

The Senate Chamber, Atlanta, Georgia  
Monday, January 9, 2006  
First Legislative Day

Senators of the General Assembly of Georgia for the years 2005-2006 met pursuant to law in regular session in the Senate Chamber at 10:00 a.m. this day and were called to order by Lieutenant Governor Mark Taylor, President of the Senate.

The following communication from His Excellency, Governor Sonny Perdue, was received by the Secretary:

#### Writ of Special Election

The official elected to represent District 22 of the Georgia Senate has been suspended pursuant to Article II, Section III, Paragraph II of the Constitution of the State of Georgia. Therefore, pursuant to Article II, Section III, Paragraph II of the Constitution and Section 21-2-544 of the Official Code of Georgia Annotated, a writ of election is hereby issued to the Secretary of State for a special election to be held on September 20, 2005, to fill the temporary vacancy in District 22 of the Georgia Senate.

This 3rd day of August, 2005.

/s/ Sonny Perdue  
GOVERNOR

Senator Zamarripa of the 36th asked unanimous consent that Senator Thompson of the 33rd be excused. The consent was granted, and Senator Thompson was excused.

Senator Staton of the 18th asked unanimous consent that Senator Stephens of the 27th be excused. The consent was granted, and Senator Stephens was excused.

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

Adelman	Hill,Jack	Shafer,D
Balfour	Hill,Judson	Smith
Bulloch	Hooks	Starr
Butler	Hudgens	Staton
Cagle	Johnson	Stoner
Carter	Jones	Tarver
Chance	Kemp	Tate
Chapman	Me V Bremen	Thomas,D
Douglas	Miles	Thomas,R
Fort	Moody	Thompson,C
Goggans	Mullis	Tolleson

Golden	Pearson	Unterman
Grant	Powell	Weber
Hamrick	Reed	Whitehead
Harbison	Rogers	Wiles
Harp	Schaefer	Williams
Heath	Seabaugh	Zamarripa
Henson	Seay	

Not answering were Senators:

Brown	Stephens (Excused)	Thompson, S (Excused)
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Senator Butler of the 55th asked unanimous consent that Senator Brown of the 26th be excused. The consent was granted, and Senator Brown was excused.

The members pledged allegiance to the flag.

The President introduced the chaplain of the day, Dr. William E. Flippin, Sr. of Atlanta, Georgia, who offered scripture reading and prayer.

The President introduced the doctor of the day, Dr. Bobby Kaufmann.

The following communication from the Honorable Cathy Cox, Secretary of State, certifying the Senator-Elect in the Special Election of 2005, was received and read by the Secretary:

### **THE STATE OF GEORGIA**

#### **OFFICE OF SECRETARY OF STATE**

I, Cathy Cox, Secretary of State of the State of Georgia, do hereby certify that the attached page lists the results as shown on the consolidated returns on file in this office for the Special Election held on the 20th day of September, 2005, in District 22 of the State Senate, in a portion of Richmond County, to fill the vacancy existing due to the resignation of the Honorable Charles Walker.

Having received a majority of the votes cast, Ed Tarver was duly elected to this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of my office, at the Capitol, in the City of Atlanta, this 23rd day of September, in the year of our Lord Two

Thousand and Five and of the Independence of  
the United States of America the Two Hundred  
and Thirtieth.

/s/ Cathy Cox  
Secretary of State

The following communications were received by the Secretary:

OFFICIAL OATH OF GEORGIA STATE SENATOR

SENATE DISTRICT 22

GEORGIA STATE SENATE

"I do solemnly swear or affirm that I will support the Constitution of this state and of the United States, and on all questions and measures which may come before me, I will so conduct myself as will, in my judgment, be most conducive to the interests and prosperity of this state.

I further swear or affirm that I am not the holder of any unaccounted for public money due this state, or due any political subdivision or authority thereof; that I am not the holder of any office of trust under the government of the United States, of any other state, or any foreign state, which by law I am prohibited from holding, that I have been a resident of my district for the time required by the Constitution and the laws of the state, that I am otherwise qualified to hold said office according to the Constitution and laws of Georgia.

So help me God."

This 27th day of September, 2005

/s/ Ed Tarver  
STATE SENATOR

Sworn to and subscribed before  
Chief Judge John Ruffin, Jr.  
Court of Appeals of Georgia  
Atlanta, Georgia  
as shown on the accompanying certificate.

Court of Appeals of Georgia  
Atlanta, Georgia

Office of Secretary of the Senate  
353 State Capitol  
Atlanta, Georgia 30334

I, Chief Judge John Ruffin, Jr., do hereby certify by my signature below that I have this date, September 27, 2005, at 11:00 a.m., in the Augusta Commission Chamber, Richmond County, Augusta, Georgia, administered the following Oath of Office to the Honorable Senator-Elect Ed Tarver of the 22nd District for the duration of the 2005-2006 term:

"I do solemnly swear or affirm that I will support the Constitution of this state and of the United States, and on all questions and measures which may come before me, I will so conduct myself as will, in my judgment, be most conducive to the interests and prosperity of this state.

I further swear or affirm that I am not the holder of any unaccounted for public money due this state, or due any political subdivision or authority thereof; and that I am not the holder of any office of trust under the government of the United States, of any other state, or any foreign state, which by law I am prohibited from holding, that I have been a resident of my district for the time required by the Constitution and laws of this state, that I am otherwise qualified to hold said office according to the Constitution and laws of Georgia.

So help me God."

SIGNED: John H. Ruffin, Jr.  
DATED: 9/27/05

Senator Eric Johnson  
District 1  
321 State Capitol  
Atlanta, GA 30334

**Committees:**

Appropriations  
Ethics  
Finance  
Natural Resources and the Environment  
Regulated Industries and Utilities  
Rules

The State Senate  
Atlanta, Georgia 30334

September 22, 2005

Senator Edward Tarver  
3118 Natalie Circle  
Augusta, Georgia 30909

Dear Senator Tarver:

Congratulations on your recent election to represent the 22nd District of the Georgia State Senate!

On behalf of the Committee on Assignments, I am pleased to inform you of your appointments to serve on the following Senate Committees:

Agriculture and Consumer Affairs  
Interstate Cooperation  
State Institutions and Property  
Veterans and Military Affairs

I look forward to working with you during the upcoming 2006 Session of the Georgia General Assembly. Please feel free to contact me if I can assist you in any way.

Sincerely,

/s/ Eric Johnson  
President Pro Tempore

Senator Eric Johnson  
District 1  
321 State Capitol  
Atlanta, GA 30334

**Committees:**  
Appropriations  
Ethics  
Finance  
Natural Resources and the Environment  
Regulated Industries and Utilities  
Rules

The State Senate  
Atlanta, Georgia 30334

November 14, 2005

The Honorable Frank Eldridge, Jr.  
Secretary of the Senate  
353 State Capitol  
Atlanta, Georgia 30334

Dear Frank,

The Committee on Assignments has appointed Senator John Douglas as an ex-officio member of the Senate Banking and Financial Institutions Committee for the 2005-2006 legislative term.

If you have any questions, please feel free to call me or my chief of staff, Amanda Seals, at 404.656.5109.

Sincerely,

/s/ Eric Johnson  
Senate President Pro Tempore

The President addressed the Senate.

Senator Eric Johnson, President Pro Tempore, addressed the Senate.

The following Senate legislation was introduced, read the first time and referred to committee:

SB 378. By Senators Wiles of the 37th, Hill of the 32nd, Rogers of the 21st and Stoner of the 6th:

A BILL to be entitled an Act to amend Code Section 42-1-13 of the Official Code of Georgia Annotated, relating to registered sex offenders residing within areas where minors congregate, so as to change the distance requirement; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

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.

Referred to the Public Safety and Homeland Security Committee.

SB 382. By Senator Harp of the 29th:

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.

Referred to the Judiciary Committee.

SB 383. By Senators Smith of the 52nd, Williams of the 19th, Hamrick of the 30th, Schaefer of the 50th, Pearson of the 51st and others:

A BILL to be entitled an Act to amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to provide that the clerk of superior court shall also serve as clerk of the state court, magistrate court, and juvenile court of the county; to provide for exceptions; to change the provisions relating to bonds; to change the provisions relating to personnel; to change the provisions relating to compensation; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

SB 384. By Senators Hudgens of the 47th and Rogers of the 21st:

A BILL to be entitled an Act to amend Title 33 of the Official Code of Georgia Annotated, relating to insurance, so as to enact the Interstate Insurance Product Regulation Compact; to help states join together to establish an interstate compact to regulate designated insurance products; to provide for implementation of such compact; to provide for the Interstate Insurance Product Regulation Commission; to provide for organization of the commission; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

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.

Referred to the Insurance and Labor Committee.

SB 386. By Senator Hudgens of the 47th:

A BILL to be entitled an Act to amend Chapter 2 of Title 28 of the Official Code of Georgia Annotated, relating to apportionment of the House of Representatives and Senate and qualifications of members, so as to provide for the composition of state senatorial districts and, in particular, Senate Districts 46, 47, and 49; to provide for the election of such Senators; to provide when such Senators so elected shall take office; to provide for the continuation of present senatorial districts until a certain time; to provide for other related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Reapportionment and Redistricting Committee.

SR 641. By Senator Stoner of the 6th:

A RESOLUTION proposing an amendment to the Constitution so as to provide that persons elected to office who were the nominees of political parties and bodies may not change their party affiliation except under certain circumstances; to provide for the vacation of the person's office under certain circumstances; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the State and Local Governmental Operations Committee (General).

The following resolutions were read and adopted:

SR 643. By Senator Harp of the 29th:

A RESOLUTION recognizing January 24, 2006, as "LaGrange College Day" in the State of Georgia and celebrating the 175th anniversary of LaGrange College; and for other purposes.

SR 644. By Senators Johnson of the 1st, Williams of the 19th and Brown of the 26th:

A RESOLUTION to notify the House of Representatives that the Senate has convened; and for other purposes.

SR 645. By Senators Johnson of the 1st, Williams of the 19th and Brown of the 26th:

A RESOLUTION to notify the Governor that the General Assembly has convened; and for other purposes.

The President appointed as a Committee of Notification on the part of the Senate the following Senators: Williams of the 19th, Brown of the 26th, Starr of the 44th, Schaefer of the 50th, Chance of the 16th, Adelman of the 42nd and Tarver of the 22nd.

The following message was received from the House through Mr. Rivers, the Clerk thereof:

Mr. President:

The House has adopted by the requisite constitutional majority the following Resolutions of the House:

HR 1042. By Representatives Keen of the 179th and Ehrhart of the 36th:

A RESOLUTION to notify the Senate that the House of Representatives has convened; and for other purposes.

HR 1043. By Representatives Keen of the 179th and Ehrhart of the 36th:

A RESOLUTION calling a joint session of the House of Representatives and the Senate for the purpose of hearing a message from the Governor; inviting the Justices of the Supreme Court and the Judges of the Court of Appeals to be present at the joint session; and for other purposes.

HR 1044. By Representatives Keen of the 179th and Ehrhart of the 36th:

A RESOLUTION relative to adjournment; and for other purposes.

The following resolutions were read and adopted:

HR 1044. By Representatives Keen of the 179th and Ehrhart of the 36th:

A RESOLUTION

Relative to adjournment; and for other purposes.

BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the General Assembly shall adjourn at the close of the legislative day on Friday, January 13, 2006, and shall reconvene on Monday, January 23, 2006.

BE IT FURTHER RESOLVED that for the duration of the remainder of the 2006 session of the General Assembly until its adjournment sine die, unless otherwise provided by resolution of the General Assembly, the General Assembly shall adjourn at 5:00 P.M. on each Friday on which the General Assembly is in session and shall reconvene on the Monday next following.

BE IT FURTHER RESOLVED that, as authorized by Code Section 28-1-2, the hour for convening the Senate on each such Monday may be as ordered by the Senate; and the hour for convening the House on each such Monday may be as ordered by the House.

HR 1043. By Representatives Keen of the 179th and Ehrhart of the 36th:

A RESOLUTION calling a joint session of the House of Representatives and the Senate for the purpose of hearing a message from the Governor; inviting the Justices of the Supreme Court and the Judges of the Court of Appeals to be present at the joint session; and for other purposes.

Senator Williams of the 19th asked unanimous consent that the following legislation, having been placed on the Table in the 2005 Legislative Session, be taken from the Table and committed to the Senate Rules Committee:

The consent was granted, and the following bills were taken from the Table and committed to the Senate Rules Committee:

HB 218. By Representatives Stephens of the 164th, Horne of the 71st and Cheokas of the 134th:

A BILL to be entitled an Act to amend Code Section 50-14-3 of the Official Code of Georgia Annotated, relating to proceedings excluded from the provisions of Chapter 14 of Title 50, so as to provide a new exclusion from such provisions; to amend Code Section 50-18-72 of the Official Code of

Georgia Annotated, relating to public records exempted from inspection by members of the general public, so as to provide an exemption for certain records of an agency engaged in a program of economic development; to provide for disclosure of such records under certain conditions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Senate Sponsor: Senator Mullis of the 53rd.

Referred to the Senate Rules Committee.

SR 34. By Senators Cagle of the 49th, Balfour of the 9th, Moody of the 56th, Carter of the 13th, Pearson of the 51st and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide that the sales and use tax for educational purposes may also be imposed in whole or in part for maintenance and operation of public schools with an equivalent millage rate reduction; to change certain imposition requirements; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Senate Rules Committee.

SR 497. By Senators Stephens of the 27th, Wiles of the 37th and Staton of the 18th:

A RESOLUTION creating the Senate Study Committee on Election Laws; and for other purposes.

Referred to the Senate Rules Committee.

Senator Williams of the 19th asked unanimous consent that all of the legislation listed on the Senate Calendar for today be committed to the committee from which each was last reported.

The consent was granted and the legislation listed on the Senate Calendar for today was committed to the following Senate Committees:

SB 11. By Senators Golden of the 8th, Stoner of the 6th, Meyer von Bremen of the 12th and Jones of the 10th:

A BILL to be entitled an Act to amend Code Section 33-9-40.2 of the Official Code of Georgia Annotated, relating to workers' compensation insurance premium discount for insured with drug-free workplace program, so as to

remove the existing eight-year limitation on the application of the discount; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

SB 30. By Senators Pearson of the 51st, Seabaugh of the 28th, Williams of the 19th, Cagle of the 49th, Heath of the 31st and others:

A BILL to be entitled an Act to amend Article 2 of Chapter 2 of Title 22 of the Official Code of Georgia Annotated, relating to proceedings before a special master, so as to provide for inverse condemnation proceedings before a special master; to change certain provisions regarding definitions; to provide for procedures, conditions, and limitations; to provide for damages; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

SB 31. By Senators Smith of the 52nd, Heath of the 31st and Thomas of the 54th:

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 court, so as to provide for a fourth judge of the superior courts of the Cherokee 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 such judge; to prescribe the compensation, salary, and expense allowance of such judge to be paid by the State of Georgia and the counties comprising said circuit; to authorize the judges of such circuit to divide and allocate the work and duties thereof; to provide for the manner of impaneling jurors; to declare inherent authority; to provide effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

SB 32. By Senators Smith of the 52nd, Mullis of the 53rd, Tolleson of the 20th, Kemp of the 46th, Hill of the 32nd and others:

A BILL to be entitled an Act to amend Code Section 15-9-1 of the Official Code of Georgia Annotated, relating to election and term of judges of the probate court, so as to provide that the office of judge of probate court shall be elected on a nonpartisan basis; to amend Code Section 21-2-138 of the Official Code of Georgia Annotated, relating to nonpartisan elections for judicial offices, so as to provide for the election of judges of probate court at

nonpartisan elections; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

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.

Referred to the Rules Committee.

SB 74. By Senators Rogers of the 21st, Goggans of the 7th, Tolleson of the 20th, Hill of the 32nd, Chance of the 16th and others:

A BILL to be entitled an Act to amend Part 14 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to other educational programs under the Quality Basic Education Act, so as to provide that no high school which receives funding under such article shall participate in, sponsor, or provide coaching staff for interscholastic athletic events which are conducted under the authority of, conducted under the rules of, or scheduled by any athletic association unless the charter, bylaws, or other governing documents of such athletic association comply with certain requirements and standards; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Education and Youth Committee.

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.

Referred to the Health and Human Services Committee.

SB 102. By Senators Rogers of the 21st, Hudgens of the 47th, Stephens of the 27th, Mullis of the 53rd, Smith of the 52nd and others:

A BILL to be entitled an Act to amend Chapter 30 of Title 33 of the Official Code of Georgia Annotated, relating to group accident and sickness insurance, so as to clarify a definition; to require that insurers offering coverage in the individual market must participate in the assigned risk pool and may take adverse underwriting action on the basis of permitted health status factors and other evidence of insurability; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

SB 116. By Senators Mullis of the 53rd, Hamrick of the 30th, Smith of the 52nd, Thomas of the 54th, Heath of the 31st and others:

A BILL to be entitled an Act to amend Chapter 13 of Title 16 of the O.C.G.A., relating to controlled substances, so as to limit the sale and manner of sale of products containing pseudoephedrine; to provide for exceptions; to provide for mitigation of punishment under certain circumstances; to provide for penalties; to restrict the sale, transfer, manufacture, purchase for resale, and furnishing of certain precursor chemicals; to provide for definitions; to authorize the State Board of Pharmacy to promulgate certain rules and regulations regarding precursor chemicals and licenses and permits; to provide for licensing and permitting of persons who sell, transfer, manufacture, purchase for resale, or otherwise furnish or possess precursor chemicals; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes

Referred to the Health and Human Services Committee.

SB 123. By Senators Whitehead, Sr. of the 24th, Johnson of the 1st and Cagle of the 49th:

A BILL to be entitled an Act 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 an emergency contraceptive drug which purpose is to induce and effect an abortion; 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 provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Health and Human Services Committee.

SB 156. By Senators Tate of the 38th, Fort of the 39th, Henson of the 41st, Butler of the 55th, Zamarripa of the 36th and others:

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 create the Georgia Microbial Contamination Commission; to provide a short title; to provide definitions; to provide for members, meetings, rules and regulations, compensation, annual report, and budget unit; to provide for duties and powers of the commission; to require licensure of persons engaged in the microbial profession; to provide for the office of commissioner of the commission; to provide for a treasurer; to provide for the disposition of fees collected under chapter; to provide for inspections by the commissioner; to provide for injunctions; to provide for investigation of complaint; to provide for other matters relative to the foregoing; to repeal conflicting laws; and for other purposes.

Referred to the Health and Human Services Committee.

SB 179. By Senators Hamrick of the 30th and Kemp of the 46th:

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

Referred to the Higher Education Committee.

SB 180. By Senators Hamrick of the 30th and Shafer of the 48th:

A BILL to be entitled an Act to amend Chapter 1 of Title 28 of the Official Code of Georgia Annotated, relating to general provisions regarding the General Assembly, so as to provide for the introduction of legislation; to

provide for the joint sponsorship of legislation; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Rules Committee.

SB 182. By Senators Thompson of the 5th and Thomas of the 2nd:

A BILL to be entitled an Act to amend Chapter 2 of Title 42 of the Official Code of Georgia Annotated, relating to the Board and Department of Corrections, so as to provide that the death of an inmate in state custody shall be reported on the individual offender records maintained on the Internet website of the Department of Corrections; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the State Institutions and Property Committee.

SB 186. By Senator Whitehead, Sr. of the 24th:

A BILL to be entitled an Act to amend Chapter 15 of Title 20 of the Official Code of Georgia Annotated, relating to the Georgia Medical Center Authority, so as to change certain provisions relating to establishment of the authority, appointment of members, terms of office, vacancies, removal from office, compensation, authority's existence, and accountability of members; to repeal conflicting laws; and for other purposes.

Referred to the Health and Human Services Committee.

SB 200. By Senators Thomas of the 2nd, Fort of the 39th, Tate of the 38th, Brown of the 26th, Seay of the 34th and others:

A BILL to be entitled an Act to amend Article 13 of Chapter 5 of Title 49 of the Official Code of Georgia Annotated, relating to PeachCare for Kids, so as to provide for the treatment of delinquent premium payments for PeachCare eligibility; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

SB 205. By Senators Cagle of the 49th, Pearson of the 51st, Harbison of the 15th and Hill of the 32nd:

A BILL to be entitled an Act to amend Article 2 of Chapter 3 of Title 3 of the O.C.G.A., relating to prohibited acts relative to alcoholic beverages, so as to

make it unlawful for a person under 21 years of age to consume an alcoholic beverage; to provide for the suspension of the driver's license of a person under 21 years of age convicted of consuming an alcoholic beverage; to provide for the suspension of drivers' licenses for certain conduct relating to furnishing or acting as an agent to purchase alcoholic beverages for a person under 21 years of age; to amend Article 3 of Chapter 5 of Title 40 of the O.C.G.A., relating to the cancellation, suspension, and revocation of drivers' licenses; to repeal conflicting laws; and for other purposes.

Referred to the Public Safety and Homeland Security Committee.

SB 214. By Senators Rogers of the 21st, Johnson of the 1st and Stephens of the 27th:

A BILL to be entitled an Act to amend Chapter 1 of Title 21 of the Official Code of Georgia Annotated, relating to general provisions regarding elections, so as to provide for the composition and number of congressional districts; to provide for election of members of Congress; to provide when such members shall take office; to provide for continuation of present congressional districts until a certain time; to provide for other matters relative to the foregoing; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Reapportionment and Redistricting Committee.

SB 218. By Senators Rogers of the 21st and Hudgens of the 47th:

A BILL to be entitled an Act to amend Title 33 of the O.C.G.A., relating to insurance, so as to create the Georgia Health Insurance Risk Pool; to provide alternative mechanism coverage for the availability of individual health insurance; to provide definitions; to provide for a risk pool board; to provide for powers, duties, and authority of the board; to provide for the selection of an administrator; to provide for the duties of the Commissioner of Insurance with respect to the board and pool; to provide for the establishment of rates; to provide for eligibility for and termination of coverage; to provide for applicability; to provide for related matters; to repeal the Georgia High Risk Health Insurance Plan; to provide effective dates; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

- SB 232. By Senators Carter of the 13th, Seabaugh of the 28th, Harp of the 29th, Rogers of the 21st, Shafer of the 48th and others:

A BILL to be entitled an Act to amend Title 51 of the Official Code of Georgia Annotated, relating to torts, so as to change provisions relating to determination of the standard of care and determination of whether that standard has been breached in deciding certain actions relating to the provision of emergency medical services by a hospital or health care provider; to define terms; to state findings; to provide for factors to be considered and practice and procedure; to provide for related matters; to provide for construction with respect to other Acts; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

- SB 241. By Senators Shafer of the 48th, Staton of the 18th, Cagle of the 49th, Heath of the 31st and Douglas of the 17th:

A BILL to be entitled an Act to amend Chapter 12 of Title 10 of the Official Code of Georgia Annotated, relating to electronic records and signatures, so as change provisions relating to the legal effect of electronic records and signatures; to change provisions relating to notarized documents; to amend Code Section 15-10-53 of the Official Code of Georgia Annotated, relating to filing documents by electronic means, so as to correct a cross-reference; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Science and Technology Committee.

- SB 243. By Senators Goggans of the 7th, Thomas of the 54th, Williams of the 19th, Whitehead, Sr. of the 24th and Balfour of the 9th:

A BILL to be entitled an Act to amend Article 1 of Chapter 6 of Title 49 of the An O.C.G.A., relating to general provisions relative to services for the aging, so as to provide for the development of a strategy for disseminating information to the public concerning the availability of pharmaceutical assistance programs and pharmaceutical discount purchasing card programs; to provide for the coordination of such dissemination of information through the Division of Aging Services of the Department of Human Resources; to provide for the establishment and maintenance of a website and a toll-free telephone number for the dissemination of information; to ensure that area agencies on

aging receive adequate information concerning the services; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Health and Human Services Committee.

SB 245. By Senators Heath of the 31st, Rogers of the 21st, Carter of the 13th, Pearson of the 51st, Hamrick of the 30th and others:

A BILL to be entitled an Act to amend Chapter 11 of Title 10 of the O.C.G.A., relating to business records, so as to require a person or business that conducts business in this state and that owns or licenses computerized data that includes personal information to disclose in specified ways any breach of the security of the data to any resident of this state whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person; to permit notification to be delayed if a law enforcement agency determines that it would impede a criminal investigation; to provide for certain civil actions; to define certain terms; to amend Chapter 18 of Title 50 of the O.C.G.A.; to define certain terms; to provide for legislative findings and declarations; to repeal conflicting laws; and for other purposes.

Referred to the Science and Technology Committee.

SB 250. By Senators Weber of the 40th and Williams of the 19th:

A BILL to be entitled an Act to amend Chapter 3 of Title 20 of the O.C.G.A., relating to postsecondary education, so as to extensively revise Article 5 of the chapter, the "Georgia Education Authority (University) Act"; to change the definition of certain terms used in the Act and thereby affect the scope of activities of the authority; to authorize the authority to carry out projects related to the State Board of Technical and Adult Education and institutions under its control as well as projects related to the Board of Regents of the University System of Georgia and institutions under its control; to change provisions relating to the membership, staff, and administrative assignment of the authority; to provide for other related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Finance Committee.

SB 251. By Senators Shafer of the 48th, Hamrick of the 30th, Heath of the 31st, Zamarripa of the 36th, Staton of the 18th 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 provide a short title; to provide legislative findings; to provide definitions; to require certain business entities to give notice to consumers of certain security breaches; to provide for causes of actions and damages for unauthorized or improper access of personal information of consumers; to provide for certain criminal penalties; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

Referred to the Science and Technology Committee.

SB 266. By Senators Unterman of the 45th, Grant of the 25th and Balfour of the 9th:

A BILL to be entitled an Act to amend Chapter 3 of Title 30 of the Official Code of Georgia Annotated, relating to access to and use of public facilities by persons with disabilities, so as to require that certain taxicab companies operating in this state shall have a certain number of taxicabs that are accessible to persons in motorized wheelchairs; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Transportation Committee.

SB 275. By Senators Seabaugh of the 28th, Zamarripa of the 36th and Pearson of the 51st:

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 provide for the incorporation of townships; to change certain provisions regarding incorporation of municipalities; to provide for definitions; to provide for procedures, conditions, and limitations; to provide for applicability of certain definitions regarding municipal corporations; to provide for legislative intent; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations (General) Committee.

SB 276. By Senator Wiles of the 37th:

A BILL to be entitled an Act to amend Part 1 of Article 11 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to powers of local boards of education relative to public school property and facilities, so as to provide that a local board of education shall not exercise the power of condemnation if another appropriate parcel or parcels of private property located within three miles is for sale for purchase outright; to provide for procedures which shall be followed by a local board of education before exercising the right of eminent domain; to provide for related matters; to

provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations (General) Committee.

SB 298. By Senators Shafer of the 48th, Hudgens of the 47th, Thomas of the 54th, Unterman of the 45th, Williams of the 19th and others:

A BILL to be entitled an Act to provide a short title; to provide for legislative findings; to amend Code Section 33-24-10.1 of the Official Code of Georgia Annotated, relating to standard or uniform claim form, so as to provide a definition; to authorize the Commissioner of Insurance to establish by rule or regulation a standard or uniform explanation of benefits form relating to certain health insurance policies and contracts; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Insurance and Labor Committee.

SB 301. By Senator Mullis of the 53rd:

A BILL to be entitled an Act to amend Chapter 21 of Title 15 of the Official Code of Georgia Annotated, relating to payment and disposition of fines and forfeitures, so as to provide for a technology fee to be collected in certain courts; to provide for the uses of said technology fee; to provide for technology boards in each judicial circuit; to provide an effective date; to provide for a repealer; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

SB 307. By Senator Rogers of the 21st:

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 repeal Chapter 16, relating to establishment of county historical containers in the office of the probate judge upon the recommendation of two successive grand juries; to provide that this Act shall not preclude the maintenance of any existing historical container; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the State and Local Governmental Operations (General) Committee.

- SB 316. By Senators Chance of the 16th, Carter of the 13th, Stephens of the 27th, Schaefer of the 50th, Douglas of the 17th and others:

A BILL to be entitled an Act to amend Part 2 of Article 3 of Chapter 12 of Title 16 of the O.C.G.A., relating to crimes involving obscenity and related matters and minors, so as to change provisions relating to the crime of electronically furnishing obscene material to minors; to provide that a person commits this crime if such person furnishes to an individual whom the person knows or should have known is a minor any product which contains or reveals or gives access to any user name, log-in code, password, number, or other information which enables a person to access one or more Internet sites containing certain material which is harmful to minors in that it appeals to and incites prurient interest; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

Referred to the Science and Technology Committee.

- SR 38. By Senators Meyer von Bremen of the 12th, Golden of the 8th, Stoner of the 6th, Jones of the 10th, Starr of the 44th and others:

A RESOLUTION proposing an amendment to the Constitution so as to authorize the General Assembly to provide by law for financial assistance grants to families of residents of this state who are members of the National Guard or reserve forces or reserve components of the armed forces of the United States and who have been engaged in military duty for extended periods and the creation and administration of a nonlapsing trust fund for such purpose; to provide for the submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Appropriations Committee.

- SR 41. By Senators Brown of the 26th and Johnson of the 1st:

A RESOLUTION creating the Senate Music Industry Committee, an interim study committee, and a citizens' advisory council thereto; and for other purposes.

Referred to the Economic Development Committee.

SR 86. By Senators Chance of the 16th, Seay of the 34th, Carter of the 13th, Staton of the 18th, Rogers of the 21st and others:

A RESOLUTION proposing an amendment to the Constitution so as to provide for a special license plate promoting the Georgia Center for the Book; to provide for the donation of revenue derived from the sales of such license plates to such organization and for deposit other than into the general fund; to provide for related matters; to provide for submission of this amendment for ratification or rejection; and for other purposes.

Referred to the Public Safety and Homeland Security Committee.

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.

Referred to the Finance Committee.

HB 268. By Representatives Crawford of the 127th, Fleming of the 117th and Ralston of the 7th:

A BILL to be entitled an Act to amend Article 1 of Chapter 18 of Title 15 of the Official Code of Georgia Annotated, relating to district attorneys, so as to change the provisions relating to the compensation of district attorneys, assistant district attorneys, district attorney investigators, and assistant district attorneys who temporarily substitute for a district attorney who dies or resigns during the term of office; to change the provisions relating to additional personnel for district attorneys' offices; to amend Code Section 45-7-4 of the Official Code of Georgia Annotated, relating to compensation of certain state officials, so as to change the annual salary of district attorneys; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Judiciary Committee.

HB 346. By Representatives Barnard of the 166th, Keen of the 179th, Harbin of the 118th, Stephens of the 164th, Graves of the 137th and others:

A BILL to be entitled an Act to amend Article 1 of Chapter 27 of Title 50 of the Official Code of Georgia Annotated, relating to general provisions relative to the Georgia Lottery for Education, so as to provide for methods of payment of lottery tickets; to authorize the establishment of a financial account; to provide for the deposit of funds into individual accounts by members of the public; to provide for methods of deposit; to provide that no funds deposited shall be refunded; to provide for abandoned accounts; to authorize and direct the board of trustees to devise a method pursuant to which a person who is eligible to purchase a Georgia lottery ticket may purchase a share in a lottery game by means of a public or private computer terminal or other electronic means; to provide for periodic progress reports; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Economic Development Committee.

HB 467. By Representatives Heard of the 104th, Franklin of the 43rd, Graves of the 12th, Morgan of the 39th and Cheokas of the 134th:

A BILL to be entitled an Act to amend 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, so as to require additional standards on certain matters; to provide for related matters; to repeal conflicting laws; and for other purposes.

Referred to the Health and Human Services Committee.

Senator Williams of the 19th moved that the Senate adjourn until 10:00 a.m. Tuesday, January 10, 2006.

The motion prevailed, and the President announced the Senate adjourned at 11:04 a.m.