

The Senate Committee on Regulated Industries and Utilities offered the following substitute to SB 102:

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 46 of the Official Code of Georgia Annotated, relating to public utilities and
2 public transportation, so as to prohibit governmental entities from adopting any policy that
3 prohibits the connection or reconnection of any utility service or sales of certain fuels based
4 upon the type or source of energy or fuel; to provide for related matters; to provide for an
5 effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Title 46 of the Official Code of Georgia Annotated, relating to public utilities and public
9 transportation, is amended by adding a new Code section to read follows:

10 "46-1-6.

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

12 (1) 'Governmental entity' means any:

13 (A) Municipality, public corporation, political subdivision, instrumentality, body
14 politic, authority, district, consolidated government, county, or any board, commission,
15 agency, department, or board of any such entity;

16 (B) State board, commission, agency, department, or board; or

17 (C) Other form of government.

18 (2) 'Policy' means an ordinance, resolution, regulation, code, or any other requirement
19 imposed by a governmental entity.

20 (b) No governmental entity of this state shall adopt any policy that prohibits, or has the
21 effect of prohibiting, based on the type or source of energy or fuel to be delivered:

22 (1) The connection or reconnection of a customer to an electric utility, gas company, or
23 natural, manufactured, or liquefied petroleum gas service;

24 (2) Sales of liquefied petroleum gas, including, but not limited to, directly to a consumer
25 by a retail establishment; or

26 (3) Sales of other liquefied petroleum products.

27 (c) Nothing in this Code section shall limit the ability of a governmental entity to choose
28 utility services for properties owned by such governmental entity."

29 **SECTION 2.**

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

32 **SECTION 3.**

33 All laws and parts of laws in conflict with this Act are repealed.