H) The county's cost for parks, police stations, or fire stations located in the qualified municipality shall be considered to have been partially funded by the qualified municipality's residents if the tax ratio is less than the asset ratio. The percentage of the county's cost that shall be considered funded shall equal 100 times the tax ratio divided by the asset ratio for each type of property. The qualified municipality shall pay to the county as part of the purchase price the percentage of the county's cost that is under funded, which shall equal 100 percent minus the percentage funded;

(I) If the county used a police station or fire station to serve an area located outside the qualified municipality, the purchase price shall include a portion of the fair market value of the police station or fire station. That portion shall equal the acreage served outside the qualified municipality divided by the total acreage served by the police station or fire station; and

(J) Any other factors as may be relevant to determine the disputed value of the property;

(4) The qualified municipality may elect to pay the purchase price for any police station, fire station, or park amortized over a 25 year period at an interest rate equal to rate available to county on bonded indebtedness at the time of the transfer of title to the property from the county to the qualified municipality; and

(5) The judge shall be authorized to impose mediation costs and court costs against any party upon a finding of bad faith.

(h) In no event shall the purchase price for any property under this Code section be less than $1,000.00.

(i) In the event a park is transferred by a county to a qualified municipality under this Code section, the municipality shall be authorized to impose and collect a user fee from citizens of the county that transferred the property provided such fee does not exceed the amount of such fee imposed and collected from citizens of the qualified municipality."

SECTION 2.

Said title is further amended in Code Section 36-82-1, relating to elections and requirements regarding bonded debt, by striking subsection (d) and inserting in its place a new subsection (d) to read as follows:

"(d)(1) Every legal advertisement of a bond election shall contain a reference that any brochures, listings, or other advertisements issued by the governing body of any county, municipality, or other political subdivision of this state or by any other person, firm, corporation, or association with the knowledge and consent of the governing body of such county, municipality, or other political subdivision of this state shall be deemed to be a statement of intention of the governing body of such county, municipality, or other political subdivision of this state concerning the use of the bond funds; and such statement of intention shall be binding on the governing body of such county, municipality, or other political subdivision of this state in the expenditure of any such bond funds or interest received from such bond funds which have been invested, unless the governing body of such county, municipality, or other political subdivision of this state uses such bond funds for the retirement of bonded indebtedness, in the manner provided for in this Code section; and such statement of intention shall be set forth in the resolution pursuant to which such bonds are issued.

(2)(A) Such statement of intention shall remain fully binding upon the governing authority of such county in the event a new municipality is created in such county subsequent to the referendum at which such indebtedness is approved and such bond funds shall be expended within the area of the new municipality in the same manner

as otherwise required prior to the creation of the municipality. Bond funds and interest received from such bond funds which have been invested shall be expended in the manner in which advertised and for the purpose stated in such statement of intention.

(B) In the event that ownership of property of the county which is the subject of any bond funds under this Code section is transferred to a newly created municipality, the county shall, within 30 days of the date of conveyance of such property to such newly created municipality, pay such bond funds and interest received from such bond funds with respect to such project to such newly created municipality. The newly created municipality shall expend such received funds as well as future such bond funds with respect to such project in the manner in which advertised by the county and for the purpose stated in such statement of intention. If the statement of intention identifies a project to be undertaken but does not breakout the amount budgeted for such project, then the value of the project shall be paid by the county to the newly created municipality.

(C) If the county and municipality fail to reach an agreement as to the amount to be paid or any related matter, either the county or the municipality may petition the superior court and seek resolution of the items in dispute. Such petition shall be assigned to a judge, pursuant to Code Section 15-1-9.1 or 15-6-13, who is not a judge in the circuit in which the county is located. The judge selected may also be a senior judge pursuant to Code Section 15-1-9.2 who resides in another circuit. The visiting or senior judge shall conduct an evidentiary hearing or hearings as such judge deems necessary and render a decision with regard to the disputed items.

(3)(A) Except as otherwise provided in subparagraph (B) of this paragraph, the ~~The~~ governing body of such county, municipality, or other political subdivision of this state may, by a two-thirds´ vote, declare any project which has been established pursuant to any such statement of intention to be unnecessary.

(B) In the event any such project is located within the corporate limits of a newly formed municipality, the governing body of a county shall not be authorized to declare any project which has been established pursuant to any such statement of intention to be unnecessary without a concurrent declaration of the governing body of such newly formed municipality.

(4) In ~~that~~ the event a project has been determined to be unnecessary in accordance with paragraph (3) of this subsection, the governing body of such county, municipality, or other political subdivision of this state shall use such bond funds for the payment of all or any part of the principal and interest on any bonded indebtedness of such county, municipality, or other political subdivision of this state then outstanding. Surpluses from the overestimated projects, including interest received on bond funds of such projects, shall be used first to complete underestimated projects and all remaining funds received from interest and overestimated projects shall be used for other projects or improvements which the governing body of such county, municipality, or other political subdivision of this

state may deem necessary and which are encompassed within the language of the statement of purpose in the election notice.

(5) Any meetings of any governing bodies at which any bond fund allocation is made shall be open to the public. Such meetings shall be announced to the news media in advance and shall be open to the news media."

SECTION 3.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 4.

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

The following amendment was read:

Representative Stephenson of the 92nd et al. move to *amend the Committee substitute to SB 569 by inserting between* "limitations;" *and* "to" *on line 7 of page 1 the following:*

to change certain provisions regarding the activation of public safety and judicial facility authorities; to change certain provisions regarding the maximum aggregate amount of bonds that may be issued by such authorities;

By inserting between lines 29 and 30 of page 5 the following:

SECTION 1A.

Said title is further amended by striking subsections (a) and (b) of Code Section 36-75-4, relating to creation of public safety and judicial facility authorities, and inserting in their place new subsections (a) and (b) to read as follows:

"(a) There is created in and for each county and municipal corporation in this state a public body corporate and politic, to be known as the 'public safety and judicial facilities authority' of such county or municipal corporation. No authority shall transact any business or exercise any powers under this chapter until the governing body of the county or municipal corporation, as the case may be, by proper ordinance or resolution, declares that there is a need for an authority to function in the county or municipal corporation and declares that such jurisdiction is at the time of such ordinance or resolution imposing a sales tax levied for the purposes of a metropolitan area system of public transportation.

(b)(1) Any number of counties or municipal corporations or a combination of counties and municipal corporations may jointly form an authority, to be known as the 'joint public safety and judicial facilities authority' for such counties or municipal corporations or both. No authority shall transact any business or exercise any powers under this chapter until the governing authority of each county and municipal corporation involved declare, by ordinance or resolution, that there is a need for an

authority to function and declare that such jurisdiction is at the time of such ordinance or resolution imposing a sales tax levied for the purposes of a metropolitan area system of public transportation and until the governing authority of each county and municipal corporation approves an agreement with the other counties or municipal corporations for the activation of an authority and such agreement is executed.

(2) Any combination of municipal corporations may jointly form an authority to be known as the 'joint public safety and judicial facilities authority' for such municipal corporations. No authority shall transact any business or exercise any powers under this chapter until the governing authority of each municipal corporation involved declares, by ordinance or resolution, that there is a need for an authority to function and declares that such jurisdiction is at the time of such ordinance or resolution located in a county imposing a sales tax levied for the purposes of a metropolitan area system of public transportation and until the governing authority of each municipal corporation approves an agreement with the other municipal corporations for the activation of an authority and such agreement is executed."

SECTION 1B.

Said title is further amended by striking paragraph (13) of Code Section 36-75-7, relating to the power and authority of public safety and judicial facilities authorities, and inserting in its place a new paragraph (13) to read as follows:

"(13) To borrow money and issue its revenue bonds and bond anticipation notes from time to time and to use the proceeds thereof for the purpose of paying all or part of the cost of any project, including the cost of extending, adding to, or improving such project, or for the purpose of refunding any such bonds of the authority theretofore issued; and to otherwise carry out the purposes of this chapter and to pay all other costs of the authority incident to, or necessary and appropriate to, such purposes, including the providing of funds to be paid into any fund or funds to secure such bonds and notes, provided that all such bonds and notes shall be issued in accordance with the procedures and subject to the limitations set forth in Code Section 36-63-9; provided, however, that:

(A) With respect to any county authority or joint county and municipal authority activated pursuant to this chapter on or after January 1, 2006, the maximum aggregate amount of bonds issued shall be $50 million; ~~and~~

(B) With respect any county authority or joint county and municipal authority activated pursuant to this chapter prior to January 1, 2006, the maximum aggregate amount of bonds issued shall be $80 million;

(C) With respect to any municipal authority located in a city which levies a municipal water and sewer projects and costs sales and use tax as in Article 4 of Chapter 8 of Title 48, the maximum aggregate amount of bonds issued shall be $80 million; and

(D) With respect to any municipal authority other than an authority under subparagraph (C) of this paragraph, the maximum aggregate amount of bonds issued shall be $50 million; and".

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
N Amerson
Y Anderson
Y Ashe
N Barnard
Barnes
N Bearden
Y Beasley-Teague
Y Benfield
N Benton
N Black
N Bordeaux
Y Borders
N Bridges
Y Brooks
N Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
N Burmeister
N Burns
N Butler
N Byrd
N Carter
N Casas
N Chambers
N Channell
N Cheokas
N Coan
N Cole
N Coleman, B
Y Coleman, T
N Cooper
Y Cox
N Crawford
Y Cummings
N Davis
N Day
Y Dean
N Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
N England
Y Epps
N Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
N Franklin
N Freeman
Y Gardner
N Geisinger
N Golick
N Graves, D
N Graves, T
N Greene
Hanner
Harbin
N Hatfield
N Heard, J
Y Heard, K
Y Heckstall
N Hembree
Y Henson
N Hill, C
Hill, C.A
Y Holmes
N Holt
N Horne
N Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
N Jacobs
Y James
N Jamieson
N Jenkins
N Jennings
Johnson
Y Jones, J
Y Jones, S
Jordan
N Keen
N Keown
Y Kidd
Y Knight
N Knox
N Lakly
N Lane, B
N Lane, R
N Lewis
Y Lindsey
Y Lord
Loudermilk
Y Lucas
Y Lunsford
N Maddox
Y Mangham
Y Manning
Y Marin
N Martin
Y Maxwell
N May
N McCall
McClinton
Meadows
E Millar
N Mills
Y Mitchell
Y Morgan
Morris
Y Mosby
N Mosley
Y Mumford
N Murphy, J
Y Murphy, Q
Y Neal
N Oliver
Y O'Neal
Y Orrock
N Parham
N Parrish
N Parsons
Y Porter
N Powell
N Ralston
Y Randall
Ray
N Reece, B
N Reece, S
N Reese
N Rice
N Roberts
Y Rogers
Y Royal
N Rynders
Y Sailor
N Scheid
N Scott, A
N Scott, M
N Setzler
Y Shaw
N Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
N Smith, B
N Smith, L
Smith, P
Y Smith, R
N Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
N Stephens
Y Stephenson
N Talton
N Teilhet
Y Thomas, A.M
Thomas, B
N Tumlin
N Walker
N Warren
Y Watson
N Wilkinson
N Willard
Y Williams, A
Y Williams, E
N Williams, R
N Wix
N Yates
Richardson, Speaker

On the adoption of the amendment, the ayes were 71, nays 90.

The amendment was lost.

The following amendment was read:

Representatives Willard of the 49th and Jacobs of the 80th move to *amend the Committee substitute to SB 569 by inserting between* "limitations;" *and* "to" *on line 7 of page 1 the following:*

to change certain provisions regarding the activation of public safety and judicial facility authorities;

By inserting between lines 29 and 30 of page 5 the following:

SECTION 1A.

Said title is further amended by striking subsections (a) and (b) of Code Section 36-75-4, relating to creation of public safety and judicial facility authorities, and inserting in their place new subsections (a) and (b) to read as follows:

"(a) There is created in and for each county and municipal corporation in this state a public body corporate and politic, to be known as the 'public safety and judicial facilities authority' of such county or municipal corporation. No authority shall transact any business or exercise any powers under this chapter until the governing body of the county or municipal corporation, as the case may be, by proper ordinance or resolution, declares that there is a need for an authority to function in the county or municipal corporation and declares that such jurisdiction is at the time of such ordinance or resolution imposing a sales tax levied for the purposes of a metropolitan area system of public transportation.

(b)(1) Any number of counties or municipal corporations or a combination of counties and municipal corporations may jointly form an authority, to be known as the 'joint public safety and judicial facilities authority' for such counties or municipal corporations or both. No authority shall transact any business or exercise any powers under this chapter until the governing authority of each county and municipal corporation involved declare, by ordinance or resolution, that there is a need for an authority to function and declare that such jurisdiction is at the time of such ordinance or resolution imposing a sales tax levied for the purposes of a metropolitan area system of public transportation and until the governing authority of each county and municipal corporation approves an agreement with the other counties or municipal corporations for the activation of an authority and such agreement is executed.

(2) Any combination of municipal corporations may jointly form an authority to be known as the 'joint public safety and judicial facilities authority' for such municipal corporations. No authority shall transact any business or exercise any powers under this chapter until the governing authority of each municipal corporation involved declares, by ordinance or resolution, that there is a need for an authority to function and declares that such jurisdiction is at the time of such ordinance or resolution located in a county imposing a sales tax levied for the purposes of a metropolitan area system of public transportation and until the governing authority of each municipal corporation approves an agreement with the other municipal corporations for the activation of an authority and such agreement is executed."

On the adoption of the amendment, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	N Sailor
Y Amerson	N Cummings	N Holmes	N Maxwell	Y Scheid
N Anderson	Davis	Y Holt	Y May	Y Scott, A
N Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	N Howard, E	Meadows	N Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
N Beasley-Teague	Y Dollar	N Hugley	Y Mills	Y Sims, C
Y Benfield	N Drenner	N Jackson	N Mitchell	N Sims, F
Y Benton	N Dukes	Y Jacobs	N Morgan	N Sinkfield
Y Black	Y Ehrhart	N James	Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	N Mosby	Y Smith, L
Borders	N Epps	N Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	N Smith, R
N Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	N Floyd, H	Y Jones, J	N Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	N Jones, S	Y Neal	E Smyre
N Bryant	N Fludd	Jordan	Y Oliver	N Stanley-Turner
N Buckner, D	Forster	Y Keen	Y O'Neal	Stephens
N Buckner, G	Y Franklin	Y Keown	N Orrock	N Stephenson
Burkhalter	Y Freeman	N Kidd	Parham	Y Talton
Y Burmeister	N Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	N Thomas, A.M
Y Butler	Y Golick	Y Lakly	N Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	N Randall	Y Warren
Y Chambers	N Hanner	Y Lindsey	N Ray	N Watson
Y Channell	Harbin	Y Lord	Reece, B	Y Wilkinson
Y Cheokas	N Hatfield	Loudermilk	N Reece, S	Y Willard
Y Coan	Y Heard, J	N Lucas	Y Reese	N Williams, A
Y Cole	N Heard, K	Lunsford	Y Rice	N Williams, E
Y Coleman, B	N Heckstall	Y Maddox	Y Roberts	Y Williams, R
N Coleman, T	Y Hembree	N Mangham	N Rogers	Y Wix
Y Cooper	N Henson	Y Manning	Y Royal	Y Yates
Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the adoption of the amendment, the ayes were 103, nays 52.

The amendment was adopted.

The Committee substitute, as amended, was adopted.

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to, as amended.

On the passage of the Bill, by substitute, as amended, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	N Sailor
Y Amerson	Cummings	N Holmes	Y Maxwell	Y Scheid

N Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
N Brooks
Y Brown
Y Bruce
N Bryant
Y Buckner, D
Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Davis
Y Day
N Dean
Y Dickson
Dodson
Y Dollar
N Drenner
N Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
N Floyd, H
Y Floyd, J
Y Fludd
Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Harbin
Y Hatfield
Heard, J
Y Heard, K
N Heckstall
Y Hembree
N Henson
Y Hill, C
Y Holt
Y Horne
Y Houston
N Howard, E
Y Hudson
N Hugley
N Jackson
Y Jacobs
N James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
N Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
N Lucas
Y Lunsford
Y Maddox
N Mangham
Y Manning
Y Marin
Y May
Y McCall
McClinton
Y Meadows
E Millar
Y Mills
N Mitchell
N Morgan
Morris
N Mosby
Y Mosley
Y Mumford
Y Murphy, J
N Murphy, Q
Y Neal
Oliver
Y O'Neal
Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
N Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Scott, A
Y Scott, M
Y Setzler
N Shaw
Y Sheldon
Y Sims, C
Sims, F
N Sinkfield
Y Smith, B
Y Smith, L
Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
N Stanley-Turner
Y Stephens
N Stephenson
Y Talton
Y Teilhet
Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
N Watson
Y Wilkinson
Y Willard
N Williams, A
N Williams, E
Y Williams, R
Wix
Y Yates
Richardson, Speaker

On the passage of the Bill, by substitute, as amended, the ayes were 126, nays 30.

The Bill, having received the requisite constitutional majority, was passed, by substitute, as amended.

Representative Orrock of the 58th moved that the House reconsider its action in giving the requisite constitutional majority to SB 569:

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
N Amerson
Y Anderson
Y Ashe
N Barnard
Barnes
N Bearden
N Crawford
Cummings
N Davis
N Day
Y Dean
N Dickson
Dodson
N Hill, C.A
Y Holmes
N Holt
N Horne
N Houston
Y Howard, E
N Hudson
N Martin
N Maxwell
N May
N McCall
McClinton
N Meadows
E Millar
Y Sailor
N Scheid
N Scott, A
N Scott, M
N Setzler
Y Shaw
N Sheldon

Y Beasley-Teague	N Dollar	Y Hugley	Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	N Jacobs	Morgan	Y Sinkfield
Y Black	N Ehrhart	Y James	Morris	N Smith, B
Y Bordeaux	N England	N Jamieson	Y Mosby	N Smith, L
Y Borders	Y Epps	Y Jenkins	N Mosley	Smith, P
N Bridges	N Everson	N Jennings	N Mumford	N Smith, R
Y Brooks	N Fleming	Y Johnson	N Murphy, J	N Smith, T
N Brown	Y Floyd, H	N Jones, J	Y Murphy, Q	N Smith, V
Bruce	N Floyd, J	Y Jones, S	N Neal	E Smyre
Y Bryant	Y Fludd	Jordan	N Oliver	Y Stanley-Turner
Y Buckner, D	Forster	N Keen	N O'Neal	N Stephens
Y Buckner, G	N Franklin	N Keown	Y Orrock	Y Stephenson
Burkhalter	N Freeman	Y Kidd	Parham	N Talton
N Burmeister	Y Gardner	Y Knight	N Parrish	Y Teilhet
N Burns	N Geisinger	N Knox	N Parsons	Y Thomas, A.M
N Butler	N Golick	N Lakly	Y Porter	Y Thomas, B
N Byrd	N Graves, D	N Lane, B	Y Powell	N Tumlin
N Carter	N Graves, T	N Lane, R	N Ralston	N Walker
N Casas	N Greene	N Lewis	Y Randall	Y Warren
N Chambers	Y Hanner	N Lindsey	Ray	Y Watson
N Channell	Harbin	Lord	Y Reece, B	N Wilkinson
N Cheokas	N Hatfield	N Loudermilk	N Reece, S	N Willard
N Coan	N Heard, J	Y Lucas	N Reese	Y Williams, A
N Cole	Y Heard, K	N Lunsford	N Rice	Y Williams, E
N Coleman, B	Y Heckstall	N Maddox	N Roberts	N Williams, R
Y Coleman, T	N Hembree	Y Mangham	Y Rogers	Y Wix
Cooper	Y Henson	Y Manning	N Royal	N Yates
N Cox	N Hill, C	Y Marin	N Rynders	Richardson, Speaker

On the motion, the ayes were 62, nays 97.

The motion was lost.

SB 637. By Senator Smith of the 52nd:

A BILL to be entitled an Act to amend Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to "Joshua's Law," so as to change the membership of the Georgia Driver's Education Commission; to repeal Section 1 of an Act approved May 10, 2005 (Ga. L. 2005, p. 1461), so as to repeal a priority concerning a certain distribution of fines and forfeitures; to provide for a definition; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia

Annotated, relating to "Joshua's Law," so as to change the membership of the Georgia Driver's Education Commission; to repeal Section 1 of an Act approved May 10, 2005 (Ga. L. 2005, p. 1461), so as to repeal a priority concerning a certain distribution of fines and forfeitures; to provide for a definition; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to "Joshua's Law," is amended by striking subsection (a) of Code Section 15-21-173, relating to the membership, terms, and appointment of the members of the Georgia Driver's Education Commission, and inserting in lieu thereof a new subsection (a) to read as follows:

"(a) The Georgia Driver's Education Commission shall consist of ~~nine~~ eight members who shall serve for terms of four years, except that ~~with respect to the first members appointed, three members shall be appointed for terms of three years, three for terms of two years, and three for terms of one year~~ the members in office on the effective date of this subsection shall serve the terms to which they were originally appointed. The State Board of Education shall appoint one member of the commission and the Department of ~~Motor Vehicle Safety~~ Driver Services shall appoint two members of the commission. The director of the Governor's Office of Highway Safety shall appoint one member of the commission. The remaining four members of the commission shall be appointed by the Governor, two of whom shall be public school driver's education providers and the other two shall be private driver's education providers. The Governor shall also establish initial terms of office for all ~~nine~~ members of the commission within the limitations of this subsection."

SECTION 2.

An Act approved May 10, 2005 (Ga. L. 2005, p. 1461), is amended by striking Section 1 in its entirety.

SECTION 3.

Said Act is further amended by striking Sections 3 and 4 and inserting in lieu thereof new Sections 3 and 4 to read as follows:

"SECTION 3.

Article 2 of Chapter 5 of Title 40 of the Official Code of Georgia Annotated, relating to issuance, expiration, and renewal of drivers´ licenses, is amended by striking Code Section 40-5-22, relating to persons not to be licensed and minimum ages for licenses, and inserting in lieu thereof a new Code Section 40-5-22 to read as follows:

'40-5-22.

(a) Except as otherwise provided in this Code section, the department shall not issue any Class C driver's license to any person who is under 18 years of age or Class M driver's license to any person who is under the age of 17 years, except that the department may, under subsection (a) of Code Section 40-5-24, issue a Class P instruction permit permitting the operation of a noncommercial Class C vehicle to any person who is at least 15 years of age, and may, under subsection (b) of Code Section 40-5-24, issue a Class D driver's license permitting the operation of a noncommercial Class C vehicle to any person who is at least 17 years of age. On and after January 1, 1985, the department shall not issue any driver's license to any person under 18 years of age unless such person presents a certificate or other evidence acceptable to the department which indicates satisfactory completion of an alcohol and drug course as prescribed in subsection (b) of Code Section 20-2-142; provided, however, that a person under 18 years of age who becomes a resident of this state and who has in his or her immediate possession a valid license issued to him or her in another state or country shall not be required to take or complete the alcohol and drug course. The department shall not issue a driver's license or a Class P instruction permit for the operation of a Class A or B vehicle or any commercial driver's license to any person who is under the age of 18 years.

(a.1)(1) The department shall not issue an instruction permit or driver's license to a person who is younger than 18 years of age unless at the time such minor submits an application for an instruction permit or driver's license the applicant presents acceptable proof that he or she has received a high school diploma, a general educational development (GED) diploma, a special diploma, or a certificate of high school completion or has terminated his or her secondary education and is enrolled in a postsecondary school, is pursuing a general educational development (GED) diploma, or the records of the department indicate that said applicant:

(A) Is enrolled in and not under ~~suspension~~ expulsion from a public or private school and has satisfied relevant attendance requirements as set forth in paragraph (2) of this subsection for a period of one academic year prior to application for an instruction permit or driver's license; or

(B) Is enrolled in a home education program that satisfies the reporting requirements of all state laws governing such ~~courses~~ program.

The department shall notify such minor of his or her ineligibility for an instruction permit or driver's license at the time of such application.

(2) The department shall forthwith notify by certified mail or statutory overnight delivery, return receipt requested, any minor issued an instruction permit or driver's license in accordance with this subsection other than a minor who has terminated his or her secondary education and is enrolled in a postsecondary school or who is pursuing a general educational development (GED) diploma that such minor's instruction permit or driver's license is suspended subject to review as provided for in this subsection if the department receives notice pursuant to Code Section 20-2-701 that indicates that such minor:

(A) Has dropped out of school without graduating and has remained out of school for ten consecutive school days;

(B) Has ~~more than~~ ten or more school days of unexcused absences in ~~any semester or combination of two consecutive quarters~~ the current academic year or ten or more school days of unexcused absences in the previous academic year; or

(C) Has been ~~suspended from school for~~ found in violation by a hearing officer, panel, or tribunal of one of the following offenses, has received a change in placement for committing one of the following offenses, or has waived his or her right to a hearing and pleaded guilty to one of the following offenses:

(i) Threatening, striking, or causing bodily harm to a teacher or other school personnel;

(ii) Possession or sale of drugs or alcohol on school property or at a school sponsored event;

(iii) Possession or use of a weapon on school property or at a school sponsored event. For purposes of this subparagraph, the term 'weapon' shall be defined in accordance with Code Section 16-11-127.1 but shall not include any part of an archeological or cultural exhibit brought to school in connection with a school project;

(iv) Any sexual offense prohibited under Chapter 6 of Title 16; or

(v) Causing substantial physical or visible bodily harm to or seriously disfiguring another person, including another student.

Notice given by certified mail or statutory overnight delivery with return receipt requested mailed to the person's last known address shall be prima-facie evidence that such person received the required notice. Such notice shall include instructions to the minor to return immediately the instruction permit or driver's license to the department and information summarizing the minor's right to request an exemption from the provisions of this subsection. The minor so notified may request in writing a hearing within ten business days from the date of receipt of notice. Within 30 days after receiving a written request for a hearing, the department shall hold a hearing as provided for in Chapter 13 of Title 50, the 'Georgia Administrative Procedure Act.' After such hearing, the department shall sustain its order of suspension or rescind such order. The department shall be authorized to grant an exemption from the provisions of this subsection to a minor, upon such minor's petition, if there is clear and convincing evidence that the enforcement of the provisions of this subsection upon such minor would create an undue hardship upon the minor or the minor's family or if there is clear and convincing evidence that the enforcement of the provisions of this subsection would act as a detriment to the health or welfare of the minor. Appeal from such hearing shall be in accordance with said chapter. If no hearing is requested within the ten business days specified above, the right to a hearing shall have been waived and the instruction permit or driver's license of the minor shall remain suspended. The suspension provided for in this paragraph shall be for a period of one year or shall end upon the date of such minor's eighteenth birthday or upon receipt of satisfactory proof that the minor is

pursuing or has received a general educational development (GED) diploma, a high school diploma, a special diploma, a certificate of high school completion, or has terminated his or her secondary education and is enrolled in a postsecondary school, whichever comes first.

(3) The State Board of Education and the commissioner of ~~motor vehicle safety~~ driver services are authorized to promulgate rules and regulations to implement the provisions of this subsection.

(4) The Department of Technical and Adult Education shall be responsible for compliance and noncompliance data for students pursuing a general educational development (GED) diploma.

(a.2)(1) On and after January 1, 2002, the department shall not issue any initial Class D driver's license or, in the case of a person who has never been issued a Class D driver's license by the department or the equivalent thereof by any other jurisdiction, any initial Class C driver's license unless such person:

(A) Is at least 16 years of age and has completed an approved driver education course in a licensed private or public driver training school and in addition a cumulative total of at least 40 hours of other supervised driving experience including at least six hours at night, all of which is verified in writing signed before a person authorized to administer oaths by a parent or guardian of the applicant or by the applicant if such person is at least 18 years of age; or

(B) Is at least 17 years of age and has completed a cumulative total of at least 40 hours of supervised driving experience including at least six hours at night, and the same is verified in writing signed before a person authorized to administer oaths by a parent or guardian of the applicant or by the applicant if such person is at least 18 years of age; provided, however, that a person 17 years of age or older who becomes a resident of this state, who meets all of the qualifications for issuance of a Class C license with the exception of the completion of an approved ~~driver's~~ driver education training course and at least 40 hours of supervised driving experience as required by this subsection, and who has in his or her immediate possession a valid license equivalent to a Class C license issued to him or her in another state or country shall be entitled to receive a Class C license.

(2) The commissioner shall by rule or regulation establish standards for approval of any driver education course for purposes of subparagraph (A) of paragraph (1) of this subsection, provided that such course shall be designed to educate young drivers about safe driving practices and the traffic laws of this state and to train young drivers in the safe operation of motor vehicles.

(3) For purposes of supervised driving experience under paragraph (1) of this subsection, supervision shall be provided by a person at least 21 years of age who is licensed as a driver for a commercial or noncommercial Class C vehicle, who is fit and capable of exercising control over the vehicle, and who is occupying a seat beside the driver.

(4) For the purposes of this Code section, the term "approved driver education training course" shall include those driver education training courses approved by the Department of Driver Services.

(b) Notwithstanding the provisions of subsection (a) of this Code section, any person 14 years of age who has a parent or guardian who is medically incapable of being licensed to operate a motor vehicle due to visual impairment may apply for and, subject to the approval of the commissioner, may be issued a restricted noncommercial Class P instruction permit for the operation of a noncommercial Class C vehicle. Any person permitted pursuant to this subsection shall be accompanied by such visually impaired parent or guardian whenever operating a motor vehicle.

(c) The department shall not issue any driver's license to nor renew the driver's license of any person:

(1) Whose license has been suspended during such suspension, or whose license has been revoked, except as otherwise provided in this chapter;

(2) Whose license is currently under suspension or revocation in any other jurisdiction upon grounds which would authorize the suspension or revocation of a license under this chapter;

(3) Who is a habitual user of alcohol or any drug to a degree rendering him or her incapable of safely driving a motor vehicle;

(4) Who has previously been adjudged to be afflicted with or suffering from any mental disability or disease and who has not at the time of application been restored to competency by the methods provided by law;

(5) Who is required by this chapter to take an examination, unless such person shall have successfully passed such examination;

(6) Who the commissioner has good cause to believe would not, by reason of physical or mental disability, be able to operate a motor vehicle with safety upon the highway; or

(7) Whose license issued by any other jurisdiction is suspended or revoked by such other jurisdiction during the period such license is suspended or revoked by such other jurisdiction.'

SECTION 4.

Said article is further amended by striking Code Section 40-5-24, relating to instruction permits and graduated licensing, and inserting in lieu thereof a new Code Section 40-5-24 to read as follows:

'40-5-24.

(a)(1) Any resident of this state who is at least 15 years of age may apply to the department for an instruction permit to operate a noncommercial Class C vehicle. The department shall, after the applicant has successfully passed all parts of the examination referred to in Code Section 40-5-27 other than the driving test, issue to the applicant an instruction permit which shall entitle the applicant, while having such permit in his or her immediate possession, to drive a Class C vehicle upon the public highways for a period of two years when accompanied by a person at least 21

years of age who is licensed as a driver for a commercial or noncommercial Class C vehicle, who is fit and capable of exercising control over the vehicle, and who is occupying a seat beside the driver.

(2) A person who has been issued an instruction permit under this subsection and has never been issued a Class D driver's license under subsection (b) of this Code section will become eligible for a Class D driver's license under subsection (b) of this Code section only if such person is at least 17 years of age, has a valid instruction permit which is not under suspension, and, for a period of not less than 12 consecutive months prior to making application for a Class D driver's license, has not been convicted of a violation of Code Section 40-6-391, hit and run or leaving the scene of an accident in violation of Code Section 40-6-270, racing on highways or streets, using a motor vehicle in fleeing or attempting to elude an officer, reckless driving, or convicted of any offense for which four or more points are assessable under subsection (c) of Code Section 40-5-57; provided, however, that a person who is at least 16 years of age and meets all of the other qualifications of this paragraph except for age who has completed an approved driver education training course as provided in subsection (a.2) of Code Section 40-5-22 will be eligible for a Class D driver's license.

(3) This subsection does not apply to instruction permits for the operation of motorcycles.

(b)(1) Any resident of this state who is at least 17 years of age and who, for a period of at least 12 months, had a valid instruction permit issued under subsection (a) of this Code section may apply to the department for a Class D driver's license to operate a noncommercial Class C vehicle if such resident has otherwise complied with all prerequisites for the issuance of such Class D driver's license as provided in subsection (a) of this Code section, provided that a resident at least 17 years of age who has at any age surrendered to the department a valid instruction permit or driver's license issued by another state or the District of Columbia or who has submitted to the department proof, to the satisfaction of the department, of a valid instruction permit or driver's license issued by another state or the District of Columbia may apply his or her driving record under such previously issued permit or driver's license toward meeting the eligibility requirements for a Class D driver's license the same as if such previously issued permit or driver's license were an instruction permit issued under subsection (a) of this Code section; provided, however, that a person who is at least 16 years of age and meets all of the other qualifications of this paragraph except for age who has completed an approved driver education training course as provided in subsection (a.2) of Code Section 40-5-22 may apply for a Class D driver's license.

(2) The department shall, after all applicable requirements have been met, issue to the applicant a Class D driver's license which shall entitle the applicant, while having such license in his or her immediate possession, to drive a Class C vehicle upon the public highways of this state under the following conditions:

(A) Any Class D license holder shall not drive a Class C motor vehicle on the public roads, streets, or highways of this state between the hours of 12:00 Midnight and 6:00 A.M. eastern standard time or eastern daylight time, whichever is applicable; and

(B)(i) Any Class D license holder shall not drive a Class C motor vehicle upon the public roads, streets, or highways of this state when more than three other passengers in the vehicle who are not members of the driver's immediate family are less than 21 years of age.

(ii) During the six-month period immediately following issuance of such license, any Class D license holder shall not drive a Class C motor vehicle upon the public roads, streets, or highways of this state when any other passenger in the vehicle is not a member of the driver's immediate family.

(iii) Notwithstanding the provisions of division (i) of this subparagraph, during the second six-month period immediately following issuance of such license, any Class D license holder shall not drive a Class C motor vehicle upon the public roads, streets, or highways of this state when more than one other passenger in the vehicle who is not a member of the driver's immediate family is less than 21 years of age;

provided, however, that a Class D license holder shall not be charged with a violation of this paragraph alone but may be charged with violating this paragraph in addition to any other traffic offense.

(3) A person who has been issued a Class D driver's license under this subsection and has never been issued a Class C driver's license under this chapter will become eligible for a Class C driver's license under this chapter only if such person has a valid Class D driver's license which is not under suspension and, for a period of not less than 12 consecutive months prior to making application for a Class C driver's license, has not been convicted of a violation of Code Section 40-6-391, hit and run or leaving the scene of an accident in violation of Code Section 40-6-270, racing on highways or streets, using a motor vehicle in fleeing or attempting to elude an officer, reckless driving, or convicted of any offense for which four or more points are assessable under subsection (c) of Code Section 40-5-57 and is at least 18 years of age.

(c) Any resident of this state who is at least 17 years of age may apply to the department for a noncommercial Class M motorcycle instruction permit. The department shall, after the applicant has successfully passed all parts of the examination other than the driving test, issue to the applicant an instruction permit which shall entitle the applicant, while having such permit in his or her immediate possession, to drive a motorcycle or a motor driven cycle upon the public highways for a period of six months; provided, however, that a person who is at least 16 years of age and meets all of the other qualifications of this subsection except for age who has completed an approved driver education training course as provided in subsection (a.2) of Code Section 40-5-22 may apply for a Class M motorcycle instruction permit.

A motorcycle instruction permit shall not be valid when carrying passengers, on a limited access highway, or at night.

(d) Any resident of this state who is at least 18 years of age may apply to the department for an instruction permit to operate noncommercial vehicles in Classes A and B. Such permits may be issued only to persons with valid commercial or noncommercial Class C licenses or persons who have passed all required tests for a commercial or noncommercial Class C license. The department shall, after the applicant has successfully passed all parts of the appropriate examination other than the skill and driving test, issue to the applicant an instruction permit which shall entitle the applicant, while having the permit in his or her immediate possession, to operate a vehicle of the appropriate noncommercial class upon the public highways for a period of 12 months when accompanied by a licensed driver, qualified in the vehicle being operated, who is fit and capable of exercising control over the vehicle, and who is occupying a seat beside the driver as an instructor. Prior to being issued a driver's license for Classes A and B, the applicant shall pass a knowledge and skill test for driving a Class A or B vehicle as provided by the commissioner.

(e) The department shall issue a temporary driver's permit to an applicant for a driver's license permitting him or her to operate a specified type or class of motor vehicle while the department is completing its investigation and determination of all facts relative to such applicant's eligibility to receive a driver's license. Such permit must be in his or her immediate possession while operating a motor vehicle, and it shall be invalid when the applicant's license has been issued or for good cause has been refused. Such permit shall be valid for no more than 45 days. When a license has been refused, the permit shall be returned to the department within ten days of receipt of written notice of refusal.

(f) For the purposes of this Code section, the term "approved driver education training course" shall include those driver education training courses approved by the Department of Driver Services.'"

SECTION 4.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 5.

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

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
Y Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Bryant
Y Buckner, D
Y Buckner, G
Burkhalter
Y Burmeister
Y Burns
Y Butler
Byrd
Y Carter
Y Casas
Y Chambers
Y Channell
Y Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Davis
Y Day
Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Y Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
Y Heckstall
Y Hembree
Y Henson
Y Hill, C
Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Jones, J
Y Jones, S
Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Loudermilk
Y Lucas
Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
Y Meadows
E Millar
Y Mills
Y Mitchell
Y Morgan
Y Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Oliver
Y O'Neal
Y Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Randall
Y Ray
Y Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Y Sinkfield
Y Smith, B
Y Smith, L
Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Watson
Y Wilkinson
Willard
Y Williams, A
Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 156, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

The following Bills of the House and Senate were taken up for the purpose of considering the reports of the Committees of Conference thereon:

SB 572. By Senators Goggans of the 7th, Stephens of the 27th, Williams of the 19th, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance

generally, so as to establish and define a crime of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 572

The Committee of Conference on SB 572 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 572 be adopted.

Respectfully submitted,

FOR THE SENATE:	FOR THE HOUSE OF REPRESENTATIVES:
/s/ Greg Goggans Senator, 7th District	/s/ Sharon Cooper Representative, 41st District
/s/ James L. Whitehead, Sr. Senator, 24th District	/s/ Donna Sheldon Representative, 105th District
/s/ Jeff Chapman Senator, 3rd District	/s/ David Graves Representative, 137th District

A BILL

To amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to change certain provisions relating to unlawful acts regarding Medicaid; to provide for inclusion of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for hearings on disputed payments before an administrative law judge; to provide for procedure related to such hearings, including assessment of costs; to require legislative notification for the submission of certain waivers pursuant to Section 1115 of the federal Social Security Act; to provide for a limit on the effective date of the Medicaid estate recovery program; to provide for substantial and unreasonable hardship waivers on any claim against the first $100,000.00 of any homestead; to provide for notice requirements; to provide for installment payments; to provide for submission of an amendment to the state plan; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia, relating to medical assistance generally, is amended by adding a new Code section to read as follows:

"49-4-142.1.

On and after the effective date of this Code section, neither the department, the board, nor any other representative of the state shall submit any request to the United States Department of Health and Human Services Centers for Medicare and Medicaid Services for a waiver pursuant to Section 1115 of the federal Social Security Act without legislative notification. This shall apply only to waivers that relate to Medicaid modernization, Medicaid transformation, or a Medicaid reform model that would affect 20,000 or more individuals in the Georgia Medicaid population. The legislative notification required under this Code section shall be by Act of the General Assembly or the adoption of a joint resolution of the General Assembly."

SECTION 2.

Said article is further amended striking subsections (a) and (b) of Code Section 49-4-146.1, relating to unlawful acts regarding Medicaid, and inserting in lieu thereof new subsections (a), (b), and (i) to read as follows:

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

(1) 'Agent' means any person who has been delegated the authority to obligate or act on behalf of a provider.

(2) 'Convicted' means that a judgment of conviction has been entered by any federal, state, or other court, regardless of whether an appeal from that judgment is pending.

(3) 'Indirect ownership interest' means any ownership interest in an entity that has an ownership interest in the provider entity. The term includes an ownership interest in any entity that has an indirect ownership interest in the provider entity.

(4) 'Managing employee' means a general manager, business manager, administrator, director, or other individual who exercises operational or managerial control over, or who directly or indirectly conducts, the day-to-day operation of the institution, organization, or agency.

(5) 'Payment' includes a payment or approval for payment, any portion of which is paid by the Georgia Medicaid program, or by a contractor, subcontractor, or agent for the Georgia Medicaid program pursuant to a managed care program operated, funded, or reimbursed by the Georgia Medicaid program.

~~(5)~~(6) 'Person' means any person, firm, corporation, partnership, or other entity.

~~(6)~~(7) 'Person with an ownership or control interest' means a person who:

(A) Has ownership interest totaling 5 percent or more in a provider;

(B) Has an indirect ownership interest equal to 5 percent or more in a provider;

(C) Has a combination of direct and indirect ownership interests equal to 5 percent or more in a provider;

(D) Owns an interest of 5 percent or more in any mortgage, deed of trust, note, or other obligation secured by the provider entity if that interest equals at least 5 percent of the value of the property or assets of the provider;

(E) Is an officer or director of a provider that is organized as a corporation; or

(F) Is a partner in a provider entity that is organized as a partnership.

~~(7)~~(8) 'Provider' means an actual or prospective provider of medical assistance under this chapter. The term 'provider' shall also include any managed care organization providing services pursuant to a managed care program operated, funded, or reimbursed by the Georgia Medicaid program.

(b) It ~~is~~ shall be unlawful:

(1) For any person or provider to obtain, ~~or~~ attempt to obtain, or retain for himself, herself, or any other person any medical assistance or other benefits or payments under this article, or under a managed care program operated, funded, or reimbursed by the Georgia Medicaid program, to which the person or provider is not entitled, or in an amount greater than that to which the person or provider is entitled, when the assistance, benefit, or payment is obtained, ~~or~~ attempted to be obtained, or retained, by:

(A) Knowingly and willfully making a false statement or false representation;

(B) Deliberate concealment of any material fact; or

(C) Any fraudulent scheme or device; or

(2) For any person or provider knowingly and willfully to accept medical assistance payments to which he or she is not entitled or in an amount greater than that to which he or she is entitled, or knowingly and willfully to falsify any report or document required under this article."

"(i) It shall be the duty of the department to identify and investigate violations of this article and to turn over to the prosecuting attorney, for prosecution, any information concerning any recipient of medical assistance who violates this article."

SECTION 3.

Said article is further amended by striking Code Section 49-4-147.1, relating to claims by the department against the estate of Medicaid recipients, and inserting in lieu thereof the following:

"49-4-147.1.

(a) In accordance with applicable federal law and regulations, including those under Title XIX of the federal Social Security Act, the department may make claim against the estate of a Medicaid recipient for the amount of any medical assistance payments made on such person's behalf by the department. A claim shall be made against the estate of a deceased Medicaid recipient only if at the time of application for medical assistance the applicant received written notice that the medical assistance costs could be recovered from the applicant's estate and the applicant signed a written acknowledgment of receipt of such notice, the estate is otherwise subject to recovery, if no hardship or other exemption exists. The commissioner shall waive such claim if he or she determines enforcement of the claim would result in substantial and

unreasonable hardship to dependents of the individual against whose estate the claim exists.

(b) The estate recovery program established pursuant to this Code section shall not be effective any earlier than the effective date of this subsection. In no event shall the department make claims against the estate of a Medicaid recipient for the amount of any medical assistance payments made on such person's behalf prior to the effective date of this subsection.

(c) The commissioner shall delay execution of a claim against the estate where the dependents or heirs agree to pay the full amount of the claim in reasonable installments.

(d) To prevent substantial and unreasonable hardship, the commissioner shall waive any claim against the first $100,000.00 of any estate. The commissioner shall annually adjust this exemption based on changes in the consumer price index. The value of the estate shall not include year's support, funeral expenses not to exceed $5,000.00, necessary expenses of administration, or reasonable expenses of the recipient's last illness. No later than July 1, 2006, the department shall submit an amendment to the state plan with the United States Department of Health and Human Services Centers for Medicare and Medicaid Services reflecting the provisions of this subsection. In the event that such amended state plan is not approved, this subsection shall stand repealed in its entirety."

SECTION 4.

Said article is further amended in Code Section 49-4-153, relating to administrative hearings and appeals, judicial review, and contested cases involving imposition of remedial or punitive measures against a nursing facility, by striking subsection (b) and inserting in lieu thereof the following:

"(b)(1) Any applicant for medical assistance whose application is denied or is not acted upon with reasonable promptness and any recipient of medical assistance aggrieved by the action or inaction of the Department of Community Health as to any medical or remedial care or service which such recipient alleges should be reimbursed under the terms of the state plan which was in effect on the date on which such care or service was rendered or is sought to be rendered shall be entitled to a hearing upon his or her request for such in writing and in accordance with the applicable rules and regulations of the department and the Office of State Administrative Hearings. As a result of the written request for hearing, a written recommendation shall be rendered in writing by the administrative law judge assigned to hear the matter. Should a decision be adverse to a party and should a party desire to appeal that decision, the party must file a request in writing to the commissioner or the commissioner's designated representative within 30 days of his or her receipt of the hearing decision. The commissioner, or the commissioner's designated representative, has ~~ten~~ 30 days from the receipt of the request for appeal to affirm, modify, or reverse the decision appealed from. A final decision or order adverse to a party, other than the agency, in a contested case shall be in writing or stated in the record. A final decision shall include findings of fact and conclusions of law, separately stated, and the effective date of the

decision or order. Findings of fact shall be accompanied by a concise and explicit statement of the underlying facts supporting the findings. Each agency shall maintain a properly indexed file of all decisions in contested cases, which file shall be open for public inspection except those expressly made confidential or privileged by statute. If the commissioner fails to issue a decision, the initial recommended decision shall become the final administrative decision of the commissioner.

(2)(A) A provider of medical assistance may request a hearing on a decision of the Department of Community Health with respect to a denial or nonpayment of or the determination of the amount of reimbursement paid or payable to such provider on a certain item of medical or remedial care of service rendered by such provider by filing a written request for a hearing in accordance with Code Sections 50-13-13 and 50-13-15 with the Department of Community Health. The Department of Community Health shall, within 15 business days of receiving the request for hearing from the provider, transmit a copy of the provider's request for hearing to the Office of State Administrative Hearings. The provider's request for hearing shall identify the issues under appeal and specify the relief requested by the provider. The request for hearing shall be filed no later than 15 business days after the provider of medical assistance receives the decision of the Department of Community Health which is the basis for the appeal.

(B) The Office of State Administrative Hearings shall assign an administrative law judge to hear the dispute within 15 days after receiving the request. The hearing is required to commence no later than 90 days after the assignment of the case to an administrative law judge, and the administrative law judge shall issue a written decision on the matter no later than 30 days after the close of the record except when it is determined that the complexity of the issues and the length of the record require an extension of these periods and an order is issued by an administrative law judge so providing, but no longer than 30 days. Such time requirements can be extended by written consent of all the parties. Failure of the administrative law judge to comply with the above time deadlines shall not render the case moot.

(C) A request for hearing by a nursing home provider shall stay any recovery or recoupment action.

(D) Should the decision of the administrative law judge be adverse to a party and should a party desire to appeal that decision, the party must file a request therefor, in writing, with the commissioner within ten days of his or her receipt of the hearing decision. Such a request must enumerate all factual and legal errors alleged by the party. The commissioner, or the commissioner's designated representative, may affirm, modify, or reverse the decision appealed from.

(3) A person or institution who either has been refused enrollment as a provider in the state plan or has been terminated as a provider by the Department of Community Health shall be entitled to a hearing; provided, however, that no entitlement to a hearing before the department shall lie for refusals or terminations based on the want of any license, permit, certificate, approval, registration, charter, or other form of permission issued by an entity other than the Department of Community Health,

which form of permission is required by law either to render care or to receive medical assistance in which federal financial participation is available. The final determination (subject to judicial review, if any) of such an entity denying issuance of such a form of permission shall be binding on and unreviewable by the Department of Community Health. In cases where an entitlement to a hearing before the Department of Community Health, pursuant to this paragraph, lies, the Department of Community Health shall give written notice of either the denial of enrollment or termination from enrollment to the affected person or institution; and such notice shall include the reasons of the Department of Community Health for denial or termination. Should such a person or institution desire to contest the initial decision of the Department of Community Health, he or she must give written notice of his or her appeal to the commissioner of community health within ten days after the date on which the notice of denial or notice of termination was transmitted to him or her. A hearing shall be scheduled and commenced within 20 days after the date on which the commissioner receives the notice of appeal; and the commissioner or his or her designee or designees shall render a final administrative decision as soon as practicable thereafter."

SECTION 5.

Said article is further amended in Code Section 49-4-153, relating to administrative hearings and appeals, judicial review, and contested cases involving imposition of remedial or punitive measures against a nursing facility, by adding a new subsection (e) to read as follows:

"(e)(1) A provider of medical assistance may request a hearing on a decision of a care management organization with respect to a denial or nonpayment of or the determination of the amount of reimbursement paid or payable to such provider on a certain item of medical or remedial care of service rendered by such provider by filing a written request for a hearing in accordance with Code Sections 50-13-13 and 50-13-15 with the Department of Community Health. The Department of Community Health shall, within 15 business days of receiving the request for hearing from the provider, transmit a copy of the provider's request for hearing to the Office of State Administrative Hearings, but shall not be a party to the proceedings. The provider's request for hearing shall identify the care management organization with which the provider has a dispute, the issues under appeal, and specify the relief requested by the provider. The request for hearing shall be filed no later than 15 business days after the provider of medical assistance receives the decision of the care management organization which is the basis for the appeal.

(2) The Office of State Administrative Hearings shall assign an administrative law judge to hear the dispute within 15 days after receiving the request. The hearing is required to commence no later than 90 days after the assignment of the case to an administrative law judge, and the administrative law judge shall issue a written decision on the matter no later than 30 days after the close of the record except when it is determined that the complexity of the issues and the length of the record require

an extension of these periods and an order is issued by an administrative law judge so providing, but no longer than 30 days. Such time requirements can be extended by written consent of all the parties. Failure of the administrative law judge to comply with the above time deadlines shall not render the case moot.

(3) The decision of the administrative law judge shall be the final administrative remedy available to the provider. Review thereafter shall proceed in accordance with Code Section 50-13-19. The fees and expenses of the Office of State Administrative Hearings may, at the administrative law judge's discretion, be assessed against the party against whom the administrative law judge enters his or her order."

SECTION 6.

This Act shall become effective on April 1, 2006, or upon its approval by the Governor, whichever last occurs, or upon its becoming law without such approval.

SECTION 7.

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

Representative Cooper of the 41st moved that the House adopt the report of the Committee of Conference on SB 572.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Y Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	N Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Franklin	Y Keown	Y Orrock	Y Stephenson
Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren

Y Chambers	Y Hanner	Y Lindsey	Ray	Y Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 154, nays 1.

The motion prevailed.

Representative Carter of the 159th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

HB 1372. By Representative Harbin of the 118th:

A BILL to be entitled an Act to amend Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to employees´ insurance and benefit plans, so as to provide for mechanisms for termination of coverage for nonpayment of premium; to provide for notification to employers; to provide for the introduction and consideration of bills impacting the state health benefit plans; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1372

The Committee of Conference on HB 1372 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1372 be adopted.

Respectfully submitted,

FOR THE SENATE:

/s/ Hudgens
Senator, 47th District

/s/ Rogers
Senator, 21st District

FOR THE HOUSE OF REPRESENTATIVES:

/s/ Ben Harbin
Representative, 118th District

/s/ Channell
Representative, 116th District

/s/ Heath
Senator, 31st District

/s/ Graves
Representative, 137th District

A BILL

To amend Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to employees´ insurance and benefit plans, so as to provide for mechanisms for termination of coverage for nonpayment of premium; to provide for notification to employers; to provide an exemption from the eight-year service requirement for correctional officers injured by inmate violence when five years or less from becoming eligible for medicare medical coverage; to provide for fiscal notes for bills impacting the state health benefit plans; to provide for the House Asthma Strategic Planning Study Committee; to provide for automatic repeal; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to employees´ insurance and benefit plans, is amended striking Code Section 45-18-5, relating to county officers and employees, and inserting in lieu thereof a new Code Section 45-18-5 to read as follows:

"45-18-5.

(a) The board is authorized to contract with the various counties of this state for the inclusion of the employees of any county within any health insurance plan or plans established under this article. The various counties of this state are authorized to contract with the board as provided in this Code section. In the event that any such contract is entered into, it shall be the duty of any counties so contracting to deduct from the salary or other compensation of its employees such payment as may be required under any health insurance plan and to remit the same to the board for inclusion in the health insurance fund. In addition, it shall be the duty of such county or counties to make the employer contributions required for the operation of such plan or plans. Should such county or counties fail to remit such deductions or such employer contributions, the commissioner may, upon written notice to such county or counties, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted.

(b) County officials may elect to be included in a health insurance plan, health maintenance organization, or other health benefits plan offered or provided by a county for its county officials or any health plan or plans established under this article. The governing authority of a county may elect by majority vote to provide for payment in a uniform manner of any portion, all, or none of the employer contributions for or

required premiums or payments due from the county officials or former county officials who under this Code section are eligible for inclusion in the health plan or plans established under this article. The board is authorized to contract with the County Officers Association of Georgia on behalf of the various counties of this state for the inclusion in any health insurance plan or plans established under this article of officials, spouses, and dependents of officials serving in one or more of the following capacities: probate judge, sheriff, tax commissioner or tax collector, clerk of the superior court, full-time or part-time state court judge, solicitor, state court clerk, or solicitor-general, chief magistrate, juvenile court judge, or members of the county governing authority and officials, spouses, and dependents of officials leaving office on or after December 31, 1996, who have served at least 12 years in one or more of the following capacities: probate judge, sheriff, tax commissioner or tax collector, clerk of the superior court, full-time or part-time state court judge, solicitor, state court clerk, or solicitor-general, chief magistrate, juvenile court judge, or members of the county governing authority. The County Officers Association of Georgia is authorized to contract with the board as provided in this Code section. In the event that such a contract is entered into, it shall be the duty of the County Officers Association of Georgia to collect from the various counties of this state with which it has contracted under this subsection and remit to the board such payment as may be required under any health insurance plan for inclusion in the health insurance fund. The County Officers Association of Georgia may add a reasonable fee to the premiums required under the plan to cover necessary administrative costs. In addition, it shall be the duty of the County Officers Association of Georgia to maintain and remit to the board accurate records of official, dependent, and other information required by the board to administer this Code section. Should the County Officers Association of Georgia fail to remit such payment, the commissioner may, upon written notice to the County Officers Association of Georgia, terminate the coverage for such officials as of the day following the last day for which such payment was remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted.

(c) The various counties of this state are authorized to contract with the County Officers Association of Georgia for the inclusion in any health insurance plan or plans established under this article of officials, spouses, and dependents of officials serving in one or more of the following capacities: probate judge, sheriff, tax commissioner or tax collector, clerk of the superior court, full-time or part-time state court judge, solicitor, or solicitor-general, chief magistrate, juvenile court judge, or members of the county governing authority and officials, spouses, and dependents of officials leaving office on or after December 31, 1996, who have served at least 12 years in one or more of the following capacities: probate judge, sheriff, tax commissioner or tax collector, clerk of the superior court, full-time or part-time state court judge, solicitor, state court clerk, or solicitor-general, chief magistrate, juvenile court judge, or members of the county governing authority. The County Officers Association of Georgia is authorized to contract with the various counties of the state as provided in this Code section. In the event that any such contracts are entered into, it shall be the duty of any counties so

contracting to deduct from the salary or other compensation of its officials and otherwise collect from former officials such payment as may be required under any health insurance plan and to remit the same to the County Officers Association of Georgia for payment to the board. To the extent employer contributions are not fully made by a county, it shall be the duty of the covered officials and former officials to make such employer contributions required on their behalf for the operation of such plan or plans. Should the County Officers Association of Georgia fail to remit such payment, the commissioner may, upon written notice to the County Officers Association of Georgia, terminate the coverage for such officials as of the day following the last day for which such payment was remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted.

(c.1) Any local board of education may elect for members thereof and their spouses and dependents to be included in any health plan or plans established under Code Section 20-2-918. It shall be the duty of any local boards of education so electing to deduct from the salary or other compensation of its members such payment as may be required under paragraph (1) of subsection (b) of Code Section 20-2-55 and to remit the same to the health insurance fund created under Code Section 20-2-918. Should any local board of education fail to remit such payment to the board, the provisions of subsection (b) of Code Section 20-2-920 shall be applicable to such nonpayment.

(d) In administering this Code section, it shall be the responsibility of the board to develop rates for coverage based on the actual claims experience of the individuals covered by this Code section. The board shall require a bond satisfactory to the commissioner to assure the contractual performance of any entities with which it contracts under this Code section.

(e) Nothing in this Code section shall preclude the exercise of any options or rights otherwise available to such county officers or members of local boards of education under other state or federal laws which relate to extension or continuation of health benefits."

SECTION 2.

Said chapter is further amended by striking Code Section 45-18-5.1, relating to licensed blind or otherwise seriously disabled vendors, and inserting in lieu thereof a new Code Section 45-18-5.1 to read as follows:

"45-18-5.1.

The Department of Labor is authorized to contract with the Georgia Cooperative Services for the Blind, Inc., a nominee agent designated by the Division of Rehabilitation Services of the Department of Labor, for the inclusion of licensed blind persons or other persons with disabilities operating a vending facility in accordance with Article 2 of Chapter 15 of Title 34 within any health insurance plan or plans established under this article. In the event any contract is entered into, it shall be the duty of the Georgia Cooperative Services for the Blind, Inc., to deduct the payment required under the plan from the earnings or other compensation of licensed blind

persons or other persons with disabilities and remit it to the Department of Labor for inclusion in the health insurance fund. In addition, it shall be the duty of the Georgia Cooperative Services for the Blind, Inc., to make the employer contributions required for the operation of such plan or plans. Should the Georgia Cooperative Services for the Blind, Inc., fail to remit such deductions or such employer contributions through the Department of Labor, the commissioner may, upon written notice to the Georgia Cooperative Services for the Blind, Inc., terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted."

SECTION 3.

Said chapter is further amended by striking Code Section 45-18-5.2, relating to sheltered employment center employees, and inserting in lieu thereof a new Code Section 45-18-5.2 to read as follows:

"45-18-5.2.

The board is authorized to contract with public and private nonprofit sheltered employment centers which contract with or employ persons within the Division of Rehabilitation Services of the Department of Labor and the Division of Mental Health, Developmental Disabilities, and Addictive Diseases of the Department of Human Resources for the inclusion of employees working in the sheltered employment centers within any health insurance plan or plans established under this article. The board is authorized to adopt regulations for entering into any contract. In the event any contract is entered into, it shall be the duty of the sheltered employment center to remit any funds that may be deducted from the earnings or other compensation of such sheltered employees for inclusion in the health insurance fund. In addition, it shall be the duty of the sheltered employment center to make the employer contributions required for the operation of such plan or plans. Should the sheltered employment center fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to the sheltered employment center, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted."

SECTION 4.

Said chapter is further amended by striking Code Section 45-18-7.1, relating to employees of the Georgia Development Authority, and inserting in lieu thereof a new Code Section 45-18-7.1 to read as follows:

"45-18-7.1.

The board is authorized to contract with the Georgia Development Authority for the inclusion in any health insurance plan or plans established under this article of the employees and retiring employees of the Georgia Development Authority and their spouses and dependent children, as defined by the regulations of the board. It shall be

the duty of the Georgia Development Authority to deduct from the salary or other remuneration of its employees such payment as may be required under the board's regulations. In addition, it shall be the duty of the Georgia Development Authority to make the employer contributions required for the operation of such plan or plans. Should the Georgia Development Authority fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to the Georgia Development Authority, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted."

SECTION 5.

Said chapter is further amended by striking Code Section 45-18-7.2, relating to Agrirama Development Authority employees, and inserting in lieu thereof a new Code Section 45-18-7.2 to read as follows:

"45-18-7.2.

The board is authorized to contract with the Georgia Agrirama Development Authority for the inclusion in any health insurance plan or plans established under this article of the employees and retiring employees of the Georgia Agrirama Development Authority and their spouses and dependent children, as defined by the regulations of the board. It shall be the duty of the Georgia Agrirama Development Authority to deduct from the salary or other remuneration of its employees such payment as may be required under the board's regulations. In addition, it shall be the duty of the Georgia Agrirama Development Authority to make the employer contributions required for the operation of such plan or plans. Should the Georgia Agrirama Development Authority fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to the Georgia Agrirama Development Authority, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted."

SECTION 6.

Said chapter is further amended by striking Code Section 45-18-7.3, relating to employees of Peace Officers´ Annuity and Benefit Fund, Georgia Firefighters´ Pension Fund, and Sheriffs´ Retirement Fund of Georgia, spouses, and dependent children, and inserting in lieu thereof a new Code Section 45-18-7.3 to read as follows:

"45-18-7.3.

The board is authorized to contract with the Peace Officers´ Annuity and Benefit Fund, Georgia Firefighters´ Pension Fund, and the Sheriffs´ Retirement Fund of Georgia for the inclusion in any health insurance plan or plans established under this article of the employees and retiring employees of said Peace Officers´ Annuity and Benefit Fund, Georgia Firefighters´ Pension Fund, and Sheriffs´ Retirement Fund of Georgia and their

spouses and dependent children, as defined by the regulations of the board. It shall be the duty of said Peace Officers´ Annuity Benefit Fund, Georgia Firefighters´ Pension Fund, and Sheriffs´ Retirement Fund of Georgia to deduct from the salary or other remuneration of their employees such payment as may be required under the board's regulations. In addition, it shall be the duty of said Peace Officers´ Annuity and Benefit Fund, Georgia Firefighters´ Pension Fund, and Sheriffs´ Retirement Fund of Georgia to make the employer contributions required for the operation of such plan or plans. Should the Peace Officers´ Annuity and Benefit Fund, Georgia Firefighters´ Pension Fund, or Sheriffs´ Retirement Fund of Georgia fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to the Peace Officers´ Annuity and Benefit Fund, Georgia Firefighters´ Pension Fund, or Sheriffs´ Retirement Fund of Georgia, as the case may be, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted."

SECTION 7.

Said chapter is further amended by striking Code Section 45-18-7.5, relating to employees of Georgia Housing and Finance Authority, spouses, and dependent children, and inserting in lieu thereof a new Code Section 45-18-7.5 to read as follows:

"45-18-7.5.

The board is authorized to contract with the Georgia Housing and Finance Authority for the inclusion in any health insurance plan or plans established under this article of the employees and retiring employees of the Georgia Housing and Finance Authority and their spouses and dependent children, as defined by the regulations of the board. It shall be the duty of the Georgia Housing and Finance Authority to deduct from the salary or other remuneration or otherwise collect such payment from its qualified employees, retired employees, or dependents as may be required under the board's regulations. In addition, it shall be the duty of the Georgia Housing and Finance Authority to make the employer contributions required for the operation of such plan or plans. Should the Georgia Housing and Finance Authority fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to the Georgia Housing and Finance Authority, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted."

SECTION 8.

Said chapter is further amended by striking Code Section 45-18-7.6, relating to employees of Georgia-Federal State Inspection Service, spouses, and dependent children, and inserting in lieu thereof a new Code Section 45-18-7.6 to read as follows:

"45-18-7.6.

The board is authorized to contract with the Georgia-Federal State Inspection Service for the inclusion in any health insurance plan or plans established under this article of the state employees of, retiring employees of, and employees who retired under the Employees´ Retirement System of Georgia on or before July 1, 2000, from the Georgia-Federal State Inspection Service and their spouses and dependent children, as defined by the regulations of the board. It shall be the duty of the Georgia-Federal State Inspection Service to deduct from the salary or other remuneration or otherwise collect such payment from its qualified employees or dependents as may be required under the board's regulations. In addition, it shall be the duty of the Georgia-Federal State Inspection Service to make the employer contributions required for the operation of such plan or plans. Should the Georgia-Federal State Inspection Service fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to the Georgia-Federal State Inspection Service, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted."

SECTION 9.

Said chapter is further amended by striking Code Section 45-18-7.7, relating to employees and dependents of critical access hospitals in health plans, and inserting in lieu thereof a new Code Section 45-18-7.7 to read as follows:

"45-18-7.7.

(a) The board is authorized to contract with any public or nonprofit critical access hospital that meets such requirements as the department may establish for the inclusion of the employees and dependents of such critical access hospitals in any health plan established under this article. It shall be the duty of such critical access hospital to deduct from the salary or other remuneration or otherwise collect such payment from its qualified employees as may be required under the board's regulations. In addition, it shall be the duty of such critical access hospital to make the employer contributions required for the operation of such plan. Should any critical access hospital fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to such critical access hospital, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted.

(b) The board is authorized to contract with any federally qualified health center, as defined in Section 1395x(aa)(4) of Title 42 of the United States Code Annotated, that meets such requirements as the department may establish for the inclusion of the employees and dependents of such federally qualified health centers in any health plan established under this article. It shall be the duty of the federally qualified health center to deduct from the salary or other remuneration or otherwise collect such payment from its qualified employees as may be required under the board's regulations. In addition, it

shall be the duty of such federally qualified health center to make the employer contributions required by the board for the operation of such plan. The department shall make a determination, no later than January 1, 2005, as to whether a federally qualified health center is an agency or instrumentality of the State of Georgia. In the event that the department determines that such centers are agencies or instrumentalities of the State of Georgia, then all employees and dependents of such centers shall be eligible for inclusion in the state employees´ health insurance plan. Should any such federally qualified health center fail to remit such deductions or such employer contributions to the board, the commissioner may, upon written notice to such federally qualified health center, terminate the coverage for such employees as of the day following the last day for which such deductions or such employer contributions were remitted to the board. Coverage may be reinstated upon the tender of any such deductions or employer contributions not previously remitted.

(c) The authority granted to the board pursuant to Code Sections 45-18-5.1, 45-18-5.2, 45-18-7.1, 45-18-7.2, 45-18-7.3, 45-18-7.5, and 45-18-7.6; by this Code section; or by any other provision of this article may be exercised only upon a determination by the department that the employer is an agency or instrumentality of the State of Georgia or, if the department determines that such entities are not agencies or instrumentalities of the State of Georgia, then employees and dependents of such entities may be included in the state employees´ health insurance plan up to the point that such health plan would not be able to retain its exempt status under the federal Employee Retirement Income Security Act of 1974."

SECTION 10.

Said chapter is further amended by adding a new subsection (c) to Code Section 45-18-10, relating to the right of continuation of insurance benefits for former state employees, to read as follows:

"(c) Any other provision of this article to the contrary notwithstanding, any employee who is injured by an act of inmate violence while he or she is employed as a correctional officer in a correctional facility in this state and is five years or less from becoming eligible for medicare medical coverage shall be exempt from the eight or more years of service requirement and shall be entitled to continue full coverage and participation, including coverage for his or her spouse and dependent children, in the health insurance plan upon the payment of the monthly premium fixed by the board for active state employees. The first monthly premium provided for in this subsection must be paid within 30 days following receipt of a notice of premium to be sent to such person by the commissioner. If such premium is not paid within such time limit, such insurance coverage shall be canceled and such person shall not again be eligible to participate in such plan."

SECTION 11.

Said chapter is further amended by striking Code Section 45-18-16, relating to certification to departments and other entities of the state of employer payment

percentage for ensuing fiscal year, and inserting in lieu thereof a new Code Section 45-18-16 to read as follows:

"45-18-16.

~~On or before June 1 of each year~~ Not less than 30 days prior to the commencement of the plan year, the commissioner of community health shall certify to the director or chief administrative officer of each state department, bureau, institution, board, commission, or authority having employees covered by this article the amount of percentage adopted by the board as employer payments for the ensuing fiscal year; and they shall, in their annual budget, make provisions for funds with which to pay the board the required employer payments."

SECTION 12.

Said chapter is further amended by adding new Code sections to read as follows:

"45-18-20.

Any bill prepared by the General Assembly which would impact the state employees´ health insurance plan established under this article shall require a fiscal note in accordance with the procedures of Code Section 28-5-42.

45-18-21.

(a) There is created the House Asthma Strategic Planning Study Committee to be composed of five members of the House of Representatives to be appointed by the Speaker of the House of Representatives, as well as representatives from the Governor's office, the Public Employee Health Benefits Division and the Division of Medical Assistance of the Department of Community Health, the Department of Education, the Department of Early Care and Learning, the American Lung Association, and Children's Healthcare of Atlanta. The Speaker of the House of Representatives shall designate a member of the committee as chairperson of the committee. The chairperson shall call all meetings of the committee. The committee shall undertake a study of the current prevalence of asthma in Georgia and determine a state-wide strategy for reducing the prevalence of the disease as well as improving the health status of Georgians with asthma.

(b) The committee shall undertake a study of the conditions, needs, issues, and problems mentioned above or related thereto and recommend any action or legislation the committee deems necessary or appropriate. The committee may conduct such meetings at such places and at such times as it may deem necessary or convenient to enable it to exercise fully and effectively its powers, perform its duties, and accomplish the objectives and purposes of this resolution. The legislative members of the committee shall receive the allowance provided for in Code Section 28-1-8 of the Official Code of Georgia Annotated. Citizen members shall receive a daily expense allowance in the amount specified in subsection (b) of Code Section 45-7-21 of the Official Code of Georgia Annotated as well as the mileage or transportation allowance authorized for state employees. Any member who is a public official or employee other than a member of the General Assembly shall not receive a daily expense allowance but

may be reimbursed for actual expenses by his or her public employer. All funds necessary to carry out the provisions of this resolution shall come from funds appropriated to the House of Representatives. The expenses and allowances authorized by this resolution shall not be received by any member of the committee for more than five days unless additional days are authorized. In the event the committee makes a report of its findings and recommendations, with suggestions for proposed legislation, if any, such report shall be made on or before December 31, 2006.

(c) This Code section shall be repealed and the committee shall stand abolished on December 31, 2006."

SECTION 13.

This Act shall become effective on July 1, 2006.

SECTION 14.

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

Representative Channell of the 116th moved that the House adopt the report of the Committee of Conference on HB 1372.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	N Maxwell	Y Scheid
Y Anderson	N Davis	Y Holt	N May	Y Scott, A
Y Ashe	Y Day	N Horne	Y McCall	N Scott, M
Y Barnard	Y Dean	N Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	N Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	N Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
N Benton	Y Dukes	Y Jacobs	Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	N Neal	E Smyre
Y Bryant	Y Fludd	Y Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	N Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	N Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Golick	Y Lakly	Y Porter	Y Thomas, B
N Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Y Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson

Y Cheokas	Hatfield	N Loudermilk	Y Reece, S	Willard
Y Coan	Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Y Mangham	Y Rogers	N Wix
Y Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	N Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 140, nays 16.

The motion prevailed.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has adopted the report of the Committee of Conference on the following bills of the Senate and House:

HB 1178. By Representatives Hill of the 180th, Channell of the 116th, Cooper of the 41st, Brown of the 69th, Jenkins of the 8th and others:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to provide for the establishment of a program through which unused prescription drugs may be distributed for use by medically indigent persons; to provide for a short title; to provide for definitions; to provide for a pilot program; to provide for the establishment of rules and regulations; to provide for timelines; to provide for limited liability; to provide for construction; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1211. By Representatives Reese of the 98th, Lane of the 158th, Ralston of the 7th, Holt of the 112th, Crawford of the 127th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to state symbols, so as to designate the Southern Appalachian brook trout as the official state cold water game fish; to provide for legislative findings; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 413. By Senators Moody of the 56th, Weber of the 40th, Douglas of the 17th, Thomas of the 2nd, Fort of the 39th and others:

A BILL to be entitled an Act to amend Subpart 2 of Part 1 of Article 16 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, the compulsory school attendance law, so as to change certain provisions relating to mandatory education for children between ages six and 16; to provide that an unemancipated minor older than the age of mandatory attendance may not withdraw from enrollment in school without the permission of his or her parent or guardian; to require parent or guardian approval; to provide for a conference with the principal; to provide for local board of education policies; to change certain provisions relating to the minimum annual attendance required; to change certain provisions relating to exemptions from compulsory attendance; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 173. By Representative Lunsford of the 110th:

A BILL to be entitled an Act to amend Code Section 48-5-41 of the Official Code of Georgia Annotated, relating to property exempt from ad valorem tax, so as to expand the ad valorem exemption for veterans organizations to include certain additional nonprofit veterans organizations; to provide for a referendum, applicability, and effective dates; to provide for automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

SB 64. By Senator Douglas of the 17th:

A BILL to be entitled an Act to amend Code Section 40-1-7 of the Official Code of Georgia Annotated, relating to the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles, so as to repeal the requirement that officers enforcing traffic laws have a blue light on the roof of their vehicles; to provide an effective date; to repeal conflicting laws; and for other purposes.

HB 848. By Representatives Butler of the 18th, Maxwell of the 17th, England of the 108th, Roberts of the 154th and Stephens of the 164th:

A BILL to be entitled an Act to amend Part 1 of Article 2 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to tax exemptions, so as to provide a homestead exemption to certain residents who are senior citizens with respect to state ad valorem taxes; to provide qualifications; to provide procedures for obtaining such exemption; to provide for the taxes to which such homestead exemption is applicable; to provide for a referendum; to provide for effective dates; to provide for applicability; to provide for

automatic repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitute to the following resolution of the Senate:

SR 873. By Senators Stoner of the 6th, Wiles of the 37th, Hill of the 32nd, Rogers of the 21st and Thompson of the 33rd:

A RESOLUTION commending the accomplishments of Emory Parrish and dedicating the Emory Parrish Interchange; and for other purposes.

The following Resolution of the Senate was taken up for the purpose of considering the Senate's disagreeing to the House substitute thereto:

SR 804. By Senators Moody of the 56th and Shafer of the 48th:

A RESOLUTION to create the North Fulton Boundary Commission; and for other purposes.

Representative Jones of the 46th moved that the House insist on its position in substituting SR 804.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Hill, C.A	Y Martin	N Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
N Anderson	Davis	Y Holt	May	Y Scott, A
Y Ashe	Y Day	Horne	Y McCall	Scott, M
Y Barnard	N Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	N Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	N Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	N Morgan	Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
N Bordeaux	Y England	Jamieson	Mosby	Y Smith, L
Y Borders	Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Smith, V
Y Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Bryant	Y Fludd	Y Jordan	Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
N Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin

Y Carter	Y Graves, T	Y Lane, R	Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Chambers	Hanner	Y Lindsey	Y Ray	N Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Cheokas	Y Hatfield	Loudermilk	Y Reece, S	Y Willard
Y Coan	Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Rice	Y Williams, E
Y Coleman, B	N Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Hembree	Mangham	Y Rogers	Wix
Y Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 135, nays 10.

The motion prevailed.

The Speaker assumed the Chair.

Under the general order of business, established by the Committee on Rules, the following Bills of the Senate were taken up for consideration and read the third time:

SB 552. By Senator Reed of the 35th:

A BILL to be entitled an Act to incorporate the City of South Fulton in Fulton County; to provide for a charter for the City of South Fulton; to provide for incorporation, boundaries, and powers of the city; to provide for general powers and limitations on powers; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, expenses, qualifications, prohibitions, and districts relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances; to provide for the office of mayor and certain duties and powers relative to the office of mayor; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city manager, a city attorney, a city clerk, a tax collector, a city accountant, and other personnel; to provide for a municipal court and the judge or judges thereof; to provide for severability; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To incorporate the City of South Fulton in Fulton County; to provide for a charter for the City of South Fulton; to provide for incorporation, boundaries, and powers of the city; to

provide for general powers and limitations on powers; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, expenses, qualifications, prohibitions, and districts relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances; to provide for the office of mayor and certain duties and powers relative to the office of mayor; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city manager, a city attorney, a city clerk, a tax collector, a city accountant, and other personnel; to provide for a municipal court and the judge or judges thereof; to provide for practices and procedures; to provide for ethics and disclosures; to provide for taxation, licenses, and fees; to provide for franchises, service charges, and assessments; to provide for bonded and other indebtedness; to provide for accounting and budgeting; to provide for purchases; to provide for homestead exemptions; to provide for bonds for officials; to provide for other matters relative to the foregoing; to provide for referenda; to provide for an automatic repeal; to provide effective dates and transitional provisions governing the transfer of various functions and responsibilities from Fulton County to the City of South Fulton; to provide for severability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

ARTICLE I
CREATION, INCORPORATION, POWERS

SECTION 1.01.
Incorporation.

This Act shall constitute the charter of the City of South Fulton. The City of South Fulton in the County of Fulton, and the inhabitants thereof, are constituted and declared a body politic and corporate under the same name and style of the "City of South Fulton" and by that name shall have perpetual succession, may sue and be sued, plead and be impleaded, in all courts of law and equity, and in all actions whatsoever, and may have and use a common seal.

SECTION 1.02.
Corporate boundaries.

The boundaries of the City of South Fulton shall be as set forth and described in Appendix A of this Act, and said Appendix A is incorporated into and made a part of this Act. The city manager shall maintain a current map and written legal description of the corporate boundaries of the city, and such map and description shall incorporate any changes which may hereafter be made in such corporate boundaries.

SECTION 1.03.
Powers and construction.

(a) This city shall have all powers possible for a city to have under the present or future Constitution and laws of this state as fully and completely as though they were specifically enumerated in this Act. This city shall have all the powers of self-government not otherwise prohibited by this Act or by general law.
(b) The powers of this city shall be construed liberally in favor of the city. The specific mention or failure to mention particular powers shall not be construed as limiting in any way the powers of this city. These powers shall include, but not be limited to, the following:

(1) Animal regulations. To regulate and license or to prohibit the keeping or running at-large of animals and fowl, and to provide for the impoundment of same if in violation of any ordinance or lawful order; to provide for the disposition by sale, gift, or humane destruction of animals and fowl when not redeemed as provided by ordinance; and to provide punishment for violation of ordinances enacted hereunder;

(2) Appropriations and expenditures. To make appropriations for the support of the government of the city; to authorize the expenditure of money for any purposes authorized by this Act and for any purpose for which a municipality is authorized by the laws of the State of Georgia; and to provide for the payment of expenses of the city;

(3) Building regulation. To regulate and to license the erection and construction of buildings and all other structures; to adopt building, housing, plumbing, electrical, gas, and heating and air conditioning codes; and to regulate all housing and building trades to the extent permitted by general law;

(4) Business regulation and taxation. To levy and to provide for the collection of regulatory fees and taxes on privileges, occupations, trades, and professions as authorized by Title 48 of the O.C.G.A. or other such applicable laws as are or may hereafter be enacted; to permit and regulate the same; to provide for the manner and method of payment of such regulatory fees and taxes; and to revoke such permits after due process for failure to pay any city taxes or fees;

(5) Condemnation. To condemn property, inside or outside the corporate limits of the city, for present or future use and for any corporate purpose deemed necessary by the city council, utilizing procedures enumerated in Title 22 of the O.C.G.A., or such other applicable laws as are or may hereafter be enacted;

(6) Contracts. To enter into contracts and agreements with other governmental entities and with private persons, firms, and corporations;

(7) Emergencies. To establish procedures for determining and proclaiming that an emergency situation exists within or outside the city, and to make and carry out all reasonable provisions deemed necessary to deal with or meet such an emergency for the protection, safety, health, or well-being of the citizens of the city;

(8) Environmental protection. To protect and preserve the natural resources, environment, and vital areas of the city, the region, and the state through the

preservation and improvement of air quality, the restoration and maintenance of water resources, the control of erosion and sedimentation, the management of storm water and establishment of a storm-water utility, the management of solid and hazardous waste, and other necessary actions for the protection of the environment;

(9) Ethics. To adopt ethics ordinances and regulations governing the conduct of municipal elected officials, appointed officials, and employees, establishing procedures for ethics complaints and setting forth penalties for violations of such rules and procedures;

(10) Fire regulations. To fix and establish fire limits and from time to time to extend, enlarge, or restrict the same; to prescribe fire safety regulations not inconsistent with general law, relating to both fire prevention and detection and to fire fighting; and to prescribe penalties and punishment for violations thereof;

(11) Garbage fees. To levy, fix, assess, and collect a garbage, refuse, and trash collection and disposal and other sanitary service charge, tax, or fee for such services as may be necessary in the operation of the city from all individuals, firms, and corporations residing in or doing business therein benefiting from such services; to enforce the payment of such charges, taxes, or fees; and to provide for the manner and method of collecting such service charges;

(12) General health, safety, and welfare. To define, regulate, and prohibit any act, practice, conduct, or use of property which is detrimental to health, sanitation, cleanliness, welfare, and safety of the inhabitants of the city, and to provide for the enforcement of such standards;

(13) Gifts. To accept or refuse gifts, donations, bequests, or grants from any source for any purpose related to powers and duties of the city and the general welfare of its citizens, on such terms and conditions as the donor or grantor may impose;

(14) Health and sanitation. To prescribe standards of health and sanitation and to provide for the enforcement of such standards;

(15) Jail sentences. To provide that persons given jail sentences in the city's court may work out such sentences in any public works or on the streets, roads, drains, and other public property in the city; to provide for commitment of such persons to any jail; to provide for the use of pretrial diversion and any alternative sentencing allowed by law; or to provide for commitment of such persons to any county work camp or county jail by agreement with the appropriate county officials;

(16) Motor vehicles. To regulate the operation of motor vehicles and exercise control over all traffic, including parking upon or across the streets, roads, alleys, and walkways of the city;

(17) Municipal agencies and delegation of power. To create, alter, or abolish departments, boards, offices, commissions, and agencies of the city, and to confer upon such agencies the necessary and appropriate authority for carrying out all the powers conferred upon or delegated to the same;

(18) Municipal debts. To appropriate and borrow money for the payment of debts of the city and to issue bonds for the purpose of raising revenue to carry out any project, program, or venture authorized by this Act or the laws of the State of Georgia;

(19) Municipal property ownership. To acquire, dispose of, lease, and hold in trust or otherwise any real, personal, or mixed property, in fee simple or lesser interest, inside or outside the property limits of the city;
(20) Municipal property protection. To provide for the preservation and protection of property and equipment of the city and the administration and use of same by the public; and to prescribe penalties and punishment for violations thereof;
(21) Municipal utilities. To acquire, lease, construct, operate, maintain, sell, and dispose of public utilities, including but not limited to a system of waterworks, sewers and drains, sewage disposal, storm-water management, gas works, electric light plants, cable television and other telecommunications, transportation facilities, public airports, and any other public utility; to fix the taxes, charges, rates, fares, fees, assessments, regulations, and penalties; and to provide for the withdrawal of service for refusal or failure to pay the same;
(22) Nuisance. To define a nuisance and provide for its abatement whether on public or private property;
(23) Penalties. To provide penalties for violation of any ordinances adopted pursuant to the authority of this Act and the laws of the State of Georgia;
(24) Planning and zoning. To provide comprehensive city planning for development by zoning; and to provide subdivision regulation and the like as the city council deems necessary and reasonable to ensure a safe, healthy, and esthetically pleasing community;
(25) Police and fire protection. To exercise the power of arrest through duly appointed police officers; and to establish, operate, or contract for a police and a fire-fighting agency;
(26) Public hazards: removal. To provide for the destruction and removal of any building or other structure which is or may become dangerous or detrimental to the public;
(27) Public improvements. To provide for the acquisition, construction, building, operation, and maintenance of public ways, parks and playgrounds, recreational facilities, cemeteries, public buildings, libraries, public housing, parking facilities, or charitable, cultural, educational, recreational, conservation, sport, detentional, penal, and medical institutions, agencies, and facilities; and to provide any other public improvements inside or outside the corporate limits of the city and to regulate the use of public improvements; and for such purposes, property may be acquired by condemnation under Title 22 of the O.C.G.A., or such other applicable laws as are or may hereafter be enacted;
(28) Public peace. To provide for the prevention and punishment of loitering, disorderly conduct, drunkenness, riots, and public disturbances;
(29) Public transportation. To organize and operate such public transportation systems as are deemed beneficial;
(30) Public utilities and services. To grant franchises or make contracts for, or impose taxes on, public utilities and public service companies; and to prescribe the rates, fares, regulations, and standards and conditions of service applicable to the service to

be provided by the franchise grantee or contractor, insofar as not in conflict with valid regulations of the Public Service Commission;

(31) Regulation of roadside areas. To prohibit or regulate and control the erection, removal, and maintenance of signs, billboards, trees, shrubs, fences, buildings, and any and all other structures or obstructions upon or adjacent to the rights of way of streets and roads or within view thereof, within or abutting the corporate limits of the city; and to prescribe penalties and punishment for violation of such ordinances;

(32) Retirement. To provide and maintain a retirement plan for officers and employees of the city;

(33) Roadways. To lay out, open, extend, widen, narrow, establish or change the grade of, abandon or close, construct, pave, curb, gutter, adorn with shade trees, or otherwise improve, maintain, repair, clean, prevent erosion of, and light the roads, alleys, and walkways within the corporate limits of the city; to grant franchises and rights of way throughout the streets and roads and over the bridges and viaducts for the use of public utilities; and to require real estate owners to repair and maintain in a safe condition the sidewalks adjoining their lots or lands and to impose penalties for failure to do so;

(34) Sewer fees. To levy a fee, charge, or sewer tax as necessary to assure the acquiring, constructing, equipping, operating, maintaining, and extending of a sewage disposal plant and sewerage system, and to levy on those to whom sewers and sewerage systems are made available a sewer service fee, charge, or sewer tax for the availability or use of the sewers; to provide for the manner and method of collecting such service charges and for enforcing payment of the same; and to charge, impose, and collect a sewer connection fee or fees to those connected with the system;

(35) Solid waste disposal. To provide for the collection and disposal of garbage, rubbish, and refuse and to regulate the collection and disposal of garbage, rubbish, and refuse by others; and to provide for the separate collection of glass, tin, aluminum, cardboard, paper, and other recyclable materials and to provide for the sale of such items;

(36) Special assessments. To levy and provide for the collection of special assessments to cover the costs for any public improvements;

(37) Taxes: ad valorem. To levy and provide for the assessment, valuation, revaluation, and collection of taxes on all property subject to taxation;

(38) Taxes: other. To levy and collect such other taxes as may be allowed now or in the future by law;

(39) Taxicabs. To regulate and license vehicles operated for hire in the city; to limit the number of such vehicles; to require the operators thereof to be licensed; to require public liability insurance on such vehicles in the amounts to be prescribed by ordinance; and to regulate the parking of such vehicles;

(40) Urban redevelopment. To organize and operate an urban redevelopment program; and

(41) Other powers. To exercise and enjoy all other powers, functions, rights, privileges, and immunities necessary or desirable to promote or protect the safety,

health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants; to exercise all implied powers necessary or desirable to carry into execution all powers granted in this Act as fully and completely as if such powers were fully stated herein; and to exercise all powers now or in the future authorized to be exercised by other municipal governments under other laws of the State of Georgia; and any listing of particular powers in this Act shall not be held to be exclusive of others or restrictive of general words and phrases granting powers, but shall be held to be in addition to such powers unless expressly prohibited to municipalities under the Constitution or applicable laws of the State of Georgia.

SECTION 1.04.
Exercise of powers.

All powers, functions, rights, privileges, and immunities of the city, its officers, agencies, or employees shall be carried into execution as provided by this Act. If this Act makes no provision, such shall be carried into execution as provided by ordinance or as provided by pertinent laws of the State of Georgia.

ARTICLE II
GOVERNMENT STRUCTURE, ELECTIONS,
AND LEGISLATIVE BRANCH

SECTION 2.01.
City council creation; number; election.

(a) The legislative authority of the government of South Fulton, except as otherwise specifically provided in this Act, shall be vested in a city council to be composed of a mayor and five councilmembers.
(b) The mayor shall be elected by a majority vote of the qualified electors of the city at large voting at the elections of the city.
(c) Each councilmember shall be elected by a majority vote of the qualified electors of his or her respective council district voting at the elections of the city. For the purpose of electing the five councilmembers, there shall be five council districts, designated Council Districts 1 through 5, as described in Appendix B of this Act and the accompanying Redistricting Plan Components Report, which are attached to and made a part of the Act of the City of South Fulton. Each person desiring to offer as a candidate for councilmember shall designate the council district for which he or she is offering.

SECTION 2.02.
Mayor and city councilmembers; election, terms,
and qualifications for office.

(a) Except as otherwise provided in subsection (c) of this section, the mayor and members of the city council shall serve for terms of four years and until their respective successors are elected and qualified. No person shall be eligible to serve as mayor or councilmember unless that person shall have been a resident of the area comprising the corporate limits of the City of South Fulton for a continuous period of at least 12 months immediately prior to the date of the election for mayor or councilmember, shall continue to reside therein during that person's period of service, and shall continue to be registered and qualified to vote in municipal elections of the City of South Fulton. In addition to the above requirements, no person shall be eligible to serve as a councilmember representing a council district unless that person has been a resident of the district such person seeks to represent for a continuous period of at least six months immediately prior to the date of the election for councilmember and continues to reside in such district during that person's period of service.

(b) The first general municipal elections shall be held on the Tuesday next following the first Monday in November 2007. Thereafter, general municipal elections shall be held on the Tuesday next following the first Monday in November in the odd-numbered year following by more than two years the year in which said first municipal election is held, and quadrennially thereafter.

(c) The first mayor and the initial councilmembers shall take office on the first day of the first month immediately following the first municipal election provided for in subsection (b) of this section and shall serve for terms which expire when their successors take office in January of the first year immediately following the second municipal election provided for therein. Thereafter the mayor and councilmembers shall take office as provided in Code Section 21-2-541.1 of the O.C.G.A. and serve for terms of four years. The initial members and future members of the governing authority shall serve until their successors are elected and qualified.

SECTION 2.03.

Vacancy; filling of vacancies; suspensions.

The office of mayor or councilmember shall become vacant upon the incumbent's death, resignation, forfeiture of office, or removal from office in any manner authorized by this Act or the general laws of the State of Georgia. A vacancy in the office of mayor or councilmember shall be filled for the remainder of the unexpired term by a special election if such vacancy occurs 12 months or more prior to the expiration of the term of that office. If such vacancy occurs within 12 months of the expiration of the term of that office, the city council or those members remaining shall appoint a successor for the remainder of the term. This provision shall also apply to a temporary vacancy created by the suspension from office of the mayor or any councilmember.

SECTION 2.04.

Nonpartisan elections.

Political parties shall not conduct primaries for city offices and all names of candidates for city offices shall be listed without party designation.

SECTION 2.05.
Election by majority vote.

The candidates for mayor and councilmember who receive a majority of the votes cast in the applicable election shall be elected to a term of office. In the event no candidate receives a majority of the votes cast in said election, a run-off election shall be held between the two candidates receiving the highest number of votes. Such runoff shall be held at the time specified by state election law, unless such run-off date is postponed by court order.

SECTION 2.06.
Applicability of general laws; qualifying; other provisions.

All primaries and elections shall be held and conducted in accordance with Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now or hereafter amended. Except as otherwise provided by this Act, the city council shall, by ordinance or resolution, prescribe such rules and regulations as it deems appropriate, including but not limited to the establishment of qualifying fees, to fulfill any options and duties under Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code," as now or hereafter amended.

SECTION 2.07.
Compensation and expenses.

The annual salary of the mayor shall be $16,500.00 and the annual salary for each councilmember shall be $12,500.00. Such salary shall be paid from municipal funds in monthly installments. The city council may provide by ordinance for the provision of insurance, retirement, workers´ compensation, and other employee benefits to the mayor and members of the city council and may provide by ordinance for the reimbursement of expenses actually and necessarily incurred by the mayor and members of the city council in carrying out their official duties.

SECTION 2.08.
Inquiries and investigations.

The city council may make inquiries and investigations into the affairs of the city and conduct of any department, office, or agency thereof and for this purpose may subpoena witnesses, administer oaths, take testimony, and require the production of evidence. Any person who fails or refuses to obey a lawful order issued in the exercise of these powers by the city council shall be punished as may be provided by ordinance.

SECTION 2.09.
Meetings and mayor pro tempore.

(a) The city council shall meet on the first working day in January immediately following each regular municipal election. The meeting shall be called to order by the mayor-elect and the oath of office shall be administered to the newly elected mayor and councilmembers by a judicial officer authorized to administer oaths. The oath shall, to the extent that it comports with federal and state law, be as follows:

"I do solemnly swear or affirm that I will faithfully execute the office of [councilmember or mayor as the case may be] of the City of South Fulton, and will to the best of my ability support and defend the Constitution of the United States, the Constitution of Georgia, and the Act, ordinances, and regulations of the City of South Fulton. I am not the holder of any unaccounted for public money due this state or any political subdivision or authority thereof. I am not the holder of any office of trust under the government of the United States, any other state, or any foreign state which I by the laws of the State of Georgia am prohibited from holding. I am otherwise qualified to hold said office according to the Constitution and laws of Georgia. I have been a resident of my district and the City of South Fulton for the time required by the Constitution and laws of this state and by the municipal Act. I will perform the duties of my office in the best interest of the City of South Fulton to the best of my ability without fear, favor, affection, reward, or expectation thereof."

(b) Following the induction of the mayor and councilmembers, the city council, by a majority vote of the councilmembers, shall elect a councilmember to be mayor pro tempore, who shall serve for a term of four years and until a successor is elected and qualified. The mayor pro tempore shall assume the duties and powers of the mayor during the mayor's disability or absence, except that the mayor pro tempore shall continue to vote as a councilmember and may not exercise the mayor's prerogative to vote in the case of a tie. During the mayor's disability or absence, the mayor pro tempore may veto any action of the city council. If the mayor pro tempore is absent because of sickness or disqualification, any one of the remaining councilmembers, chosen by the members present, shall be clothed with all the rights and privileges of the mayor and shall perform the mayor's duties in the same manner as the mayor pro tempore.

(c) The city council shall, at least once a month, hold regular meetings at such times and places as prescribed by ordinance. The council may recess any regular meeting and continue such meeting on any weekday or hour it may fix and may transact any business at such continued meeting as may be transacted at any regular meeting.

(d) Special meetings of the council may be held on the call of the mayor or three members of the council. Notice of such special meetings shall be delivered to all members of the council and the mayor personally, by registered mail, or by electronic means, at least 24 hours in advance of the meeting. Such notice to councilmembers shall not be required if the mayor and all councilmembers are present when the special meeting is called. Such notice of any special meeting may be waived by the mayor or a councilmember in writing before or after such a meeting and attendance at the meeting

shall also constitute a waiver of notice. The notice of such special meeting shall state what business is to be transacted at the special meeting. Only the business stated in the call may be transacted at the special meeting.

SECTION 2.10.
Quorum; voting.

Three councilmembers shall constitute a quorum and shall be authorized to transact business for the council. Voting on the adoption of ordinances shall be taken by voice vote and the yeas and nays shall be recorded in the minutes, but on the request of any member there shall be a roll-call vote. In order for any ordinance, resolution, motion, or other action of the council to be adopted, the measure must receive at least two affirmative votes and must receive the affirmative votes of a majority of those voting. No member of the city council shall abstain from voting on any matter properly brought before the council for official action except when such member of council has a conflict of interest which is disclosed in writing prior to or at the meeting and made a part of the minutes. Any member of the city council present and eligible to vote on a matter and refusing to do so for any reason other than a properly disclosed and recorded conflict of interest shall be deemed to have acquiesced or concurred with the members of the majority who did vote on the question involved. The mayor shall vote only in the case of a tie or in the case where his or her vote will provide the affirmative vote required for approval of a matter.

SECTION 2.11.
General power and authority of the council.

(a) Except as otherwise provided by law or by this Act, the council shall be vested with all the powers of government of the City of South Fulton as provided by Article I of this Act.
(b) In addition to all other powers conferred upon it by law, the council shall have the authority to adopt and provide for the execution of such ordinances, resolutions, rules, and regulations, not inconsistent with this Act and the Constitution and the laws of the State of Georgia, which it shall deem necessary, expedient, or helpful for the peace, good order, protection of life and property, health, welfare, sanitation, comfort, convenience, prosperity, or well-being of the inhabitants of the City of South Fulton and may enforce such ordinances by imposing penalties for violation thereof.
(c) The city council may, by ordinance or resolution, adopt rules and bylaws to govern the conduct of its business, including procedures and penalties for compelling the attendance of absent members. Such rules may include punishment for contemptuous behavior conducted in the presence of the city council.

SECTION 2.12.
Administrative and service departments.

The council, by ordinance, may establish, abolish, merge, or consolidate offices, positions of employment, departments, and agencies of the city as it shall deem necessary for the proper administration of the affairs and government of the city; provided, however, that the office of city manager may be abolished only upon an affirmative vote of four of the five members of the council. The council shall prescribe the functions and duties of existing departments, offices, and agencies or of any departments, offices, and agencies hereinafter created or established; may provide that the same person shall fill any number of offices and positions of employment; and may transfer or change the functions and duties of offices, positions of employment, departments, and agencies of the city.

(b) The operations and responsibilities of each department now or hereafter established in the city shall be distributed among such divisions or bureaus as may be provided by ordinance of the council. Each department shall consist of such officers, employees, and positions as may be provided by this Act or by ordinance and shall be subject to the general supervision and guidance of the mayor and council.

SECTION 2.13.

Boards, commissions, and authorities.

(a) All members of boards, commissions, and authorities of the city shall be nominated by the mayor and be confirmed by the council for such terms of office and such manner of appointment as provided by ordinance, except where other appointing authority, term of office, or manner of appointment is prescribed by this Act or by applicable state law.

(b) No member of any board, commission, or authority of the city shall hold any elective office in the city. Councilmembers and the mayor, however, may serve as voting ex officio members of such boards, commissions, or authorities.

(c) Any vacancy in office of any member of a board, commission, or authority of the city shall be filled for the unexpired term in the manner prescribed for original appointment, except as otherwise provided by this Act or any applicable state law.

(d) No member of any board, commission, or authority shall assume office until he or she shall have executed and filed with the designated officer of the city an oath obligating himself or herself to faithfully and impartially perform the duties of his or her office, such oath to be prescribed by ordinance of the council and administered by the mayor.

(e) Any member of a board, commission, or authority may be removed from office for cause by a vote of a majority of the members of the council.

(f) Members of boards, commissions, and authorities may receive such compensation and expenses in the performance of their official duties as prescribed by ordinance.

(g) Except as otherwise provided by this Act or by applicable state law, each board, commission, or authority of the city government shall elect one of its members as chairperson and one member as vice chairperson for terms of one year and may elect as its secretary one of its own members or may appoint as secretary an employee of the city. Each board, commission, or authority of the city government may establish such bylaws, rules, and regulations not inconsistent with this Act, ordinances of the city, or applicable

state law as it deems appropriate and necessary for the conduct of its affairs, copies of which shall be filed with the designated officer of the city.

SECTION 2.14.
Ordinance form; procedures.

Every proposed ordinance and resolution shall be introduced in writing and the city council shall have the authority to approve, disapprove, or amend the same. A resolution may be passed at the time it is offered, but an ordinance shall not be adopted until the title of said ordinance shall have been read at two city council meetings, provided that the beginnings of said meetings shall be not less than 24 hours nor more than 60 days apart. This requirement of two readings shall not apply to emergency ordinances or to ordinances adopted at the first business meeting of the city council in a calendar year.

SECTION 2.15.
Submission of ordinances to the mayor.

(a) Every ordinance, resolution, and other action adopted by the council shall be presented promptly to the mayor. Except for council approval of appointments to committees, boards, and commissions, the employment of any appointed officer, internal affairs, or matters which must be approved by the voters, the mayor may veto any action adopted by the city council.
(b) The veto must be exercised no later than the next regular city council meeting following the meeting at which the action was taken. If an action is disapproved, the mayor shall submit to the council a written statement of the reasons for the mayor's veto.
(c) An action vetoed by the mayor shall automatically be on the agenda at the next regular meeting of the city council for reconsideration. If the minimum number of councilmembers necessary to vote on overriding the veto are not present, the action may be continued until the next meeting at which the minimum number of councilmembers are present. Such action shall not become effective unless it is readopted by the affirmative votes of at least four members of council within 60 days of the veto.
(d) The mayor may disapprove or reduce any item or items of appropriation in any ordinance or resolution. The approved part or parts of any ordinance or resolution making appropriations shall become law, and the part or parts disapproved or reduced shall not become law unless subsequently passed by the city council over the mayor's veto as provided in this Act.
(e) If an ordinance or resolution has been signed by the mayor, it shall become effective. If an ordinance or resolution is neither approved nor disapproved by the next regular meeting of the city council, it shall become effective.

ARTICLE III
EXECUTIVE BRANCH

SECTION 3.01.
Powers and duties of the mayor.

(a) The mayor shall be the chief executive officer of the city government, a member of and the presiding officer of the city council, and responsible for the efficient and orderly administration of the city's affairs. The mayor shall be responsible for the enforcement of laws, rules, regulations, ordinances, and franchises in the city. The mayor may conduct inquiries and investigations into the conduct of the city's affairs and shall have such powers and duties as specified in this Act or as may be provided by ordinance consistent with this Act.

(b) The mayor shall:

(1) Preside at all meetings of the city council;

(2) Be the head of the city for the purpose of service of process and for ceremonial purposes and be the official spokesperson for the city and the advocate of policy;

(3) Sign as a matter of course on behalf of the city all written and approved contracts, ordinances, resolutions, and other instruments executed by the city which by law are required to be in writing;

(4) See that all laws and ordinances of the city are faithfully executed;

(5) Vote on any motion, resolution, ordinance, or other question before the council only as provided in Section 2.10 of this Act and vote on any matter before a committee on which he or she serves;

(6) Obtain short-term loans in the name of the city when authorized by the city council to do so;

(7) Appoint councilmembers to oversee and report on the functions of the various departments of the city;

(8) Require the city manager to meet with him or her at a time and place designated for consultation and advice upon the affairs of the city;

(9) Name qualified residents of the city to boards and commissions with approval of the city council;

(10) Make recommendations with respect to the employment or termination of city employees;

(11) Prepare or have prepared an agenda for each meeting of the city council which shall include all business submitted by the mayor, any councilmember, the city manager, and the city attorney; and

(12) Fulfill and perform such other duties as are imposed by this Act and duly adopted ordinances.

SECTION 3.02.
City manager; appointment, qualification,
and compensation.

The mayor shall appoint, subject to confirmation by the council, for an indefinite term an officer whose title shall be "city manager" and the city manager shall serve at the pleasure

of the council. The city manager shall be appointed without regard to political beliefs and solely on the basis of his or her executive and administrative qualifications with special reference to his or her educational background and actual experience in, and knowledge of, the duties of office as hereinafter prescribed.

SECTION 3.03.
City manager; chief administrative officer.

The city manager shall be the chief administrative officer of the government of the City of South Fulton. The city manager must devote all of his or her working time and attention to the affairs of the city and shall be responsible to the mayor and council for the proper and efficient administration of the affairs of the city over which said officer has jurisdiction; provided, however, that the council may by resolution permit the office of city manager to be a part-time position.

SECTION 3.04.
City manager; powers and duties enumerated.

The city manager shall have the power, and it shall be his or her duty to:

(1) See that all laws and ordinances are enforced;

(2) Appoint and employ all necessary employees of the city, provided that excepted from the power of this appointment are those officers and employees who by this Act are appointed or elected by the council or departments not under the jurisdiction of the city manager;

(3) Remove employees employed by said officer without the consent of the council and without assigning any reason therefor;

(4) Exercise supervision and control of all departments and all divisions created in this Act or that may hereafter be created by the council except as otherwise provided in this Act;

(5) Attend all meetings of the council with a right to take part in the discussions, but having no vote. The city manager shall be entitled to notice of all special meetings;

(6) Recommend to the council, after prior review and comment by the mayor, for adoption such measures as the city manager may deem necessary or expedient;

(7) See that all terms and conditions imposed in favor of the city or its inhabitants in any public utility franchise are faithfully kept and performed and upon knowledge of any violation thereof to call the same to the attention of the city attorney, whose duty it shall be forthwith to take such steps as are necessary to protect and enforce the same;

(8) Make and execute all lawful contracts on behalf of the city as to matters within said officer's jurisdiction to the extent that such contracts are funded in the city's budget, except such as may be otherwise provided by law; provided, however, that no contract purchase or obligation requiring a budget amendment shall be valid and binding until after approval of the council;

(9) Act as budget officer to prepare and submit to the council, after review and comment by the mayor, prior to the beginning of each fiscal year a budget of proposed expenditures for the ensuing year, showing in as much detail as practicable the amounts allotted to each department of the city government and the reasons for such estimated expenditures;

(10) Keep the council at all times fully advised as to the financial condition and needs of the city;

(11) Make a full written report to the council on the first of each month, unless otherwise directed by the council, showing the operations and expenditures of each department of the city government for the preceding month, and a synopsis of such reports shall be published by the clerk of the city;

(12) Fix all salaries and compensation of city employees in accordance with the city budget and the city pay and classification plan; and

(13) Perform such other duties as may be prescribed by this Act or required by ordinance or resolution of the council.

SECTION 3.05.

Council interference with administration.

Except for the purpose of inquiries and investigations under Section 2.08 of this Act, the city council or its members shall deal with city officers and employees who are subject to the direction or supervision of the manager solely through the manager, and neither the city council nor its members shall give orders to any such officer or employee, either publicly or privately.

SECTION 3.06.

City manager; removal.

(a) The mayor and council may remove the city manager from office in accordance with the following procedures:

(1) The council shall adopt by affirmative vote of a majority of all its members a preliminary resolution removing the city manager and may suspend the city manager from duty for a period not to exceed 45 days. A copy of the resolution shall be delivered promptly to the city manager;

(2) Within five days after a copy of the resolution is delivered to the city manager, he or she may file with the council a written request for a public hearing. This hearing shall be held at a council meeting not earlier than 15 days nor later than 30 days after the request is filed. The city manager may file with the council a written reply not later than five days before the hearing; and

(3) The council may adopt a final resolution of removal, which may be made effective immediately, by affirmative vote of four of its members at any time after five days from the date when a copy of the preliminary resolution was delivered to the

city manager, if he or she has not requested a public hearing, or at any time after the public hearing if he or she has requested one.

(b) The city manager shall continue to receive his or her salary until the effective date of a final resolution of removal and, unless he or she has been convicted of a felony at that time, he or she shall be given not less than 60 days´ severance pay. The action of the council in suspending or removing the city manager shall not be subject to review by any court or agency.

(c) If the city manager becomes disabled and is unable to carry out the duties of the office or if the city manager dies, the acting city manager shall perform the duties of the city manager until the city manager's disability is removed or until the city manager is replaced. Removal of the city manager because of disability shall be carried out in accordance with the provisions of subsection (a) of this section.

SECTION 3.07.
Acting city manager.

(a) The city manager may designate in writing any administrative employee of the city who shall exercise all powers, duties, and functions of the city manager during the city manager's temporary absence from the city or during the city manager's disability. If such designation has not been made and the city manager is absent from the city or unable to perform the duties of the office or to make such designation, the council may, by resolution, appoint any qualified administrative employee of the city to perform the powers, duties, and functions of the city manager until the city manager shall return to the city, the disability ceases, or the council appoints a new city manager.

(b) In the event of a vacancy in the office of city manager, the council may designate a person as acting city manager, who shall exercise all powers, duties, and functions of the city manager until a city manager is appointed.

SECTION 3.08.
City attorney.

The mayor shall nominate and the council shall confirm by majority vote of the council a city attorney, together with such assistant city attorneys as may be deemed appropriate, and shall provide for the payment of such attorney or attorneys for services rendered to the city. The city attorney shall be responsible for representing and defending the city in all litigation in which the city is a party; may be the prosecuting officer in the municipal court; shall attend the meetings of the council as directed; shall advise the council, mayor, other officers, and employees of the city concerning legal aspects of the city's affairs; and shall perform such other duties as may be required by virtue of his or her position as city attorney. The city attorney shall review all contracts of the city but shall not have the power to bind the city.

SECTION 3.09.
City clerk.

The mayor may appoint a city clerk, subject to confirmation by majority vote of the council, to keep a journal of the proceedings of the city council; to maintain in a safe place all records and documents pertaining to the affairs of the city; and to perform such duties as may be required by law or ordinance or as the mayor or city manager may direct.

SECTION 3.10.
Tax collector.

The mayor may appoint a tax collector, subject to confirmation by majority vote of the council, to collect all taxes, licenses, fees, and other moneys belonging to the city subject to the provisions of this Act and the ordinances of the city; and the tax collector shall diligently comply with and enforce all general laws of Georgia relating to the collection, sale, or foreclosure of taxes by municipalities.

SECTION 3.11.
City accountant.

The mayor may appoint a city accountant, subject to confirmation by majority vote of the council, to perform the duties of an accountant.

SECTION 3.12.
Consolidation of functions.

As elsewhere herein, the city manager, with the approval of the council, may consolidate any two or more of the positions of city clerk, tax collector, and city accountant, or any other positions or may assign the functions of any one or more of such positions to the holder or holders of any other positions. The city manager may also, with the approval of the city council, perform all or any part of the functions of any of the positions or offices in lieu of the appointment of other persons to perform the same.

SECTION 3.13.
Position classification and pay plans; employment at will.

The city manager shall be responsible for the preparation of a position classification and a pay plan which shall be submitted to the council for approval. Said plan may apply to all employees of the City of South Fulton and any of its agencies and offices. When a pay plan has been adopted by the council, neither the council nor the city manager shall increase or decrease the salaries of individual employees except in conformity with such pay plan or pursuant to an amendment of said pay plan duly adopted by the council. Except as otherwise provided in this Act, all employees of the city shall be subject to removal or discharge, with or without cause, at any time.

ARTICLE IV
MUNICIPAL COURT

SECTION 4.01.
Creation.

There is established a court to be known as the Municipal Court of the City of South Fulton which shall have jurisdiction and authority to try offenses against the laws and ordinances of said city and to punish for a violation of the same. Such court shall have the power to enforce its judgments by the imposition of such penalties as may be provided by law, including ordinances of the city; to punish witnesses for nonattendance and to punish also any person who may counsel or advise, aid, encourage, or persuade another whose testimony is desired or material in any proceeding before said court to go or move beyond the reach of the process of the court; to try all offenses within the territorial limits of the city constituting traffic cases which, under the laws of Georgia, are placed within the jurisdiction of municipal courts to the extent of, and in accordance with, the provisions of such laws and all laws subsequently enacted amendatory thereof. Said court shall be presided over by the judge of said court. In the absence or disqualification of the judge, the judge pro tempore shall preside and shall exercise the same powers and duties as the judge when so acting.

SECTION 4.02.
Judge.

(a) No person shall be qualified or eligible to serve as judge unless he or she shall have attained the age of 21 years and shall have been a member of the State Bar of Georgia for a minimum of three years. The judge shall be appointed by resolution of the council. The compensation of the judge shall be fixed by the council. The position of judge created in this article shall not be a full-time position, and the person serving in said position may engage in the private practice of law.

(b) The judge pro tempore shall serve as requested by the judge, shall have the same qualifications as the judge, shall be appointed by resolution of the council, and shall take the same oath as the judge.

(c) Before entering on duties of his or her office, the judge and judge pro tempore shall take an oath before an officer duly authorized to administer oaths in this state declaring that he or she will truly, honestly, and faithfully discharge the duties of his or her office to the best of his or her ability without fear, favor, or partiality. The oath shall be entered upon the minutes of the council.

(d) The judge, or judge pro tempore, shall serve for a term of four years but may be removed from the position by a two-thirds´ vote of the entire membership of the city council or upon action taken by the State Judicial Qualifications Commission for:

(1) Willful misconduct in office;

(2) Willful and persistent failure to perform duties;

(3) Habitual intemperance;
(4) Conduct prejudicial to the administration of justice which brings the judicial office into disrepute; or
(5) Disability seriously interfering with the performance of duties, which is, or is likely to become, of a permanent character.

SECTION 4.03.
Convening.

Said court shall be convened at such times as designated by ordinance or at such times as deemed necessary by the judge to keep current the dockets thereof.

SECTION 4.04.
Jurisdiction; powers.

(a) The municipal court shall try and punish for crimes against the City of South Fulton and for violation of its ordinances. The municipal court shall have authority to punish those in its presence for contempt, provided that such punishment shall not exceed $200.00 or imprisonment for 15 days. The municipal court may fix punishment for offenses within its jurisdiction to the full extent allowed by state law.
(b) The municipal court shall have authority to establish a schedule of fees to defray the cost of operation.
(c) The municipal court shall have authority to establish bail and recognizances to ensure the presence of those charged with violations before said court and shall have discretionary authority to accept cash or personal or real property as security for appearances of persons charged with violations. Whenever any person shall give bail for his or her appearance and shall fail to appear at the time fixed for trial, the bond shall be forfeited by the judge presiding at such time and an execution issued thereon by serving the defendant and his or her sureties with a rule nisi at least two days before a hearing on the rule nisi. In the event that cash or property is accepted in lieu of bond for security for the appearance of a defendant at trial, and if such defendant fails to appear at the time and place fixed for trial, the cash so deposited shall be on order of the judge declared forfeited to the City of South Fulton, or the property so deposited shall have a lien against it for the value forfeited.
(d) The municipal court shall have the authority to bind prisoners over to the appropriate court when it appears, by probable cause, that a state law has been violated.
(e) The municipal court shall have the authority to administer oaths and to perform all other acts necessary or proper to the conduct of said court.
(f) The municipal court may compel the presence of all parties necessary to a proper disposal of each case by the issuance of summons, subpoena, and warrants which may be served as executed by any officer as authorized by this Act or by state law.
(g) The municipal court is specifically vested with all of the judicial jurisdiction and judicial powers throughout the entire area of the City of South Fulton granted by state

laws generally to municipal courts, and particularly by such laws as authorize the abatement of nuisances.

SECTION 4.05.
Certiorari.

The right of certiorari from the decision and judgment of the municipal court shall exist in all criminal cases and ordinance violation cases, and such certiorari shall be obtained under the sanction of a judge of the Superior Court of Fulton County under the laws of the State of Georgia regulating the granting and issuance of writs of certiorari.

SECTION 4.06.
Rules for court.

With the approval of the council, the judge shall have full power and authority to make reasonable rules and regulations necessary and proper to secure the efficient and successful administration of the municipal court.

ARTICLE V
FINANCE AND FISCAL

SECTION 5.01.
Fiscal year.

The council shall set the fiscal year by ordinance. Said fiscal year shall constitute the budget year and the year for financial accounting and reporting of each and every office, department or institution, agency, and activity of the city government, unless otherwise provided by state or federal law.

SECTION 5.02.
Preparation of budgets.

The council shall provide, by ordinance, the procedures and requirements for the preparation and execution of an annual operating budget and a capital improvement program and a capital budget, including requirements as to the scope, content, and form of such budgets and programs.

SECTION 5.03.
Submission of operating budget to city council.

On or before a date fixed by the council, but not later than 30 days prior to the beginning of each fiscal year, the city manager shall, after review and comment by the mayor, submit to the council a proposed operating budget for the ensuing fiscal year. The budget

shall be accompanied by a message from the city manager containing a statement of the general fiscal policies of the city, the important features of the budget, explanations of major changes recommended for the next fiscal year, a general summary of the budget, and such other comments and information as he or she may deem pertinent. The operating budget and the capital improvements budget hereinafter provided for, the budget message, and all supporting documents shall be filed in the office of the city manager and shall be open to public inspection.

SECTION 5.04.
Action by council on budget.

The council may amend the operating budget proposed by the city manager, except that the budget, as finally amended and adopted, must provide for all expenditures required by law, or by other provisions of this Act, and for all debt service requirements for the ensuing fiscal year and the total appropriations from any fund shall not exceed the estimated fund balance, reserves, and revenues, constituting the fund availability of such fund.

SECTION 5.05.
Audits.

(a) There shall be an annual independent audit of all city accounts, funds, and financial transactions by a certified public accountant selected by the city council. The audit shall be conducted according to generally accepted accounting principles. Any audit of any funds by the state or federal government may be accepted as satisfying the requirements of this Act. Copies of all audit reports shall be available at printing cost to the public.
(b) As a minimum, all audits and budgets of the city shall satisfy the requirements of Chapter 81 of Title 36 of the O.C.G.A., relating to local government audits and budgets.

SECTION 5.06.
General homestead exemption.

(a) As used in this section, the term:
(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton, except for any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.
(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.
(b) Each resident of the City of South Fulton is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes in the amount of $15,000.00 of the assessed value of that homestead. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of South Fulton, or the designee thereof, giving such information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

SECTION 5.07.

General homestead exemption for citizens age 65 or over.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton except for any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of South Fulton who is a senior citizen is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes in the amount of $15,000.00 of the assessed value of that homestead. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of South Fulton, or the designee thereof, giving the person's age and such additional information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

SECTION 5.08.

Homestead exemption for citizens age 65 or over meeting certain income requirements.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Income" means adjusted gross income as such term is defined in the Internal Revenue Code of 1986, as such code is defined in Code Section 48-1-2 of the O.C.G.A., except that for purposes of this section the term shall include only that portion of income or benefits received as retirement, survivor, or disability benefits under the federal Social Security Act or under any other public or private retirement, disability, or pension system which exceeds the maximum amount which may be

received by an individual and an individual's spouse under the federal Social Security Act.

(4) "Senior citizen" means a person who is 65 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of South Fulton who is a senior citizen is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes in the amount of $10,000.00 of the assessed value of that homestead. The exemption granted by this subsection shall only be granted if that person's income, together with the income of the spouse who also occupies and resides at such homestead does not exceed the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act for the immediately preceding year. The value of that property in excess of such exempted amount shall remain subject to taxation.

(c) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of South Fulton, or the designee thereof, giving the person's age, income, and such additional information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

SECTION 5.09.

Homestead exemption for citizens age 70 or over
and disabled persons meeting certain income requirements.

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

(1) "Ad valorem taxes for municipal purposes" means all ad valorem taxes for municipal purposes levied by, for, or on behalf of the City of South Fulton, including, but not limited to, any ad valorem taxes to pay interest on and to retire municipal bonded indebtedness.

(2) "Homestead" means homestead as defined and qualified in Code Section 48-5-40 of the O.C.G.A., as amended.

(3) "Income" means adjusted gross income determined pursuant to the Internal Revenue Code of 1986, as amended, for federal income tax purposes, except that for the purposes of this section the term shall include only that portion of income or benefits received as retirement, survivor, or disability benefits under the federal Social Security Act or under any other public or private retirement, disability, or pension system which exceeds the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act.

(4) "Senior citizen" means a person who is 70 years of age or over on or before January 1 of the year in which application for the exemption under subsection (b) of this section is made.

(b) Each resident of the City of South Fulton who is a senior citizen or who is disabled is granted an exemption on that person's homestead from City of South Fulton ad valorem taxes for municipal purposes for the full value of that homestead. The exemption granted by this subsection shall only be granted if that person's income, together with the income of the spouse who also occupies and resides at such homestead does not exceed the maximum amount which may be received by an individual and an individual's spouse under the federal Social Security Act for the immediately preceding year.

(c)(1) In order to qualify for the exemption provided for in subsection (b) of this section as being disabled, the person claiming such exemption shall be required to obtain a certificate from not more than three physicians licensed to practice medicine under Chapter 34 of Title 43 of the O.C.G.A., as amended, certifying that in the opinion of such physician or physicians such person is mentally or physically incapacitated to the extent that such person is unable to be gainfully employed and that such incapacity is likely to be permanent. Such certificate or certificates shall constitute part of and be submitted with the application provided for in paragraph (2) of this subsection.

(2) A person shall not receive the homestead exemption granted by subsection (b) of this section unless the person or person's agent files an application with the governing authority of the City of South Fulton, or the designee thereof, giving the person's age, income, and such additional information relative to receiving such exemption as will enable the governing authority of the City of South Fulton, or the designee thereof, to make a determination regarding the initial and continuing eligibility of such owner for such exemption. The governing authority of the City of South Fulton, or the designee thereof, shall provide application forms for this purpose.

(d) The exemption shall be claimed and returned as provided in Code Section 48-5-50.1 of the O.C.G.A., as amended. The exemption shall be automatically renewed from year

to year so long as the owner occupies the residence as a homestead. After a person has filed the proper application, as provided in subsection (c) of this section, it shall not be necessary to make application thereafter for any year and the exemption shall continue to be allowed to such person. It shall be the duty of any person granted the homestead exemption under subsection (b) of this section to notify the governing authority of the City of South Fulton, or the designee thereof, in the event that person for any reason becomes ineligible for that exemption.

(e) The exemption granted by subsection (b) of this section shall not apply to or affect state ad valorem taxes, county ad valorem taxes for county purposes, or county or independent school district ad valorem taxes for educational purposes. The homestead exemption granted by subsection (b) of this section shall be in addition to and not in lieu of any other homestead exemption applicable to municipal ad valorem taxes for municipal purposes.

(f) The exemption granted by subsection (b) of this section shall apply to all taxable years beginning on or after January 1, 2007.

ARTICLE VI
GENERAL PROVISIONS

SECTION 6.01.
Referendum and initial election.

(a) Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election superintendent of Fulton County shall call a special election for the purpose of submitting this Act to the qualified voters of the proposed City of South Fulton for approval or rejection. The superintendent shall set the date of such election for the third Tuesday in June, 2007. The superintendent shall issue the call for such election at least 30 days prior to the date thereof. The superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of Fulton County. The ballot shall have written or printed thereon the words:

"( ) YES Shall the Act incorporating the City of South Fulton in Fulton County
( ) NO and granting homestead exemption described therein be approved?"

All persons desiring to vote for approval of the Act shall vote "Yes," and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, it shall become of full force and effect as provided in Section 6.02 of this Act; otherwise this Act shall not take effect and shall be void and of no force and effect. The initial expense of such election shall be borne by Fulton County. Within two years after the election if the incorporation is approved, the City of South Fulton shall reimburse Fulton County for the actual cost of printing and personnel services for such election and for the initial election of the mayor and members of the city council pursuant to subsection (b) of Section 2.02 of this Act. It shall be the

duty of the superintendent to hold and conduct such election. It shall be his or her further duty to certify the result thereof to the Secretary of State.
(b) For the purposes of the referendum election provided for in this section and for the purposes of the election to be held on the Tuesday next following the first Monday in November, 2007, the qualified electors of the City of South Fulton shall be those qualified electors of Fulton County residing within the corporate limits of the City of South Fulton as described by Appendix A of this Act. At subsequent municipal elections, the qualified electors of the City of South Fulton shall be determined pursuant to the authority of Chapter 2 of Title 21 of the O.C.G.A., the "Georgia Election Code."
(c) Only for the purposes of holding and conducting the referendum election provided for by this section and holding and conducting the election of the mayor and city councilmembers of the City of South Fulton to be held on the Tuesday next following the first Monday in November, 2007, the election superintendent of Fulton County is vested with the powers and duties of the election superintendent of the City of South Fulton and the powers and duties of the governing authority of the City of South Fulton.

SECTION 6.02.
Effective dates.

(a) Section 6.01 of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval. The remaining provisions of this Act shall become effective on October 30, 2006; provided, however, that the provisions of this Act necessary for the election to be held on the next special election date permissible pursuant to the provisions of Code Section 21-2-540 of the O.C.G.A. following the date of the approval of this Act as provided for by Section 6.01 of this Act shall be effective upon the certification of the results of such referendum election.
(b) A period of time will be needed for an orderly transition of various government functions from Fulton County to the City of South Fulton. Accordingly, there shall be a transition period beginning on October 30, 2006, and ending at midnight of the last day of the twenty-fourth month following such date. During such transition period, all provisions of this Act shall be effective as law, but not all provisions of this Act shall be implemented.
(c) During such transition period, Fulton County shall continue to provide within the territorial limits of South Fulton all government services and functions which Fulton County provided in that area as of the date of enactment of this Act, except to the extent otherwise provided in this section; provided, however, that by agreement of Fulton County and the City of South Fulton responsibility for any such service or function may be transferred to the City of South Fulton at such time as may be agreed upon by the parties. Beginning on December 1, 2007, the City of South Fulton shall collect taxes, fees, assessments, fines and forfeitures, and other moneys within the territorial limits of South Fulton; provided, however, that upon at least 30 days´ prior written notice to Fulton County by the City of South Fulton, the authority to collect any tax, fee, assessment, fine, forfeiture, or other moneys shall remain with Fulton County after

December 1, 2007, until such time as Fulton County receives subsequent notice from the City of South Fulton that such authority shall be transferred to the City of South Fulton. Where a particular tax, fee, assessment, fine, forfeiture, or other amount collected is specifically related to the provision of a particular government service or function by Fulton County, the service or function shall continue to be provided by the county contingent upon payment by the city of the actual cost of providing such service or function unless otherwise provided in a written agreement between the city and the county. Any existing contract for the performance of a governmental service with a private person residing or doing business within the city limits shall not be altered or adversely affected by the establishment of this Act of the City of South Fulton.

(d) During the transition period, the governing authority of the City of South Fulton:

(1) Shall hold regular meetings and may hold special meetings as provided in this Act;

(2) May enact ordinances and resolutions as provided in this Act;

(3) May amend this Act by home rule action as provided by general law;

(4) May accept gifts and grants;

(5) May borrow money and incur indebtedness to the extent authorized by this Act and general law;

(6) May levy and collect an ad valorem tax for the calendar year next following the first municipal election;

(7) May establish a fiscal year and budget;

(8) May create, alter, or abolish departments, boards, offices, commissions, and agencies of the city; appoint and remove officers and employees; and exercise all necessary or appropriate personnel and management functions; and

(9) May generally exercise any power granted by this Act or general law, except to the extent that a power is specifically and integrally related to the provision of a governmental service, function, or responsibility not yet provided or carried out by the city.

(e) During the transition period, the Municipal Court of South Fulton shall exercise its jurisdiction to the extent appropriate with respect to the government services and functions performed by the City of South Fulton and the appropriate court or courts of Fulton County shall retain jurisdiction over the area incorporated as the City of South Fulton with respect to government services and functions performed by Fulton County. Any transfer of jurisdiction to the City of South Fulton at the beginning of, during, at the end of, or after the transition period shall not in and of itself abate any judicial proceeding pending in Fulton County or the pending prosecution of any violation of any ordinance of Fulton County.

(f) During the transition period, the governing authority of South Fulton may at any time, without the necessity of any agreement by Fulton County, commence to exercise its planning and zoning powers; provided, however, that the city shall give the county at least 30 days´ written notice of the date on which the city will assume the exercise of such powers. Upon the governing authority of South Fulton commencing to exercise its planning and zoning powers, the Municipal Court of South Fulton shall immediately have

jurisdiction to enforce the planning and zoning ordinances of the city. The provisions of this subsection shall control over any conflicting provisions of any other subsection of this section.

(g) Effective upon the termination of the transition period, subsections (c) through (f) of this section shall cease to apply except for the last sentence of subsection (e) which shall remain effective. Effective upon the termination of the transition period, the City of South Fulton shall be a fully functioning municipal corporation and subject to all general laws of this state.

SECTION 6.03.

Catchlines.

The catchlines of sections of this Act or any ordinance printed in boldface type, italics, or otherwise, are intended as mere catchwords to indicate the contents of the section, and:

(1) Shall not be deemed or taken to be titles of such sections or as any part of the section; and

(2) Shall not be so deemed when any of such sections, including the catchlines, are amended or reenacted unless expressly provided to the contrary.

Furthermore, the article and section headings contained in this Act shall not be deemed to govern, limit, or modify or in any manner affect the scope, meaning, or intent of the provisions of any article or section hereof.

SECTION 6.04.

Directory nature of dates.

If it is necessary to delay any action called for in this Act for providential cause, delay in securing approval under the federal Voting Rights Act, or any other reason, it is the intention of the General Assembly that the action be delayed rather than abandoned. Any delay in performing any action under this Act, whether for cause or otherwise, shall not operate to frustrate the overall intent of this Act. Without limiting the generality of the foregoing, it is specifically provided that:

(1) If it is not possible to hold the referendum election provided for in Section 6.01 of this Act on the date specified in that section, then such referendum shall be held as soon after such date as is reasonably practicable; and

(2) If it is not possible to hold the first regular municipal election provided for in Section 2.02 of this Act on the date specified in that section, then there shall be a special election for the initial members of the governing authority to be held as soon thereafter as is reasonably practicable, and the commencement of the initial terms of office shall be delayed accordingly.

SECTION 6.05.

Severability.

In the event any section, subsection, sentence, clause, or phrase of this Act shall be declared or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this Act, which shall remain of full force and effect, as if the section, subsection, sentence, clause, or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof. The General Assembly hereby declares that it would have passed the remaining parts of this Act if it had known that such part or parts hereof would be declared or adjudged invalid or unconstitutional.

SECTION 6.06.

Repealer.

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

APPENDIX A

The corporate limits of the City of South Fulton shall consist of the following described territory of Fulton County:

All that territory lying in Fulton County south of the municipal limits of the City of Atlanta, exclusive of the following territory:

Fulton County
Tract: 103.01
Tract: 103.03
BG: 1
1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1039 1040
1041 1042 1996 1997 1998 1999
BG: 2
Tract: 103.04
BG: 4
BG: 5
5003 5004 5005 5014 5015 5017 5018 5019 5020 5021 5022 5023
5024 5025 5026 5027 5028 5029 5030 5031 5032 5033 5034 5035
5036 5037 5038 5039 5040 5041
Tract: 104
BG: 1
1000 1001 1002 1003 1004 1005 1006 1007 All that portion of block 1008
located easterly of Pea Creek/Little Pea Creek to its intersection of
Hemp Road and Rivertown Road 1009 1011 1085
1086 1087 1088 1999
BG: 4
4000 4001 4006 4007 4009 4010 4013 4014 4015 4016 4017 4018
4019 4020 4021 4026 4028 4031 4032 4045 4046 4047 4048 4049
4050 4051 4052 4053 4054 4055 4056 4057 4058 4059

Tract: 105.07
BG: 1
1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013
1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1998
BG: 3
3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011 3012
3013 3014 3015 3016 3017 3018 3019 3999
BG: 9
9003 9004 9005 9008 9010 9011 9012 9013 9014 9015 9016 9017
9018 9022 9023 9024 9026 9028 9998
Tract: 105.08
Tract: 105.09
BG: 1
BG: 2
BG: 3
3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011
3012 3013 3014 3015 3016 3017 3018 3019 3020 3021 3022 3023
3034 3035 3036 3037 3998 3999
Tract: 105.10
BG: 4
BG: 5
5000 5001 5005 5009 5010 5011 5012 5013 5014 5015 5016 5017
5018 5019 5020 5026 5027 5036
BG: 6
6001 6002 6005 6006 6007 6008 6009 6010 6011 6012 6013 6014
6015 6016 6017 6020 6021 6022 6023 6024 6025 6026 6027 6028
6029 6035 6036 6037 6038 6043 6044 6045 6046 6047 6055 6057
6058 6059 6061 6062 6063 6064 6065 6066 6067 6068 6069 6070
6071 6072 6073 6074 6075 6076 6077
Tract: 105.11
BG: 1
1000 1001 1002 1003 1004 1005 1006 1007
1008 1009 1010 1011 1012 1013 1014 1015
1016 1017 1018 1019 1020 1021 1022 1023
1024 1025 1026 1027 1028 1029 1030 1034
BG: 2
BG: 4
4000 4001 4002 4003 4004 4005 4006 4007 4008
Tract: 105.12
BG: 5
5000 5001 5002 5005 5018
BG: 6
6000 6001 6003 6005 6033 6034

Tract: 105.13
BG: 2
2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011
2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023
2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035
2036 2037 2041 2042 2056 2057 2997
BG: 8
8024 8025 8026 8027 8028 8029 8030 8031 8032 8033
Tract: 105.14
BG: 4
4000 4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011
4012 4013 4014 4015 4016 4017 4018 4019 4020 4021 4022 4023
4024 4025 4026 4027 4028 4029 4030 4031 4032 4034 4035 4065
4066 4067 4068 4069 4070 4071 4072 4073 4074 4075 4078 4079
4080 4081 4082 4083 4084 4085 4088 4089 4090 4998 4999
BG: 6
6000 6003 6041 6043 6044 6046 6051
Tract: 106.04
BG: 3
3012 3013 3014 3015 3016 3017 3018
Tract: 113.04
BG: 1
1030 1033 1034 1035 1036 1049 1060 1061 1063 1064 1065 1066
1067 1068 1069 1070
Tract: 77.01
BG: 5
5001 5002 5003 5004 5005 5006
Tract: 77.02
BG: 4
4008 4011 4012 4013 4014 4997
Tract: 78.02
BG: 1
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1016
1017 1018 1033 1034 1035 1036 1037 1038 1040
BG: 2
2001 2002 2006 2007 2008 2009 2010
Tract: 78.05
BG: 1
1001 1002 1003 1004 1005 1008 1009 1010 1011 1012 1013 1014
1015 1016 1017 1018 1019 1020 1021 1022 1023 1027 1028 1029
1030 1031 1999
BG: 2
2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011

2012 2013 2014 2015 2019 2020 2021 2022 2023 2024 2031 2032
2033 2035 2036 2037 2038 2039 2040 2999
Tract: 78.06
BG: 2
2013 2014 2016 2017 2018 2028 2029 2030 2031
Tract: 79
BG: 3
3021 3022 3026 3027 3028 3029
Tract: 82.02
BG: 4
4001 4002 4004 4007 4008 4998

The corporate limits of the city shall not include the territory described in that amendment to the Constitution of Georgia creating within Fulton County the Fulton County Industrial District and prohibiting the governing authority of Fulton County from levying any tax for educational purposes within such district which amendment was proposed by 1979 House Resolution No. 1-35, Resolution Act No. 22 (Ga. L. 1979, p. 1797) and was continued in force and effect by an Act approved March 14, 1983 (Ga. L. 1983, p. 4077), and an Act approved March 30, 1986 (Ga. L. 1986, p. 4438); provided, however, that such territory shall automatically be included in the corporate limits of the city upon the repeal of such amendment to the Constitution.

The corporate limits shall not include any such territory which, on the date of approval of this Act by the voters, was a part of any other municipal corporation.

APPENDIX B

Council Districts 1 through 5 shall consist of the described territory of the City of South Fulton attached to this Act and made a part thereof and further identified as Plan Name: sfulccp1re Plan Type: Local User: staff Administrator: SthFulton. When used in such attachment, the terms "Tract" and "BG" (Block Group) shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2000 for the State of Georgia. The separate numeric designations in a Tract description which are underneath a "BG" heading shall mean and describe individual Blocks within a Block Group as provided in the report of the Bureau of the Census for the United States decennial census of 2000 for the State of Georgia. Any part of the City of South Fulton which is not included in any such district described in that attachment shall be included within that district contiguous to such part which contains the least population according to the United States decennial census of 2000 for the State of Georgia. Any part of the City of South Fulton which is described in that attachment as being in a particular district shall nevertheless not be included within such district if such part is not contiguous to such district. Such noncontiguous part shall instead be included with that district contiguous to such part which contains the least population according to the United States decennial census of 2000 for the State of Georgia.

APPENDIX C

CERTIFICATE AS TO MINIMUM STANDARDS
FOR INCORPORATION OF A NEW MUNICIPAL CORPORATION

I, _____, Georgia State _____ from the ___ District and the author of this bill introduced at the 2006 Session of the General Assembly of Georgia, which grants an original municipal Act to the City of South Fulton, do hereby certify that this bill is in compliance with the minimum standards required by Chapter 31 of Title 36 of the O.C.G.A. This certificate is executed to conform to the requirements of Code Section 36-31-5 of the O.C.G.A.

So certified, this _____ day of _____, 20__.

_____
_____

District 001
Fulton County
Tract: 103.03
BG: 1
1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1996
BG: 2
Tract: 103.04
BG: 4
4000 4001
Tract: 77.01
BG: 5
5001 5002 5003 5004 5005 5006
Tract: 78.02
BG: 1
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1016
1017 1018 1033 1034 1035 1036 1037 1038 1040
BG: 2
2001 2002 2006 2007 2008 2009 2010
Tract: 78.05
BG: 1
1001 1002 1003 1004 1005 1008 1009 1010 1011 1012 1013 1014
1015 1016 1017 1018 1019 1020 1021 1022 1023 1027 1028 1029
1030 1031 1999
BG: 2
2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011
2012 2013 2014 2015 2019 2020 2021 2022 2023 2024 2031 2032

2033 2035 2036 2037 2038 2039 2040 2999
Tract: 78.06
BG: 2
2013 2014 2016 2017 2018 2028 2029 2030 2031
Tract: 79
BG: 3
3021 3022 3026 3027 3028 3029
Tract: 82.02
BG: 4
4001 4002 4004 4007 4008 4998

District 002
Fulton County
Tract: 103.01
Tract: 103.03
BG: 1
1039 1040 1041 1042 1997 1998 1999
Tract: 103.04
BG: 4
4002 4003 4004 4005 4006 4007 4008 4009 4010 4011 4012 4013
4014 4018 4021
BG: 5
5027 5028 5029 5030 5031 5032 5033 5034 5035 5036 5037 5038
5039 5040 5041
Tract: 104
BG: 1
1000 1001 1002 1003 1004 1005 1006 1007 All that portion of block 1008
located easterly of Pea Creek/Little Pea Creek to its intersection of Hemp
Road and Rivertown Road 1009 1011 1085
1086 1087 1088 1999
BG: 4
4000 4001 4006 4007 4009 4010 4013 4014 4015 4016 4017 4018
4019 4020 4021 4026 4028 4031 4032 4045 4046 4047 4048 4049
4050 4051 4052 4053 4054 4055 4056 4057 4058 4059
Tract: 105.09
BG: 3
3021 3022 3023 3034 3035 3036 3037 3998 3999
Tract: 105.10
BG: 5
5005 5026 5027
BG: 6
6001 6002 6005 6006 6007 6008 6009 6010 6011 6012 6013 6014
6015 6016 6017 6020 6021 6022 6023 6024 6025 6026 6027 6028

6029 6035 6036 6037 6038 6043 6044 6045 6046 6047 6055 6057
6058 6059 6061 6062 6063 6064 6065 6066 6067 6068 6069 6070
6071 6072 6073 6074 6075 6076 6077
Tract: 105.11
BG: 4
4006 4007
Tract: 105.12
BG: 5
5000 5001 5002 5005 5018
BG: 6
6005 6033 6034
Tract: 105.13
BG: 2
2000 2001 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011
2012 2013 2014 2015 2016 2017 2018 2019 2020 2021 2022 2023
2024 2025 2026 2027 2028 2029 2030 2031 2032 2033 2034 2035
2036 2037 2041 2042 2056 2057 2997
BG: 8
8024 8025 8026 8027 8028 8029 8030 8031 8032 8033
Tract: 105.14
BG: 4
4000 4001 4002 4003 4004 4005 4006 4007 4008 4009 4010 4011
4012 4013 4014 4015 4016 4017 4018 4019 4020 4021 4022 4023
4024 4025 4026 4027 4028 4029 4030 4031 4032 4034 4035 4065
4066 4067 4068 4069 4070 4071 4072 4073 4074 4075 4078 4079
4080 4081 4082 4083 4084 4085 4088 4089 4090 4998 4999
BG: 6
6000 6003 6041 6043 6044 6046 6051

District 003
Fulton County
Tract: 103.04
BG: 4
4015 4016 4017 4019 4020
BG: 5
5003 5004 5005 5014 5015 5017 5018 5019 5020 5021 5022 5023
5024 5025 5026
Tract: 105.07
BG: 9
9002 9003 9004 9005 9008 9010 9011 9012 9013 9014 9015
Tract: 105.11
BG: 1
1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011

1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023
1024 1025 1026 1027 1028 1029 1030 1034
BG: 2
BG: 4
4000 4001 4002 4003 4004 4005 4008
Tract: 106.04
BG: 3
3012 3013 3014 3015 3016 3017 3018
Tract: 113.04
BG: 1
1030 1033 1034 1035 1036 1049 1060 1061 1063 1064 1065 1066
1067 1068 1069 1070
Tract: 77.02
BG: 4
4008 4011 4012 4013 4014 4997

District 004
Fulton County
Tract: 105.07
BG: 1
1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013
1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1998
BG: 3
3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011 3012
3013 3014 3015 3016 3017 3018 3019 3999
BG: 9
9016 9017 9018 9022 9023 9024 9026 9028 9998
Tract: 105.08
Tract: 105.10
BG: 4
4000 4001 4002 4005 4006 4009 4010 4011
BG: 5
5000 5001 5009 5010 5011 5012 5013 5014
Tract: 105.12
BG: 6
6000 6001 6003

District 005
Fulton County
Tract: 105.09
BG: 1
BG: 2
BG: 3

3000 3001 3002 3003 3004 3005 3006 3007 3008 3009 3010 3011
3012 3013 3014 3015 3016 3017 3018 3019 3020
Tract: 105.10
BG: 4
4003 4004 4007 4008 4012 4013 4014
BG: 5
5015 5016 5017 5018 5019 5020 5036

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

E Abdul-Salaam
Y Amerson
Y Anderson
Y Ashe
Y Barnard
Barnes
Y Bearden
Y Beasley-Teague
Y Benfield
N Benton
Y Black
Y Bordeaux
Y Borders
Y Bridges
Y Brooks
Y Brown
Y Bruce
Y Bryant
Y Buckner, D
Y Buckner, G
Y Burkhalter
Y Burmeister
Burns
Y Butler
Y Byrd
Y Carter
Y Casas
Chambers
Y Channell
Cheokas
Y Coan
Y Cole
Y Coleman, B
Y Coleman, T
Y Cooper
Y Cox
Y Crawford
Y Cummings
Davis
Y Day
Y Dean
Y Dickson
Dodson
Y Dollar
Y Drenner
Y Dukes
Ehrhart
Y England
Y Epps
Y Everson
Y Fleming
Y Floyd, H
Y Floyd, J
Y Fludd
Y Forster
Y Franklin
Y Freeman
Y Gardner
Y Geisinger
Y Golick
Y Graves, D
Y Graves, T
Y Greene
Y Hanner
Y Harbin
Y Hatfield
Y Heard, J
Y Heard, K
N Heckstall
Y Hembree
Y Henson
Y Hill, C
Y Hill, C.A
Y Holmes
Y Holt
Y Horne
Y Houston
Y Howard, E
Y Hudson
Y Hugley
Y Jackson
Y Jacobs
Y James
Y Jamieson
Y Jenkins
Y Jennings
Y Johnson
Y Jones, J
Y Jones, S
Y Jordan
Y Keen
Y Keown
Y Kidd
Y Knight
Y Knox
Y Lakly
Y Lane, B
Y Lane, R
Y Lewis
Y Lindsey
Y Lord
Y Loudermilk
Y Lucas
Lunsford
Y Maddox
Y Mangham
Y Manning
Y Marin
Y Martin
Y Maxwell
Y May
Y McCall
McClinton
N Meadows
E Millar
Y Mills
Y Mitchell
Y Morgan
Morris
Y Mosby
Y Mosley
Y Mumford
Y Murphy, J
Y Murphy, Q
Y Neal
Y Oliver
Y O'Neal
Y Orrock
Parham
Y Parrish
Y Parsons
Y Porter
Y Powell
Y Ralston
Y Randall
Y Ray
Reece, B
Y Reece, S
Y Reese
Y Rice
Y Roberts
Y Rogers
Y Royal
Y Rynders
Y Sailor
Y Scheid
Y Scott, A
Y Scott, M
Y Setzler
Y Shaw
Y Sheldon
Y Sims, C
Y Sims, F
Sinkfield
Y Smith, B
Smith, L
Smith, P
Y Smith, R
Y Smith, T
Y Smith, V
E Smyre
Y Stanley-Turner
Y Stephens
Y Stephenson
Y Talton
Y Teilhet
Y Thomas, A.M
Y Thomas, B
Y Tumlin
Y Walker
Y Warren
Y Watson
Y Wilkinson
Willard
Y Williams, A
Y Williams, E
Y Williams, R
Y Wix
Y Yates
Richardson,
Speaker

On the passage of the Bill, by substitute, the ayes were 157, nays 3.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

SB 638. By Senators Chance of the 16th, Douglas of the 17th, Stephens of the 27th and Carter of the 13th:

A BILL to be entitled an Act to amend Code Section 44-14-518 of the Official Code of Georgia Annotated, relating to liens on aircraft for labor and materials and for contracts of indemnity, so as to provide for filing a notice of intention to claim a lien with the clerk of the superior court; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Code Section 44-14-363 of the Official Code of Georgia Annotated, relating to special liens on personalty, so as to eliminate aircraft liens subject to recordation in the Federal Aviation Administration's Aircraft Registry from this Code section; to amend Code Section 44-14-518 of the Official Code of Georgia Annotated, relating to liens on aircraft for labor and materials and for contracts of indemnity, so as to provide for filing a notice of intention to claim a lien with the Federal Aviation Administration's Aircraft Registry; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 44-14-363 of the Official Code of Georgia Annotated, relating to special liens on personalty, is amended by striking paragraph (1) of subsection (c) in its entirety and inserting in its place the following:

"(c)(1) When possession of the property is surrendered to the debtor, the mechanic shall record his or her claim of lien within 90 days after the work is done and the material is furnished or, in the case of repairs made on or to ~~aircraft or~~ farm machinery, within 180 days after the work is done and the material is furnished. The claim of lien shall be recorded in the office of the clerk of the superior court of the county where the owner of the property resides. The claim shall be in substance as follows:

'A.B., mechanic, claims a lien on _____ (here describe the property) of C.B., for work done, material furnished, and storage accruing (as the case may be) in manufacturing, repairing, and storing (as the case may be) the same.'"

SECTION 2.

Code Section 44-14-518 of the Official Code of Georgia Annotated, relating to liens on aircraft for labor and materials and for contracts of indemnity, is amended by striking it in its entirety and inserting in its place the following:

"44-14-518.

(a) Any person engaged in fueling, repair, storage, servicing, or furnishing supplies or accessories for aircraft or aircraft engines or providing contracts of indemnity for aircraft shall have a lien on such aircraft or aircraft engines for any reasonable charges therefor, including charges for labor, for the use of tools, machinery, and equipment, and for all parts, accessories, materials, fuel, oils, lubricants, storage fees, earned premiums, and other supplies furnished in connection ~~with the servicing or furnishing of supplies or accessories or providing contracts of indemnity for such aircraft. Such lien shall be dissolved unless the person claiming it shall file,~~ therewith. Except as provided by subsection (a) of Code Section 11-9-333, such lien shall be superior to all liens except liens for taxes.

(b) Such lien may be asserted by the retention of the aircraft or aircraft engines, and if such lien is asserted by retention of the aircraft or aircraft engine, the lienor shall not be required to surrender the aircraft or the aircraft engine to the holder of a subordinate security interest or lien. When possession of the aircraft or aircraft engine is surrendered by the person claiming the lien, the person claiming the lien shall, within ~~90~~ 180 days after such fuel, repair, storage, service, supplies, accessories, or contracts of indemnity are furnished:~~, in the office of the clerk of superior court of the county within which the aircraft was located at the time such service, supplies, accessories, or contracts of indemnity were furnished, a statement,~~

(1) Provide written notice, subscribed and sworn to by such person or by some person in his or her behalf, giving a just and true account of the demands claimed to be due, with all just credits and the name of the person to whom the fuel, repair, storage, service, supplies, accessories, or contracts of indemnity were furnished, the name of the owner of the aircraft or aircraft engine, if known, and a description of the aircraft sufficient for identification.~~ Such statement shall be recorded by the clerk in a book kept for that purpose, for which the clerk shall receive the same fees as provided in subparagraph (f)(1)(A) of Code Section 15-6-77 for recording liens.~~ by personal delivery, certified mail with return receipt requested, or statutory overnight delivery to the following:

(A) The registered owner and others holding recorded interests in the aircraft or aircraft engines at the addresses listed in the Federal Aviation Administration's Aircraft Registry; or

(B) If not a United States registered aircraft or if the aircraft engine is not subject to recordation by the Federal Aviation Administration, to the owner, if known, at his or

her last known address, or, if not known, the person to whom the fuel, repair, storage, service, supplies, accessories, or contracts of indemnity were furnished; and

(2) File such written notice for recording in the Federal Aviation Administration's Aircraft Registry in the manner prescribed by federal law under 49 USC Section 44107 for the filing of such liens for recordation, or, if not a United States registered aircraft or if the aircraft engine is not subject to recordation by the Federal Aviation Administration, with the appropriate recording authority, established by applicable state law, international treaty, or foreign law, in the manner prescribed for the filing of such liens for recordation."

SECTION 3.

This Act shall become effective on July 1, 2006.

SECTION 4.

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

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
N Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	N James	Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Y Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren

Chambers	Y Hanner	Y Lindsey	Y Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 157, nays 2.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

SB 596. By Senators Shafer of the 48th, Cagle of the 49th, Carter of the 13th, Kemp of the 46th, Whitehead, Sr. of the 24th and others:

A BILL to be entitled an Act to amend Title 31 of the O.C.G.A., relating to health, so as to provide a short title; to provide legislative intent and findings; to provide definitions; to create the Newborn Umbilical Cord Blood Bank for postnatal tissue and fluid; to provide for donations and information concerning donations; to provide for certain procedures and costs and fees associated with such bank; to provide for the creation of the Georgia Commission for the Newborn Umbilical Cord Blood Initiative and the membership, appointment, terms of office, and duties of such commission; to provide for certain funding mechanisms; to prohibit human cloning; to provide for civil and criminal penalties; to provide for related matters; to amend Article 3 of Chapter 7 of Title 48 of the O.C.G.A., relating to income tax returns and information, so as to authorize taxpayers to make certain contributions through the income tax payment and refund process; to provide an effective date and for applicability; to repeal conflicting laws; and for other purposes.

The following Committee substitute was read and adopted:

A BILL

To amend Title 31 of the Official Code of Georgia Annotated, relating to health, so as to provide a short title; to provide legislative intent and findings; to provide definitions; to create the Newborn Umbilical Cord Blood Bank for postnatal tissue and fluid; to provide for donations and information concerning donations; to provide for the creation of the Georgia Commission for the Newborn Umbilical Cord Blood Initiative and the membership, appointment, terms of office, and duties of such commission; to provide for

certain funding mechanisms; to amend Article 3 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income tax returns and information, so as to authorize taxpayers to make certain contributions through the income tax payment and refund process; to provide an effective date and for applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

This Act shall be known and may be cited as the "Delivering the Cure: Newborn Umbilical Cord Blood Initiative Act." This Act may also be known and cited as "Keone's Law."

SECTION 2.

Title 31 of the Official Code of Georgia Annotated, relating to health, is amended by adding a new Chapter 46 to read as follows:

"CHAPTER 46

31-46-1.

The General Assembly finds and declares that:

(1) Over 100 million Americans and two billion other humans worldwide suffer from diseases that may eventually be treated more effectively or even cured with stem cells;

(2) Stem cell research has been hampered by the controversy over embryonic stem cells;

(3) Stem cells are not found only in embryos;

(4) The umbilical cord, placenta, and amniotic fluid are rich in stem cells which may be used for scientific research and medical treatment without destroying embryos;

(5) Stem cell research using stem cells from postnatal tissue and fluid has already resulted in treatments for anemia, leukemia, lymphoma, lupus, multiple sclerosis, rheumatoid arthritis, sickle cell disease, spinal cord injury, and Crohn's disease;

(6) Stem cell therapies using stem cells from postnatal tissue and fluid are being studied for diseases as wide-ranging and diverse as corneal degeneration, heart disease, stroke, Parkinson's disease, and Alzheimer's disease; and

(7) It shall be the public policy of this state to encourage the donation, collection, and storage of stem cells collected from postnatal tissue and fluid and to make such stem cells available for both scientific research and medical treatment. It shall be the public policy of this state to encourage ethical research in life science and regenerative medicine.

31-46-2.

As used in this chapter, the term:

(1) 'Amniotic fluid' means the fluid inside the amnion.
(2) 'Nonembryonic stem cell research' means medical research involving stem cells that have not been derived from a human embryo or fetus; and for this purpose the single-celled stage of development shall be included as an embryo.
(3) 'Placenta' means the organ that forms on the inner wall of the human uterus during pregnancy.
(4) 'Postnatal tissue and fluid' means the placenta, umbilical cord, and amniotic fluid expelled or extracted in connection with the birth of a human being.
(5) 'Stem cells' means unspecialized or undifferentiated cells that can self-replicate and have the potential to differentiate into specialized cell types.
(6) 'Umbilical cord' means the gelatinous tissue and blood vessels connecting an unborn human being to the placenta.

31-46-3.
(a) Not later than June 30, 2007, the Georgia Commission for the Newborn Umbilical Cord Blood Initiative, as created in Code Section 31-46-4, shall establish a network of postnatal tissue and fluid banks in partnership with one or more public or private colleges or universities, public or private hospitals, nonprofit organizations, or private firms in this state for the purpose of collecting and storing postnatal tissue and fluid. The bank network, which shall be known as the Newborn Umbilical Cord Blood Bank, shall make such tissue and fluid available for scientific research and medical treatment in accordance with this chapter. Any person giving birth to a child in Georgia may contribute postnatal tissue and fluid to the Newborn Umbilical Cord Blood Bank.
(b) The Georgia Commission for the Newborn Umbilical Cord Blood Initiative shall develop a program to educate pregnant patients with respect to the banking of postnatal tissue and fluid. The program shall include:
(1) An explanation of the difference between public and private banking programs;
(2) The medical process involved in the collection and storage of postnatal tissue and fluid;
(3) The current and potential future medical uses of stored postnatal tissue and fluid;
(4) The benefits and risks involved in the banking of postnatal tissue and fluid; and
(5) The availability and cost of storing postnatal tissue and fluid in public and private umbilical cord blood banks.

31-46-4.
(a) There is created the Georgia Commission for the Newborn Umbilical Cord Blood Initiative which shall consist of 15 members appointed as provided in this Code section.
(b) Seven members shall be appointed by the Governor, one of whom shall be a representative of a public college, university, or medical school. The Governor shall appoint four members to serve initial terms of three years and three members to serve initial terms of two years. Thereafter, successors to such initial appointees shall serve terms of three years. The Governor shall designate one of the persons so appointed to be the chairperson of the commission. If the chief executive officer of the Georgia

Research Alliance is not appointed by the Governor or any other appointing authority to serve on the commission, he or she shall serve as an advisory member.

(c) Four members shall be appointed by the Lieutenant Governor or, if the Lieutenant Governor belongs to a political party other than the political party to which a majority of the members of the Senate belong, by the Senate Committee on Assignments. Of these four members, there shall be at least one of each of the following: a physician licensed to practice medicine in this state; a recognized medical ethicist with an accredited degree in medicine, medical ethics, or theology; a scientific researcher in stem cell research; and an attorney with experience in public health or biotechnology law. The Lieutenant Governor or Senate Committee on Assignments shall appoint two members to serve initial terms of three years and two members to serve initial terms of two years. Thereafter, successors to such initial appointees shall serve terms of three years.

(d) Four members shall be appointed by the Speaker of the House of Representatives. Of these four members, there shall be at least one of each of the following: a physician licensed to practice medicine in this state; a recognized medical ethicist with an accredited degree in medicine, medical ethics, or theology; a scientific researcher in stem cell research; and an attorney with experience in public health or biotechnology law. The Speaker of the House of Representatives shall appoint two members to serve initial terms of three years and two members to serve initial terms of two years. Thereafter, successors to such initial appointees shall serve terms of three years.

(e) Members of the commission shall be eligible to succeed themselves. The initial terms of office shall begin on July 1, 2006. Appointments shall be made by the respective appointing authorities no later than June 15, 2006. Thereafter, appointments of successors shall be made by the respective appointing authority no later than June 1 of the year in which the member's term of office expires. Vacancies shall be filled for the unexpired term by the respective appointing authority.

(f) The commission shall meet at least four times per year at the call of the chairperson or upon the request of at least seven of its members.

(g) The commission shall have the following duties and responsibilities:

(1) To investigate the implementation of this chapter and to recommend any improvements to the General Assembly;

(2) To make available to the public the records of all meetings of the commission and of all business transacted by the commission;

(3) To oversee the operations of the Newborn Umbilical Cord Blood Bank established in Code Section 31-46-3, including approving all fees established to cover administration, collection, and storage costs;

(4) To undertake the Newborn Umbilical Cord Blood Initiative by promoting awareness of the Newborn Umbilical Cord Blood Bank and encouraging donation of postnatal tissue and fluid to the bank;

(5) To ensure the privacy of persons who donate umbilical cord blood and placental tissue to the Newborn Umbilical Cord Blood Bank pursuant to subsection (a) of Code Section 31-46-3 consistent with applicable federal guidelines;

(6) To develop a plan for making postnatal tissue and fluid collected under the Newborn Umbilical Cord Blood Initiative available for scientific research and medical treatment and to ensure compliance with all relevant national practice and quality standards relating to such use;

(7) To develop a plan for private storage of postnatal tissue and fluid for medical treatment or to make potential donors aware of private storage options for said tissue and fluid as deemed in the public interest;

(8) To participate in the National Cord Blood Program and to register postnatal tissue and fluid collected with registries operating in connection with the program;

(9) To employ such staff and to enter into such contracts as may be necessary to fulfill its duties and responsibilities under this chapter subject to funding by the General Assembly; and

(10) To report annually to the General Assembly in December of each year concerning the activities of the commission with recommendations for any legislative changes or funding necessary or desirable to fulfill the goals of this chapter.

(h) The commission shall provide for protection from disclosure of the identity of persons making donations to the Newborn Umbilical Cord Blood Bank pursuant to subsection (a) of Code Section 31-46-3.

(i) The commission may request additional funding from any additional source including, but not limited to, federal and private grants.

(j) The commission may establish a separate not for profit organization or foundation for the purposes of supporting the Newborn Umbilical Cord Blood Bank established pursuant to Code Section 31-46-3."

SECTION 3.

Article 3 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to income tax returns and information, is amended by adding at its end a new Code Section 48-7-63 to read as follows:

"48-7-63.

(a) Each Georgia income tax return form for taxable years beginning on or after January 1, 2006, shall contain appropriate language, to be determined by the state revenue commissioner, offering the taxpayer the opportunity to contribute to nonembryonic stem cell research through the Georgia Commission for the Newborn Umbilical Cord Blood Initiative by donating either all or any part of any tax refund due, by authorizing a reduction in the refund check otherwise payable, or by contributing any amount over and above any amount of tax owed by adding that amount to the taxpayer's payment. The instructions accompanying the income tax return form shall contain a description of the purposes for which the commission was established and the intended use of moneys received from the contributions. Each taxpayer required to file a state income tax return who desires to contribute to the commission may designate such contribution as provided in this Code section on the appropriate income tax return form.

(b) The Department of Revenue shall determine annually the total amount so contributed and shall transmit such amount to the Georgia Commission for the Newborn Umbilical Cord Blood Initiative."

SECTION 4.

(a) This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

(b) Section 3 of this Act shall apply to all taxable years beginning on and after January 1, 2006.

SECTION 5.

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

The report of the Committee, which was favorable to the passage of the Bill, by substitute, was agreed to.

On the passage of the Bill, by substitute, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Sheldon
Y Beasley-Teague	Dollar	Y Hugley	Y Mills	Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Y Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	E Smyre
Y Bryant	Fludd	Jordan	Y Oliver	Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Thomas, A.M
Y Butler	Y Golick	Y Lakly	Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A

Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the passage of the Bill, by substitute, the ayes were 152, nays 0.

The Bill, having received the requisite constitutional majority, was passed, by substitute.

Representative Jenkins of the 8th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bill of the House was taken up for the purpose of considering the report of the Committee of Conference thereon:

HB 1157. By Representatives Burkhalter of the 50th, Richardson of the 19th, Keen of the 179th and Fleming of the 117th:

A BILL to be entitled an Act to amend Article 2 of Chapter 7 of Title 48 of the Official Code of Georgia Annotated, relating to the imposition, rate, and computation of income tax, so as to change certain provisions regarding income tax credits for employers providing approved retraining programs; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue commissioner; to provide an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON HB 1157

The Committee of Conference on HB 1157 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to HB 1157 be adopted.

Respectfully submitted,

FOR THE HOUSE
OF REPRESENTATIVES:

/s/ Mark Burkhalter
Representative, 50th District

FOR THE SENATE:

/s/ Don Balfour
Senator, 9th District

/s/ Mitch Seabaugh
Senator, 28th District

/s/ Larry O'Neal
Representative, 146th District

/s/ Tolleson
Senator, 20th District

/s/ Jeff Lewis
Representative, 15th District

A BILL

To amend Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, so as to change certain provisions regarding income tax credits for employers providing approved retraining programs; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for powers, duties, and authority of the state revenue commissioner; to change certain provisions regarding the limited duration sales and use tax exemption for jet fuel sold to or used by certain qualifying airlines; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 48 of the Official Code of Georgia Annotated, relating to revenue and taxation, is amended by striking Code Section 48-7-40.5, relating to tax credits for employers providing approved retraining programs, and inserting in its place a new Code Section 48-7-40.5 to read as follows:

"48-7-40.5.

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

(1) 'Approved retraining' means employer provided or employer sponsored retraining that meets the following conditions:

(A) It enhances the functional skills of employees otherwise unable to function effectively on the job due to skill deficiencies or who would otherwise be displaced because such skill deficiencies would inhibit their utilization of new technology;

(B) It is approved and certified by the Department of Technical and Adult Education; and

(C) The employer does not require the employee to make any payment for the retraining, either directly or indirectly through use of forfeiture of leave time, vacation time, or other compensable time.

(2) 'Cost of retraining' means direct instructional costs as defined by the Department of Technical and Adult Education including instructor salaries, materials, supplies, and textbooks but specifically excluding costs associated with renting or otherwise securing space.

(3) 'Employee' means any employee resident in this state who is employed for at least 25 hours a week, who has been continuously employed by the employer for at least 16 consecutive weeks.

(4) 'Employer' means any employer upon whom an income tax is imposed by this chapter.

(5) 'Employer provided' refers to approved retraining offered on the premises of the employer or on premises approved by the Department of Technical and Adult Education by instructors hired by or employed by an employer.

(6) 'Employer sponsored' refers to a contractual arrangement with a school, university, college, or other instructional facility which offers approved retraining that is paid for by the employer.

(7) 'Qualifying airline' means any employer which is authorized by the Federal Aviation Administration or appropriate agency of the United States to operate as an air carrier under an air carrier operating certificate and which provides regularly scheduled flights for the transportation of passengers or cargo for hire.

(b) A tax credit shall be granted to an employer who provides or sponsors an approved retraining program. The amount of the tax credit shall be equal to one-half of the costs of retraining per full-time employee, or $500.00 per full-time employee, whichever is less, for each employee who has successfully completed an approved retraining program. No employer may receive a credit if the employer requires that the employee reimburse or pay the employer for the cost of retraining.

(c)(1) Except as provided in paragraph (2) of this subsection, any ~~Any~~ tax credit claimed under this Code section for any taxable year beginning on or after January 1, 1998, but not used for any such taxable year may be carried forward for ten years from the close of the taxable year in which the tax credit was granted. The tax credit granted to any employer pursuant to this Code section shall not exceed 50 percent of the amount of the taxpayer's income tax liability for the taxable year as computed without regard to this Code section.

(2) With respect to a qualifying airline any tax credit claimed under this Code section for any taxable year beginning on or after January 1, 1998, but not used for any such taxable year may be carried forward for 15 years from the close of the taxable year in which the tax credit was granted. The tax credit granted to any qualifying airline pursuant to this Code section shall not exceed 50 percent of the amount of the taxpayer's income tax liability for the taxable year as computed without regard to this Code section.

(d) To be eligible to claim the credit granted under this Code section, the employer must certify to the department the name of the employee, the course work successfully completed by such employee, the name of the provider of the approved retraining, and such other information as may be required by the department to ensure that credits are only granted to employers who provide or sponsor approved retraining pursuant to this Code section and that such credits are only granted to employers with respect to employees who successfully complete such approved retraining. The department shall adopt rules and regulations and forms to implement this credit program. The department is expressly authorized and directed to work with the Department of Technical and Adult Education to ensure the proper granting of credits pursuant to this Code section.

(e) The Department of Technical and Adult Education is expressly authorized and directed to establish such standards as it deems necessary and convenient in approving employer provided and employer sponsored retraining programs. In establishing such standards, the Department of Technical and Adult Education shall establish required hours of classroom instruction, required courses, certification of teachers or instructors, progressive levels of instruction, and standardized measures of employee evaluation to determine successful completion of a course of study.

(f) In the case of a qualifying airline:

(1) Any tax credits with respect to retraining approved by the Department of Technical and Adult Education on or before June 30, 1999, which have been claimed for a taxable year ending on or before December 31, 1999, and which are available to be carried forward to a taxable year ending after December 31, 1999, may be taken as a credit against a qualifying airline's quarterly or monthly payment required to be made under Code Section 48-7-103 on or after January 1, 2006. The taxpayer may file an election with the commissioner to take such credit against quarterly or monthly payments under Code Section 48-7-103 that become due before the due date of the income tax return on which such credit may be claimed. In the event of such an election, the commissioner shall confirm with the taxpayer a date, which shall not be later than 30 days after receipt of the taxpayer's election, when the taxpayer may begin to take the credit against such quarterly or monthly payments. Nothing in this subsection shall be construed to allow a credit to be utilized beyond the 15-year period during which a credit may be carried forward under paragraph (2) of subsection (c) of this Code section; and

(2) Each employee whose employer receives credit against such qualifying airline's quarterly or monthly payment under Code Section 48-7-103 shall receive credit against his or her income tax liability under Code Section 48-7-20 for the corresponding taxable year for the full amount which would be credited against such liability prior to the application of the credit provided for in this subsection. Credits against quarterly or monthly payments under Code Section 48-7-103 and credits against liability under Code Section 48-7-20 established by this subsection shall not constitute income to the taxpayer.

(g) The commissioner shall promulgate such rules and regulations as are necessary to implement and administer this Code section."

SECTION 2.

Said title is further amended in Code Section 48-8-3, relating to exemptions from sales and use taxation, by striking paragraph (33.1) and inserting in its place a new paragraph (33.1) to read as follows:

"(33.1)(A) The sale or use of jet fuel to or by a qualifying airline, to the extent provided in subparagraphs (B) and (C) of this paragraph.

(B)(i)(I) For each fiscal year beginning after June 30, 2005, and ending prior to July 1, 2006, each qualifying airline shall pay the first $15 million of state sales and use tax, plus applicable local sales and use tax, levied or imposed by this

chapter on the purchase or use of jet fuel. Thereafter, the purchase of jet fuel by a qualifying airline during the fiscal year shall be exempt from state and local sales and use tax except as provided in division (ii) of this subparagraph.

(i)(II) For each fiscal year beginning after June 30, 2006, each qualifying airline shall pay the first $10 million of state sales and use tax, plus applicable local sales and use tax, levied or imposed by this chapter on the purchase or use of jet fuel. Thereafter, the purchase of jet fuel by a qualifying airline during the fiscal year shall be exempt from state and local sales and use tax except as provided in division (ii) of this subparagraph.

(ii) The exemptions provided in division (i) of this subparagraph shall not apply to any local option sales tax for educational purposes authorized pursuant to the authority of Article VIII, Section VI, Paragraph IV of the Constitution of Georgia and which is effective before July 1, 2005.

(C) The sale or use of jet fuel to or by a qualifying airline shall not be subject to any local sales and use tax which becomes effective on or after July 1, 2005.

(D) Each qualifying airline purchasing jet fuel on which state sales and use tax is reasonably expected to exceed ~~$15~~ $10 million shall report and pay directly to the Department of Revenue the tax applicable to the purchase of jet fuel under procedures required by the commissioner.

(E) For the purposes of this subparagraph, the term 'local sales and use tax' shall mean any sales tax, use tax, or local sales and use tax which is levied and imposed in an area consisting of less than the entire state, however authorized, including, but not limited to, such taxes authorized by or pursuant to constitutional amendment; by or pursuant to Section 25 of an Act approved March 10, 1965 (Ga. L. 1965, p. 2243), as amended, the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965'; or by or pursuant to Article 2, 2A, 3, or 4 of this chapter.

(F) The exemption provided for in this paragraph shall apply only as to transactions occurring on or after July 1, 2005, and prior to July 1, 2007.

(G) For purposes of this paragraph, a 'qualifying airline' shall mean any person which is authorized by the Federal Aviation Administration or appropriate agency of the United States to operate as an air carrier under an air carrier operating certificate and which provides regularly scheduled flights for the transportation of passengers or cargo for hire.

(H) The commissioner shall adopt rules and regulations to carry out the provisions of this paragraph.

(I) This paragraph shall stand repealed in its entirety on July 1, 2007;"

SECTION 3.

This Act shall become effective July 1, 2006.

SECTION 4.

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

Representative Burkhalter of the 50th moved that the House adopt the report of the Committee of Conference on HB 1157.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	Y Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Sims, C
Y Benfield	Y Drenner	Y Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
Y Bordeaux	Y England	Y Jamieson	Y Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
Y Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Y Jones, J	Y Murphy, Q	Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
Y Bryant	Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
Y Buckner, G	Y Franklin	Y Keown	Y Orrock	Stephenson
Y Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Gardner	Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Y Golick	Y Lakly	Y Porter	Y Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Randall	Y Warren
Chambers	Y Hanner	Y Lindsey	Ray	Y Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	Y Wix
Y Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 155, nays 0.

The motion prevailed.

Representative Hill of the 21st stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following Bill of the House was taken up for the purpose of considering the Senate substitute thereto:

HB 1380. By Representatives Graves of the 12th, McCall of the 30th, Roberts of the 154th, Ray of the 136th, Black of the 174th and others:

A BILL to be entitled an Act to amend Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to standards, labeling, and adulteration of food, so as to redefine a term; to provide certain exemptions from laws relating to adulteration and misbranding of food; to provide certain exemptions from laws relating to food service establishments; to repeal conflicting laws; and for other purposes.

The following Senate substitute was read:

A BILL

To amend Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to standards, labeling, and adulteration of food, so as to redefine a term; to provide certain exemptions from laws relating to adulteration and misbranding of food; to regulate certain advertising of shelled pecans for sale; to change certain provisions relating to promulgation of rules, regulations, and standards by the Department of Human Resources and county boards of health relative to food service establishments; to provide certain exemptions from laws relating to food service establishments; to regulate the preparation, marketing, sale, and serving of Halal foods; to provide punishment for violations; to define certain terms; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Article 2 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to adulteration and misbranding of food, is amended in Code Section 26-2-21, relating to definitions relative to said article, by striking paragraph (5) of subsection (a), and inserting in lieu thereof the following:

"(5) 'Food sales establishment' means retail and wholesale grocery stores; retail seafood stores and places of business; food processing plants, except those food processing plants which are currently required to obtain a license from the Commissioner under any other provision of law; bakeries; confectioneries; fruit, nuts, and vegetable stores ~~or roadside stands~~; wholesale sandwich and salad manufacturers, including vending machines and operations connected therewith; and places of business and similar establishments, mobile or permanent, engaged in the sale of food primarily for consumption off the premises; provided, however, that such term shall

not include roadside stands where farm or garden produce is sold. Within a food sales establishment, there may be a food service component, not separately operated, which may serve customers on site. This food service component shall be considered as part of the food sales establishment. The food sales component of any food service establishment defined in Code Section 26-2-370 shall not be included in this definition. This term shall not include 'food service establishments' as defined in Code Section 26-2-370. This term also shall not include establishments engaged in the sale of food primarily for consumption off the premises if such sale is an authorized part of and occurs upon the site of a fair or festival which:

(A) Is sponsored by a political subdivision of this state or by an organization exempt from taxes under paragraph (1) of subsection (a) of Code Section 48-7-25 or under Section 501(d) or paragraphs (1) through (8) or paragraph (10) of Section 501(c) of the Internal Revenue Code, as that code is defined in Code Section 48-1-2;

(B) Lasts 120 hours or less; and

(C) When sponsored by such an organization, is authorized to be conducted pursuant to a permit issued by the municipality or county in which it is conducted."

SECTION 2.

Said article is further amended by adding a new Code section to read as follows:

"26-2-25.1.

The provisions of Code Section 26-2-25 shall not apply to any:

(1) Person not regularly engaged in the business of manufacturing and selling food and who prepares food only on order of and for sale directly to the ultimate consumer;

(2) Educational, charitable, or religious organization not regularly engaged in the business of manufacturing, processing, or selling food;

(3) Individual who prepares and sells food that is not potentially hazardous food at a community event or farmers´ market, other than a state farmers´ market, with gross receipts of $5,000.00 or less in a calendar year from all goods sold at retail, including but not limited to the prepared food items, subject to the following requirements:

(A) The seller shall display prominently at the point of sale a clearly legible sign or placard stating, 'These products are homemade and not subject to state inspection,' unless the food items were prepared in a kitchen that is licensed and inspected; and

(B) Prepared foods sold under this paragraph shall be labeled to accurately reflect the name and address of the person preparing and selling the foods; or

(4) Person who receives less than $5,000.00 in gross receipts in a calendar year from all goods sold at retail, including but not limited to the sale of home-processed and home-canned food products, if:

(A) The products are:

(i) Pickles, vegetables, or fruits;

(ii) Products such as cakes, fruit pies, breads, rolls, jams, jellies, and honey; or

(iii) Home-processed and home-canned in this state;

(B) The products are sold or offered for sale at a community or social event or a farmers´ market in this state, other than a state farmers´ market;

(C) The seller displays prominently at the point of sale a clearly legible sign or placard stating, 'These products are homemade and not subject to state inspection,' unless the products were processed and canned in a kitchen that is licensed and inspected;

(D) Each container of the product sold or offered for sale under this paragraph is accurately labeled to provide the name and address of the person who processed and canned the goods and the date on which the goods were processed and canned; and

(E) The products are not potentially hazardous foods."

SECTION 3.

Said article is further amended by adding a new Code section to read as follows:

"26-2-32.1.

(a) It shall be unlawful for any person or firm to advertise for sale any shelled pecans that are less than whole on any outdoor advertising as such term is defined in Code Section 32-6-71 unless such outdoor advertising states, in letters at least one-half as tall and bold as the tallest and boldest type on the outdoor advertising, the size category of shelled pecan materials being offered for sale, such as but not limited to pecan halves, pieces, granules, meal, or any combination thereof.

(b) Violation of subsection (a) of this Code section shall constitute dissemination of a false advertisement for purposes of Code Section 26-2-22. Each day that an outdoor advertisement does not conform to the requirements of subsection (a) of this Code section shall constitute a separate offense."

SECTION 4.

Said Chapter 2 of Title 26, relating to standard, labeling, and adulteration of food, is further amended by inserting a new Article 11A to read as follows:

"ARTICLE 11A

26-2-340.

As used in this article, the term:

(1) 'Food' means any meat, meat preparation, articles of food, or food products, either raw or prepared for human consumption, and whether to be consumed on the premises where prepared or sold or whether to be taken elsewhere for consumption.

(2) 'Halal food' means food or drink which is permitted for Muslims under Islamic religious or dietary laws, including those laws and customs of zabiha (slaughtered according to Islamic code).

(3) 'Label' means a display of written, printed, or graphic matter on a food product or container or packaging of a food product.

(4) 'Meat' includes without limitation chicken.

(5) 'Person' means any hotel, inn, grocery, butcher shop, restaurant keeper, or any individual, firm, or corporation operating a boarding house, eating house, lunchroom business, or catering business.

26-2-341.
(a) No person, with intent to defraud, shall sell, prepare, or expose for sale food which such person falsely represents to be Halal food.
(b) No person shall falsely represent any food or the contents of any package or container to be Halal by having or permitting to be inscribed on it, in any language, the word 'Halal.'
(c) Nothing contained in this Code section shall prohibit the use of the words 'Halal type' or 'Halal style food' in advertising.

26-2-342.
No person, with intent to defraud, shall display any signs around his or her place of business or place any advertisements in any newspaper, magazine, periodical, or other publication, which signs or advertisements falsely represent non-Halal food sold, prepared, or offered for sale to be Halal food.

26-2-343.
No person preparing or serving food shall prepare, sell, serve, or prepare for sale, either to be consumed on the premises or elsewhere, Halal and non-Halal food in the same place of business, unless such person:
(1) Keeps separate kitchens where the food is prepared;
(2) Keeps and uses separate and distinctly labeled or marked dishes and utensils in and with which the food is prepared and served;
(3) Indicates on all signs and similar display advertising in, on, or about such person's premises, in block letters at least four inches in height, 'Halal and non-Halal food prepared or served here'; and
(4) Stores, displays, and packs Halal food separately from non-Halal food.

26-2-344.
The trier of fact may it in its discretion infer that possession of non-Halal food in any place of business advertising that the only food sold or offered for sale therein is Halal food constitutes intent to defraud under Code Section 26-2-341 or 26-2-342.

26-2-345.
Any person who violates any provision of this article shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than $25.00 nor more than $500.00, or by imprisonment for not less than 30 days nor more than six months, or both.

SECTION 5.

Article 13 of Chapter 2 of Title 26 of the Official Code of Georgia Annotated, relating to food service establishments, is amended in Code Section 26-2-373 of the Official Code of Georgia Annotated, relating to promulgation of rules, regulations, and standards by the

Department of Human Resources and county boards of health relative to food service establishments, by striking subsection (a) and inserting in lieu thereof the following:

"(a) For the purpose of protecting the public health, the Department of Human Resources shall have the power to adopt and promulgate such rules and regulations as it deems necessary and proper to carry out the purpose and intent of this article, including the establishment of reasonable standards of sanitation for food service establishments and such establishments which are also retail frozen dessert packagers and the examination and condemnation of unwholesome food therein. The Department of Human Resources shall promulgate rules and regulations for posting the uniform inspection report and current grade in each food service establishment in a prominent area of the interior of the food service establishment other than windows and doors. County boards of health are authorized to adopt and promulgate supplementary rules and regulations, including the establishment of reasonable standards of sanitation for food service establishments, consistent with those adopted and promulgated by the department. The department and the county boards of health may obtain technical and laboratory assistance from the Department of Agriculture."

SECTION 6.

Said article is further amended by adding a new Code section to read as follows:

"26-2-379.

This article shall not apply to any:

(1) Person not regularly engaged in the business of manufacturing and selling food and who prepares food only on order of and for sale directly to the ultimate consumer;

(2) Educational, charitable, or religious organization not regularly engaged in the business of manufacturing, processing, or selling food;

(3) Individual who prepares and sells food that is not potentially hazardous food at a community event or farmers´ market, other than a state farmers´ market, with gross receipts of $5,000.00 or less in a calendar year from all goods sold at retail, including but not limited to the prepared food items, subject to the following requirements:

(A) The seller shall display prominently at the point of sale a clearly legible sign or placard stating, 'These products are homemade and not subject to state inspection,' unless the food items were prepared in a kitchen that is licensed and inspected; and

(B) Prepared foods sold under this paragraph shall be labeled to accurately reflect the name and address of the person preparing and selling the foods; or

(4) Person who receives less than $5,000.00 in gross receipts in a calendar year from all goods sold at retail, including but not limited to the sale of home-processed and home-canned food products, if:

(A) The products are:

(i) Pickles, vegetables, or fruits;

(ii) Products such as cakes, fruit pies, breads, rolls, jams, jellies, and honey; or

(iii) Home-processed and home-canned in this state;

(B) The products are sold or offered for sale at a community or social event or a farmers´ market in this state, other than a state farmers´ market;

(C) The seller displays prominently at the point of sale a clearly legible sign or placard stating, 'These products are homemade and not subject to state inspection,' unless the products were processed and canned in a kitchen that is licensed and inspected;

(D) Each container of the product sold or offered for sale under this paragraph is accurately labeled to provide the name and address of the person who processed and canned the goods and the date on which the goods were processed and canned; and

(E) The products are not potentially hazardous foods."

SECTION 7.

This Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 8.

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

The following amendment was read and adopted:

Representatives Mills of the 25th et al. move to amend the Senate substitute to HB 1380 as follows:

On page 3, strike lines 26 through line 8 on page 5, and renumber accordingly.

Representative Graves of the 12th moved that the House agree to the Senate substitute, as amended by the House, to HB 1380.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	N Sailor
Y Amerson	N Cummings	N Holmes	Y Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	N Dean	Houston	McClinton	Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	N Shaw
Y Bearden	Dodson	Y Hudson	E Millar	Y Sheldon
N Beasley-Teague	Y Dollar	N Hugley	Y Mills	Y Sims, C
N Benfield	N Drenner	N Jackson	Y Mitchell	Y Sims, F
Y Benton	N Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Morris	Y Smith, B
N Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Y Jennings	Y Mumford	Y Smith, R
N Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Murphy, Q	Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
N Bryant	Fludd	Jordan	Y Oliver	N Stanley-Turner
N Buckner, D	Y Forster	Y Keen	O'Neal	Y Stephens

N Buckner, G	Y Franklin	Y Keown	N Orrock	Stephenson
Burkhalter	Y Freeman	N Kidd	Parham	Y Talton
Y Burmeister	Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Butler	Golick	Y Lakly	Y Porter	N Thomas, B
Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Greene	Y Lewis	N Randall	Y Warren
Chambers	N Hanner	Y Lindsey	Y Ray	N Watson
Y Channell	Y Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Y Hatfield	Y Loudermilk	Y Reece, S	Willard
Y Coan	Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	N Heard, K	Y Lunsford	Y Rice	N Williams, E
Y Coleman, B	Heckstall	Y Maddox	Y Roberts	Y Williams, R
N Coleman, T	Y Hembree	N Mangham	Y Rogers	N Wix
Cooper	Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 119, nays 28.

The motion prevailed.

The following Bill of the Senate was taken up for the purpose of considering the report of the Committee of Conference thereon:

SB 238. By Senators Hill of the 32nd and Smith of the 52nd:

A BILL to be entitled an Act to amend Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general provisions relative to torts, so as to provide for immunity from civil liability for nonprofit organizations and individuals that financially sponsor charitable fundraising events; to provide for an exception; to repeal conflicting laws; and for other purposes.

The following report of the Committee of Conference was read:

COMMITTEE OF CONFERENCE REPORT ON SB 238

The Committee of Conference on SB 238 recommends that both the Senate and the House of Representatives recede from their positions and that the attached Committee of Conference Substitute to SB 238 be adopted.

Respectfully submitted,

FOR THE SENATE:

FOR THE HOUSE OF REPRESENTATIVES:

/s/ Judson H. Hill
Senator, 32nd District

/s/ Cecil Staton
Senator, 18th District

/s/ Ronnie Chance
Senator, 16th District

/s/ David Ralston
Representative, 7th District

/s/ Steve Tumlin, Jr.
Representative, 38th District

/s/ Lunsford
Representative, 110th District

A BILL

To amend Title 51 of the Official Code of Georgia Annotated, relating to torts, so as to provide for immunity from civil liability for individuals and entities that financially sponsor certain charitable fundraising events; to create provisions relating to asbestos claims and successor corporations; to provide for legislative findings; to provide definitions; to provide that limitations of liabilities apply to a corporation that is a successor and became a successor corporation before January 1, 1972; to provide for exceptions to the limitations; to provide for other exceptions; to provide for methods by which to establish fair market value of total gross assets; to provide for the fair market value of total gross assets at the time of a merger or consolidation to increase annually; to provide for adjustments; to provide a methodology by which the fair market value of the assets is increased; to require that the courts liberally construe the chapter; to provide effective dates and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Title 51 of the Official Code of Georgia Annotated, relating to torts, is amended by inserting at the end of Chapter 1 a new Code Section 51-1-52 to read as follows:

"51-1-52.

If any individual, cooperative, corporation, club, association, or organization, or director, trustee, or member of the governing body of any such cooperative, corporation, club, association, or organization, supplies only financial sponsorship or financial support for a charitable fundraising event of another entity and the provider of such financial sponsorship or financial support is not, in any way, involved in the management, organization, planning, or execution of such event, then such individual, cooperative, corporation, club, association, organization, director, trustee, or member shall not be liable for any personal injury or damage to property arising from such charitable fundraising event. However, if such financial sponsorship or financial support constitutes willful, wanton, or gross negligence, then such immunity from suit shall not attach. As used in this Code section, the term 'financial sponsorship' or 'financial support' means only the provision of monetary support and shall not include

donations of event locations, products, foods, beverages, labor, or any other nonmonetary contributions."

SECTION 2.

Said title is further amended by inserting at the end thereof a new Chapter 15 to read as follows:

"CHAPTER 15

51-15-1.

The General Assembly finds that the number of asbestos related claims has increased significantly in recent years and threatens the continued viability of a number of uniquely situated companies that have not ever manufactured, sold, or distributed asbestos or asbestos products and are liable only as successor corporations. This liability has created an overpowering public necessity to provide an immediate, remedial, legislative solution. The General Assembly intends that the cumulative recovery by all asbestos claimants from innocent successors be limited, and intends to simply change the form of asbestos claimants´ remedies without impairing their substantive rights, and finds that there are no alternative means to meet this public necessity. The General Assembly further finds the public interest as a whole is best served by providing relief to these innocent successors so that they may remain viable and continue to contribute to this state.

51-15-2.

As used in this chapter, the term:

(1) 'Asbestos claim' means any claim, wherever or whenever made, for damages, losses, indemnification, contribution, or other relief arising out of, based on, or in any way related to the health effects of exposure to asbestos, including, but not limited to:

(A) Any claim for:

(i) Personal injury or death;

(ii) Mental or emotional injury;

(iii) Risk of disease or other injury; or

(iv) The costs of medical monitoring or surveillance, to the extent such claims are recognized under state law;

(B) Any claim made by or on behalf of an exposed person or based on that exposed person's exposure to asbestos, including a representative, spouse, parent, child, or other relative of the exposed person; and

(C) Any claim for damage or loss caused by the installation, presence, or removal of asbestos.

(2) 'Corporation' means a corporation for profit, including a domestic corporation organized under the laws of this state, or a foreign corporation organized under laws other than the laws of this state.

(3) 'Successor' means a corporation that assumes or incurs, or has assumed or incurred, successor asbestos related liabilities.

(4) 'Successor asbestos related liabilities' means any liabilities, whether known or unknown, asserted or unasserted, absolute or contingent, accrued or unaccrued, liquidated or unliquidated, or due or to become due, which are related in any way to asbestos claims and were assumed or incurred by a corporation as a result of or in connection with a merger or consolidation, or the plan of merger or consolidation related to the merger or consolidation, with or into another corporation, or which are related in any way to asbestos claims based on the exercise of control or the ownership of stock of the corporation before the merger or consolidation. The term includes liabilities that, after the time of the merger or consolidation for which the fair market value of total gross assets is determined under Code Section 51-15-4, were or are paid or otherwise discharged, or committed to be paid or otherwise discharged, by or on behalf of the corporation, or by a successor of the corporation, or by or on behalf of a transferor, in connection with settlements, judgments, or other discharges in this state or another jurisdiction.

(5) 'Transferor' means a corporation from which successor asbestos related liabilities are or were assumed or incurred.

51-15-3.

(a) The limitations contained in Code Section 51-15-4 apply to a corporation that is a successor and became a successor before January 1, 1972, or is any of that successor corporation's successor's corporation.

(b) The limitations contained in Code Section 51-15-4 do not apply to:

(1) Workers´ compensation laws administered by this state to provide benefits, funded by a responsible employer or its insurance carrier, for occupational diseases or injuries or for disability or death caused by occupational diseases or injuries or a comparable workers´ compensation law of another jurisdiction;

(2) Any claim against a corporation that does not constitute a successor asbestos related liability;

(3) An insurance corporation;

(4) Any obligations under the federal National Labor Relations Act or under any collective bargaining agreement; or

(5) A successor that, after a merger or consolidation, continued in the business of mining asbestos, in the business of selling or distributing asbestos fibers, or in the business of manufacturing, distributing, removing, or installing asbestos-containing products that were the same or substantially the same as those products previously manufactured, distributed, removed, or installed by the transferor.

51-15-4.

(a) Except as further limited in subsection (b) of this Code section, the cumulative successor asbestos related liabilities of a corporation are limited to the fair market value of the total gross assets of the transferor determined as of the time of the merger or

consolidation. The corporation does not have any responsibility for successor asbestos related liabilities in excess of this limitation.
(b) If the transferor had assumed or incurred successor asbestos related liabilities in connection with a prior merger or consolidation with a prior transferor, the fair market value of the total assets of the prior transferor, determined as of the time of the earlier merger or consolidation, shall be substituted for the limitation set forth in subsection (a) of this Code section for the purpose of determining the limitation of liability of a corporation.

51-15-5.
(a) A corporation may establish the fair market value of total gross assets for the purpose of the limitations under Code Section 51-15-4 through any method reasonable under the circumstances, including:
(1) By reference to the going concern value of the assets or to the purchase price attributable to or paid for the assets in an arm's length transaction; or
(2) In the absence of other readily available information from which fair market value can be determined, by reference to the value of the assets recorded on a balance sheet.
(b) Total gross assets include intangible assets.
(c) Total gross assets include the aggregate coverage under any applicable liability insurance that was issued to the transferor whose assets are being valued for purposes of this Code section, which insurance has been collected or is collectible to cover successor asbestos related liabilities except compensation for liabilities arising from workers´ exposure to asbestos solely during the course of their employment by the transferor.

51-15-6.
(a) Except as provided in subsections (b), (c), and (d) of this Code section, the fair market value of total gross assets at the time of a merger or consolidation shall increase annually at a rate equal to the sum of:
(1) The prime rate as published by the Board of Governors of the Federal Reserve System, as published in statistical release H. 15 or any publication that may supersede it, for each calendar year since the merger or consolidation; and
(2) One percent.
(b) The rate provide in subsection (a) of this Code section shall not be compounded.
(c) The adjustment of fair market value of total gross assets shall continue as provided under subsection (a) of this Code section until the date the adjusted value is first exceeded by the cumulative amounts of successor asbestos related liabilities paid or committed to be paid by or on behalf of the corporation or a predecessor, or by or on behalf of a transferor, after the time of the merger or consolidation for which the fair market value of total gross assets is determined.
(d) No adjustment of the fair market value of total gross assets shall be applied to any liability insurance otherwise included in the definition of total gross assets by subsection (c) of Code Section 51-15-5.

51-15-7.

The courts in this state shall apply, to the fullest extent permissible under the United States Constitution, this state's substantive law, including the limitation under this chapter, to the issue of successor asbestos related liabilities. This chapter shall be construed liberally to accomplish its remedial purposes."

SECTION 3.

(a) This section and Sections 1 and 4 of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall apply to any cause of action arising on or after the effective date of this Act.

(b) Section 2 of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval and shall apply to any civil action asserting an asbestos claim filed on or after December 31, 2006.

SECTION 4.

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

Representative Ralston of the 7th moved that the House adopt the report of the Committee of Conference on SB 238.

On the motion, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	Y Crawford	Y Hill, C.A	Y Martin	Y Sailor
Y Amerson	Y Cummings	N Holmes	Maxwell	Y Scheid
Anderson	Y Davis	Y Holt	Y May	Y Scott, A
Y Ashe	Y Day	Y Horne	Y McCall	Y Scott, M
Y Barnard	Y Dean	Y Houston	McClinton	Y Setzler
Barnes	Y Dickson	Y Howard, E	Y Meadows	Y Shaw
Y Bearden	Dodson	Hudson	E Millar	Y Sheldon
Y Beasley-Teague	Y Dollar	Y Hugley	Y Mills	Y Sims, C
Y Benfield	Y Drenner	N Jackson	Y Mitchell	Y Sims, F
Y Benton	Y Dukes	Y Jacobs	Y Morgan	Y Sinkfield
Y Black	Y Ehrhart	Y James	Y Morris	Y Smith, B
N Bordeaux	Y England	Y Jamieson	Mosby	Y Smith, L
Y Borders	Y Epps	Y Jenkins	Y Mosley	Smith, P
Y Bridges	Y Everson	Jennings	Y Mumford	Y Smith, R
N Brooks	Y Fleming	Y Johnson	Y Murphy, J	Y Smith, T
Y Brown	Y Floyd, H	Jones, J	Y Murphy, Q	Smith, V
Bruce	Y Floyd, J	Y Jones, S	Y Neal	Y Smyre
N Bryant	Fludd	Jordan	Y Oliver	Y Stanley-Turner
Y Buckner, D	Y Forster	Y Keen	Y O'Neal	Y Stephens
N Buckner, G	Y Franklin	Y Keown	Orrock	Stephenson
Burkhalter	Y Freeman	Y Kidd	Parham	Y Talton
Y Burmeister	Y Gardner	Y Knight	Y Parrish	Y Teilhet
Y Burns	Y Geisinger	Y Knox	Y Parsons	Y Thomas, A.M
Y Butler	Golick	Y Lakly	Y Porter	N Thomas, B
Y Byrd	Y Graves, D	Y Lane, B	Y Powell	Y Tumlin
Y Carter	Y Graves, T	Y Lane, R	Y Ralston	Y Walker
Y Casas	Y Greene	Y Lewis	Y Randall	Y Warren

Chambers	Y Hanner	Y Lindsey	Y Ray	Watson
Y Channell	Harbin	Y Lord	Y Reece, B	Y Wilkinson
Y Cheokas	Hatfield	Loudermilk	Reece, S	Willard
Y Coan	Y Heard, J	Y Lucas	Y Reese	Y Williams, A
Y Cole	Y Heard, K	Y Lunsford	Y Rice	Y Williams, E
Y Coleman, B	Y Heckstall	Y Maddox	Y Roberts	Y Williams, R
Y Coleman, T	Y Hembree	Y Mangham	Y Rogers	N Wix
Cooper	Y Henson	Y Manning	Y Royal	Y Yates
Y Cox	Y Hill, C	Y Marin	Y Rynders	Richardson, Speaker

On the motion, the ayes were 142, nays 8.

The motion prevailed.

Representative Maxwell of the 17th stated that he had been called from the floor of the House during the preceding roll call. He wished to be recorded as voting "aye" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has agreed to the House substitute to the following bill of the Senate:

SB 588. By Senators Rogers of the 21st, Shafer of the 48th, Staton of the 18th and Hill of the 32nd:

A BILL to be entitled an Act to amend Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to fair business practices, so as to prohibit the use or display of social security numbers except in specified circumstances; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House amendment to the following bill of the Senate:

SB 334. By Senators Zamarripa of the 36th, Reed of the 35th, Tate of the 38th and Fort of the 39th:

A BILL to be entitled an Act to amend the "Atlanta Urban Enterprise Zone Act," approved March 24, 1988 (Ga. L. 1988, p. 4164), as amended, particularly by an Act approved April 20, 1998 (Ga. L. 1998, p. 4493), so as to change criteria for the designation of urban enterprise zones; to repeal conflicting laws; and for other purposes.

The Senate recedes from its amendment to the following bill of the House:

HB 343. By Representatives Borders of the 175th, Black of the 174th, Shaw of the 176th and Houston of the 170th:

A BILL to be entitled an Act to amend Article 3 of Chapter 3 of Title 50 of the Official Code of Georgia Annotated, relating to other state symbols, so as to designate the Valdosta State University's Peach State Summer Theatre as Georgia's Official Musical Theatre; to repeal conflicting laws; and for other purposes.

The Senate recedes from its substitute to the following bill of the House:

HB 1259. By Representatives Hill of the 21st, Burmeister of the 119th, Day of the 163rd and Ralston of the 7th:

A BILL to be entitled an Act to amend Chapter 38 of Title 43 of the O.C.G.A., relating to private detectives and security agencies, so as to revise a definition; to revise the licensing process for private detectives and private security officers; to permit one or more individuals to qualify to hold the license for an individual, firm, association, company, partnership, limited liability company, or corporation; to provide the board with authority to promulgate rules to ensure that individuals are capable of assuming full responsibility for operations of the particular individual, firm, association, company, partnership, limited liability company, or corporation; to revise the provisions for issuing permits for carrying firearms for certain private detectives and private security officers; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bill of the House:

HB 1053. By Representatives Mills of the 25th, Rice of the 51st, Ehrhart of the 36th, Keen of the 179th, Fleming of the 117th and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 2 of Title 40 of the Official Code of Georgia Annotated, relating to prestige license plates and special plates for certain persons and vehicles, so as to provide for a special license plate promoting the national motto, "In God We Trust"; to provide for a portion of the revenue to go to the Boy Scouts of America; to provide for issuance, renewal, fees, licensing agreements, applications, and transfers

relative to such special license plates; to provide for related matters; to provide a contingent effective date; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitute to the following resolution of the Senate:

SR 282. By Senator Bulloch of the 11th:

A RESOLUTION dedicating the John Lee Drake, Sr., Highway; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bills of the Senate and House:

SB 503. By Senators Hamrick of the 30th and Hill of the 4th:

A BILL to be entitled an Act to amend Chapter 21A of Title 15, Title 17, and Code Section 42-8-34.1 of the O.C.G.A., relating respectively to judicial accounting, criminal procedure, and to legal defense for indigents, requirements for revocation of probated or suspended sentence, so as to change certain provisions relating to the Georgia Public Defender Standards Council and the provision of legal services to indigent persons; to clarify that the application fee for indigent defense services is not a prerequisite to obtaining legal services; to specify the types of standards that shall be submitted to the General Oversight Committee for the Georgia Public Defender Standards Council; to change certain provisions relating to the budget for the Office of the Georgia Capital Defender; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

SB 572. By Senators Goggans of the 7th, Stephens of the 27th, Williams of the 19th, Douglas of the 17th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Article 7 of Chapter 4 of Title 49 of the Official Code of Georgia Annotated, relating to medical assistance generally, so as to establish and define a crime of medical assistance managed care fraud; to change certain provisions relating to administrative hearings and appeals; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

HB 941. By Representatives Benton of the 31st, England of the 108th, Bearden of the 68th, Mosley of the 178th, Maddox of the 172nd and others:

A BILL to be entitled an Act to amend Article 3 of Chapter 13 of Title 45 of the Official Code of Georgia Annotated, relating to the Division of Archives and History, so as to make legislative findings; to recognize the religious heritage of America; to direct the Secretary of State to prepare documents relative to that heritage; to authorize counties to post documents relative to that heritage for education; to direct the Attorney General to defend counties who display documents relative to the religious heritage of America; to set forth the text relative to the religious heritage of America; to repeal conflicting laws; and for other purposes.

HB 1257. By Representatives Knox of the 24th, Maxwell of the 17th, Meadows of the 5th and Watson of the 91st:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to exempt certain change of address filings by agents, subagents, counselors, and adjusters from a fee; to provide for certain qualifications for a counselor's license; to provide for the maintenance by the Commissioner of Insurance of the address of the place of business of agents, subagents, counselors, and adjusters; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitute to the following bill of the Senate:

SB 455. By Senators Shafer of the 48th and Wiles of the 37th:

A BILL to be entitled an Act to amend Article 3 of Chapter 11 of Title 16 of the O.C.G.A., relating to invasions of privacy, so as to define certain terms; to provide that it shall be illegal for a customer proprietary network information broker to obtain or release certain customer information; to provide for penalties; to provide for exceptions; to amend Code Section 43-38-11 of the O.C.G.A., relating to denial, revocation, or sanction of licenses and registrations, action by the Georgia Board of Private Detective and Security Agencies, and judicial review, so as to provide that it shall be grounds for such board to deny or revoke a license if the applicant has obtained certain customer information; to amend Chapter 5 of Title 46 of the O.C.G.A., relating to telephone and telegraph service, so as to define certain terms; to provide that no telecommunications company may release certain customer information; to provide for rules and regulations; to provide for exceptions; to provide for related matters; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitute to the following resolution of the Senate:

SR 1034. By Senator Goggans of the 7th:

A RESOLUTION celebrating the life of SGT Mathew Vincent Gibbs and dedicating the SGT Mathew Vincent Gibbs Memorial Bridge; and for other purposes.

Under the general order of business, established by the Committee on Rules, the following Bill of the Senate was taken up for consideration and read the third time:

SB 282. By Senators Williams of the 19th, Seabaugh of the 28th and Balfour of the 9th:

A BILL to be entitled an Act to amend the O.C.G.A., and in particular Title 28, relating to the General Assembly, so as to recognize and accomplish certain changes in the organization of the legislative branch of government; to change provisions relating to the Legislative Services Committee, including provisions relating to the membership, powers and duties, and operations of the committee; to abolish the Legislative Budget Office and the position of legislative budget analyst; to change provisions relating to the Fiscal Affairs Subcommittees and their membership and meetings; to change provisions relative to the procedure for consideration of bills having a significant impact on state revenues or expenditures; to provide an effective date; to repeal conflicting laws; and for other purposes.

By unanimous consent, further consideration of SB 282 was suspended until later in the legislative day.

The following Resolutions of the House were read and adopted:

HR 2322. By Representative Smyre of the 132nd:

A RESOLUTION commending Corey Antonio Bankston on attaining the rank of Eagle Scout; and for other purposes.

HR 2323. By Representatives Barnard of the 166th, Keen of the 179th, Richardson of the 19th, Bordeaux of the 162nd, Brooks of the 63rd and others:

A RESOLUTION honoring and commending Homer M. "Buddy" DeLoach; and for other purposes.

HR 2324. By Representative Smith of the 168th:

A RESOLUTION honoring Mr. Vivian Deen; and for other purposes.

HR 2325. By Representative Hatfield of the 177th:

A RESOLUTION expressing regret at the passing of Joseph L. Bunch; and for other purposes.

HR 2326. By Representative Hatfield of the 177th:

A RESOLUTION commending Dr. Pam Jackson on the occasion of her retirement from the Ware County School System; and for other purposes.

HR 2327. By Representatives Mangham of the 94th, Brooks of the 63rd, Watson of the 91st and Sailor of the 93rd:

A RESOLUTION commending Reverend Dr. Laresse Howell; and for other purposes.

HR 2328. By Representative Hatfield of the 177th:

A RESOLUTION expressing regret at the passing of Fred C. Douglas; and for other purposes.

HR 2329. By Representatives Martin of the 47th and Burkhalter of the 50th:

A RESOLUTION commending Chief Bill Bates of the City of Alpharetta Fire Department for his more than 35 years of service; and for other purposes.

HR 2330. By Representative Smith of the 168th:

A RESOLUTION commending Mr. Pete Hayes; and for other purposes.

HR 2331. By Representatives Benfield of the 85th, Kidd of the 115th, Coleman of the 144th, Oliver of the 83rd and Bordeaux of the 162nd:

A RESOLUTION remembering and honoring the life of Mr. Gene Mac Winburn; and for other purposes.

HR 2332. By Representative Mangham of the 94th:

A RESOLUTION commending Mary Greco; and for other purposes.

HR 2333. By Representative Mangham of the 94th:

A RESOLUTION commending Louella Millby; and for other purposes.

HR 2334. By Representative Mangham of the 94th:

A RESOLUTION commending Lewis Jones; and for other purposes.

HR 2335. By Representative Mangham of the 94th:

A RESOLUTION commending Brianne Turgeon; and for other purposes.

HR 2336. By Representative Mangham of the 94th:

A RESOLUTION commending Elaine James; and for other purposes.

HR 2337. By Representative Mangham of the 94th:

A RESOLUTION commending Winona Archie; and for other purposes.

HR 2338. By Representatives Mangham of the 94th, Stephenson of the 92nd, Mumford of the 95th and Sailor of the 93rd:

A RESOLUTION commending Dr. Chuck Garner; and for other purposes.

HR 2339. By Representatives Mangham of the 94th, Stephenson of the 92nd, Mumford of the 95th and Sailor of the 93rd:

A RESOLUTION commending Chris Anglin; and for other purposes.

HR 2340. By Representative Hatfield of the 177th:

A RESOLUTION recognizing and commending Coach Rich McWorter for his contributions to Charlton County and athletics; and for other purposes.

HR 2341. By Representative Hatfield of the 177th:

A RESOLUTION remembering and honoring the life of Mrs. Alma Thrift Crawford; and for other purposes.

HR 2342. By Representative Hatfield of the 177th:

A RESOLUTION remembering and honoring the life of Rowell D. Nunn; and for other purposes.

HR 2343. By Representative Hatfield of the 177th:

A RESOLUTION expressing regret at the passing of Lynette Highsmith Mundling; and for other purposes.

HR 2344. By Representative Hatfield of the 177th:

A RESOLUTION expressing regret at the passing of Thomas Clayton Gattis; and for other purposes.

HR 2345. By Representative Hatfield of the 177th:

A RESOLUTION expressing regret at the passing of Roy E. Clark, Sr.; and for other purposes.

HR 2346. By Representative Hatfield of the 177th:

A RESOLUTION remembering the late James Preston "Jimmy" Herrin and his contributions to the community of Waycross, Georgia; and for other purposes.

HR 2347. By Representatives Holmes of the 61st, Marin of the 96th, Williams of the 165th, Howard, E. of the 121st, Fludd of the 66th and others:

A RESOLUTION commending the Association for the Study of African-American Life and History, Inc.; and for other purposes.

HR 2348. By Representative Smith of the 168th:

A RESOLUTION commending Mr. John P. DeLoach; and for other purposes.

HR 2349. By Representative Smith of the 168th:

A RESOLUTION commending Jordan C. Brummett on his service as a local legislation aide; and for other purposes.

HR 2350. By Representative Mitchell of the 88th:

A RESOLUTION commending the Saint Philip African Methodist Episcopal Church Choir Number One; and for other purposes.

HR 2351. By Representative Smith of the 113th:

A RESOLUTION commending Michael Bofinger; and for other purposes.

HR 2352. By Representative Hugley of the 133rd:

A RESOLUTION commending Corey Antonio Bankston; and for other purposes.

HR 2353. By Representative Hatfield of the 177th:

A RESOLUTION remembering and honoring the life of Jimmy McDonald; and for other purposes.

The following Bill of the Senate, having previously been read, was again taken up for consideration:

SB 282. By Senators Williams of the 19th, Seabaugh of the 28th and Balfour of the 9th:

A BILL to be entitled an Act to amend the O.C.G.A., and in particular Title 28, relating to the General Assembly, so as to recognize and accomplish certain changes in the organization of the legislative branch of government; to change provisions relating to the Legislative Services Committee, including provisions relating to the membership, powers and duties, and operations of the committee; to abolish the Legislative Budget Office and the position of legislative budget analyst; to change provisions relating to the Fiscal Affairs Subcommittees and their membership and meetings; to change provisions relative to the procedure for consideration of bills having a significant impact on state revenues or expenditures; to provide an effective date; to repeal conflicting laws; and for other purposes.

The report of the Committee, which was favorable to the passage of the Bill, was agreed to.

On the passage of the Bill, the roll call was ordered and the vote was as follows:

E Abdul-Salaam	N Crawford	N Hill, C.A	N Martin	N Sailor
N Amerson	N Cummings	Holmes	N Maxwell	N Scheid
N Anderson	N Davis	N Holt	N May	N Scott, A
N Ashe	N Day	N Horne	N McCall	N Scott, M
N Barnard	N Dean	N Houston	McClinton	N Setzler
Barnes	N Dickson	N Howard, E	N Meadows	N Shaw
N Bearden	Dodson	N Hudson	E Millar	N Sheldon
N Beasley-Teague	N Dollar	N Hugley	N Mills	N Sims, C

N Benfield	N Drenner	N Jackson	N Mitchell	N Sims, F
N Benton	N Dukes	N Jacobs	N Morgan	N Sinkfield
N Black	N Ehrhart	N James	N Morris	N Smith, B
N Bordeaux	N England	N Jamieson	N Mosby	N Smith, L
N Borders	N Epps	N Jenkins	N Mosley	Smith, P
N Bridges	N Everson	N Jennings	N Mumford	N Smith, R
N Brooks	N Fleming	N Johnson	N Murphy, J	N Smith, T
N Brown	N Floyd, H	Jones, J	N Murphy, Q	N Smith, V
Bruce	N Floyd, J	N Jones, S	N Neal	N Smyre
N Bryant	N Fludd	N Jordan	N Oliver	N Stanley-Turner
N Buckner, D	N Forster	N Keen	N O'Neal	N Stephens
N Buckner, G	N Franklin	N Keown	N Orrock	N Stephenson
N Burkhalter	N Freeman	N Kidd	N Parham	N Talton
N Burmeister	N Gardner	N Knight	N Parrish	N Teilhet
N Burns	N Geisinger	N Knox	N Parsons	N Thomas, A.M
N Butler	N Golick	Lakly	N Porter	N Thomas, B
N Byrd	N Graves, D	N Lane, B	N Powell	N Tumlin
N Carter	N Graves, T	N Lane, R	N Ralston	N Walker
N Casas	N Greene	N Lewis	N Randall	N Warren
Chambers	N Hanner	N Lindsey	N Ray	N Watson
N Channell	N Harbin	N Lord	N Reece, B	N Wilkinson
N Cheokas	N Hatfield	N Loudermilk	N Reece, S	Willard
N Coan	N Heard, J	Lucas	N Reese	N Williams, A
N Cole	N Heard, K	N Lunsford	N Rice	N Williams, E
N Coleman, B	Heckstall	N Maddox	N Roberts	N Williams, R
N Coleman, T	N Hembree	Mangham	N Rogers	N Wix
N Cooper	N Henson	N Manning	N Royal	N Yates
N Cox	N Hill, C	N Marin	N Rynders	N Richardson, Speaker

On the passage of the Bill, the ayes were 0, nays 165.

The Bill, having failed to receive the requisite constitutional majority, was lost.

Due to a mechanical malfunction, the vote of Representative Holmes of the 61st was not recorded on the preceding roll call. He wished to be recorded as voting "nay" thereon.

The following message was received from the Senate through Mr. Ewing, the Secretary thereof:

Mr. Speaker:

The Senate has agreed to the House substitutes to the following bills of the Senate:

SB 552. By Senator Reed of the 35th:

A BILL to be entitled an Act to incorporate the City of South Fulton in Fulton County; to provide for a charter for the City of South Fulton; to provide for incorporation, boundaries, and powers of the city; to provide for general

powers and limitations on powers; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, expenses, qualifications, prohibitions, and districts relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances; to provide for the office of mayor and certain duties and powers relative to the office of mayor; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city manager, a city attorney, a city clerk, a tax collector, a city accountant, and other personnel; to provide for a municipal court and the judge or judges thereof; to provide for severability; to repeal conflicting laws; and for other purposes.

SB 553. By Senator Reed of the 35th:

A BILL to be entitled an Act to incorporate the City of Chattahoochee Hill Country in Fulton County; to provide for a charter for the City of Chattahoochee Hill Country; to provide for incorporation, boundaries, and powers of the city; to provide for general powers and limitations on powers; to provide for a governing authority of such city and the powers, duties, authority, election, terms, method of filling vacancies, compensation, expenses, qualifications, prohibitions, and districts relative to members of such governing authority; to provide for inquiries and investigations; to provide for organization and procedures; to provide for ordinances; to provide for the office of mayor and certain duties and powers relative to the office of mayor; to provide for administrative responsibilities; to provide for boards, commissions, and authorities; to provide for a city manager, a city attorney, a city clerk, a tax collector, a city accountant, and other personnel; to provide for a municipal court and the judge or judges thereof; to provide for severability; to repeal conflicting laws; and for other purposes.

SB 637. By Senator Smith of the 52nd:

A BILL to be entitled an Act to amend Article 10 of Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to "Joshua's Law," so as to change the membership of the Georgia Driver's Education Commission; to repeal Section 1 of an Act approved May 10, 2005 (Ga. L. 2005, p. 1461), so as to repeal a priority concerning a certain distribution of fines and forfeitures; to provide for a definition; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has adopted the Committee of Conference Report #2 on the following bill of the House:

HB 1216. By Representatives Freeman of the 140th, Rice of the 51st, Porter of the 143rd, Talton of the 145th, Byrd of the 20th and others:

A BILL to be entitled an Act to amend Part 5 of Article 1 of Chapter 8 of Title 40 of the Official Code of Georgia Annotated, relating to equipment of law enforcement and emergency vehicles, so as to allow the use of properly equipped all-terrain vehicles by law enforcement agencies; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bills of the House:

HB 1371. By Representatives Graves of the 137th, Carter of the 159th, Harbin of the 118th, Stephens of the 164th and Parrish of the 156th:

A BILL to be entitled an Act to amend Chapter 4 of Title 26 of the Official Code of Georgia Annotated, relating to pharmacists and pharmacies, so as to enact "The Pharmacy Audit Bill of Rights"; to provide for a short title; to set out a list of rights of pharmacies undergoing audits; to provide for an appeal process; to provide for applicability; to provide for related matters; to repeal conflicting laws; and for other purposes.

HB 1372. By Representative Harbin of the 118th:

A BILL to be entitled an Act to amend Chapter 18 of Title 45 of the Official Code of Georgia Annotated, relating to employees´ insurance and benefit plans, so as to provide for mechanisms for termination of coverage for nonpayment of premium; to provide for notification to employers; to provide for the introduction and consideration of bills impacting the state health benefit plans; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

The Senate has agreed to the House substitute to the following bills of the Senate:

SB 191. By Senators Tolleson of the 20th, Bulloch of the 11th, Johnson of the 1st and Pearson of the 51st:

A BILL to be entitled an Act to amend Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to the Environmental Protection Division, the Environmental Advisory Council, duties of the council, its members, and the director of the division, procedure for aggrieved persons, and inspections, so as to provide for expedited review of certain applications

for permits or variances performed by qualified professionals under contract with the division for such purpose; to repeal conflicting laws; and for other purposes

SB 415. By Senators Douglas of the 17th, Seabaugh of the 28th, Grant of the 25th, Schaefer of the 50th, Williams of the 19th and others:

A BILL to be entitled an Act to amend Code Section 20-3-485 of the Official Code of Georgia Annotated, relating to definitions relative to the Georgia HERO (Helping Educate Reservists and their Offspring) Scholarship, so as to provide that surviving spouses shall be eligible students; to provide for related matters; to repeal conflicting laws; and for other purposes.

SB 573. By Senators Carter of the 13th and Cagle of the 49th:

A BILL to be entitled an Act to amend Chapter 3 of Title 44 of the Official Code of Georgia Annotated, relating to regulation of specialized land transactions, so as to provide that the seller may withdraw escrow funds in excess of 1 percent of the purchase price of a condominium in order to fund construction and development of the condominium property; to provide for related matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

SB 606. By Senators Douglas of the 17th, Grant of the 25th and Schaefer of the 50th:

A BILL to be entitled an Act to amend Article 2 of Chapter 11 of Title 16 of the Official Code of Georgia Annotated, relating to offenses against public order and safety, so as to prohibit disruptive conduct at funerals, memorial services, or funeral processions; to provide for legislative intent; to provide for the elements of such offense; to provide for a criminal penalty; to provide for an effective date; to provide for applicability; to repeal conflicting laws; and for other purposes.

The Senate has adopted the report of the Committee of Conference on the following bill of the Senate:

SB 636. By Senator Bulloch of the 11th:

A BILL to be entitled an Act to amend Code Section 1-3-3 of the Official Code of Georgia Annotated, relating to definitions of terms used in such code or other laws of the state, so as to define the term biodiesel fuel; to repeal conflicting laws; and for other purposes.

Representative Keen of the 179th moved that the House do now adjourn sine die, and the motion prevailed.

Pursuant to SR 1322, adopted by the House and Senate, the Speaker announced the House adjourned sine die.