

Senate Bill 179

By: Senators Hamrick of the 30th and Kemp of the 46th

A BILL TO BE ENTITLED

AN ACT

1 To amend Code Section 50-27-3 of the Official Code of Georgia Annotated, relating to
2 definitions relative to the lottery for education, so as to remove capital outlay projects from
3 inclusion in the educational purposes and programs for which lottery proceeds may be used;
4 to provide for related matters; to provide for a contingent effective date; to repeal conflicting
5 laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 50-27-3 of the Official Code of Georgia Annotated, relating to definitions
9 relative to the lottery for education, is amended by striking paragraphs (3), (7), and (8) in
10 their entirety and inserting in lieu thereof the following:

11 ~~"(3) 'Capital outlay projects' means the acquisition, construction, installation, modification,~~
12 ~~renovation, repair, extension, renewal, replacement, or rehabilitation of land, interests in~~
13 ~~land, buildings, structures, facilities, or other improvements and the acquisition,~~
14 ~~installation, modification, renovation, repair, extension, renewal, replacement,~~
15 ~~rehabilitation, or furnishing of fixtures, machinery, equipment, computers, software,~~
16 ~~laboratories, furniture, textbooks, and reference material or other property of any nature~~
17 ~~whatsoever used on, in, or in connection with educational facilities. Reserved."~~

18 ~~"(7) 'Educational facilities' means land, structures, and buildings owned or operated by and~~
19 ~~through the board of regents, the State Board of Education, the Department of Technical~~
20 ~~and Adult Education, or by any city, county, or independent school system within this state;~~
21 ~~provided, however, that a public road or highway leading to an educational facility shall~~
22 ~~not be considered an educational facility. Reserved.~~

23 (8) 'Educational purposes and programs' means ~~capital outlay projects for educational~~
24 ~~facilities;~~ tuition grants, scholarships, or loans to citizens of this state to enable such
25 citizens to attend colleges and universities located within this state, regardless of whether

1 such colleges and universities are owned or operated by the board of regents or to attend
2 institutions operated under the authority of the Department of Technical and Adult
3 Education; costs of providing to teachers at accredited public institutions who teach levels
4 K-12, personnel at public postsecondary technical institutes under the authority of the
5 Department of Technical and Adult Education, and professors and instructors within the
6 University System of Georgia the necessary training in the use and application of
7 computers and advanced electronic instructional technology to implement interactive
8 learning environments in the classroom and to access the state-wide distance learning
9 network; costs associated with repairing and maintaining advanced electronic instructional
10 technology; voluntary pre-kindergarten; and an education shortfall reserve."

11 **SECTION 2.**

12 This Act shall become effective January 1, 2007, only if there is approved at the 2006 general
13 election a constitutional amendment to remove capital outlay projects from inclusion in the
14 educational purposes and programs for which lottery proceeds may be used. If such a
15 constitutional amendment is not so ratified at the 2006 general election, this Act shall not
16 become effective.

17 **SECTION 3.**

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