

House Bill 669

By: Representatives Meeks of the 178th, Burchett of the 176th, Hagan of the 156th, and Corbett of the 174th

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 10 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia
2 Annotated, relating to capital outlay funds under the "Quality Basic Education Act," so as
3 to provide for the award of low-wealth capital outlay grants to qualifying local school
4 systems that award certain contracts for roofing improvements to suppliers that meet certain
5 criteria; to provide for such criteria; to amend Chapter 91 of Title 36 of the Official Code of
6 Georgia Annotated, relating to public works bidding, so as to provide that certain contracts
7 for roofing improvements with suppliers that meet certain criteria shall be deemed to have
8 complied with notice and competitive award requirements for certain contracts; to provide
9 for such criteria; to provide for related matters; to provide for an effective date and
10 applicability; to repeal conflicting laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 **SECTION 1.**

13 Part 10 of Article 6 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,
14 relating to capital outlay funds under the "Quality Basic Education Act," is amended in Code
15 Section 20-2-262, relating to low-wealth capital outlay grants to local school systems and

16 criteria for eligibility, by redesignating subsection (g) as subsection (h) and by adding a new
17 subsection to read as follows:

18 "(g) Each local school system which meets the eligibility criteria in subsection (d) of this
19 Code section shall, upon utilizing a contract for the improvement of the roof of an existing
20 structure or building to a supplier approved by a cooperative purchasing organization and
21 designated by the Department of Administrative Services as an authorized source of supply
22 pursuant to subsection (i) of Code Section 36-91-21, receive low-wealth capital outlay
23 grants pursuant to this Code section for such roofing improvement, provided that such
24 improvement is included in the local school system's most recently approved local facilities
25 plan, as provide for in subsection (c) of this Code section."

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SECTION 2.

27 Chapter 91 of Title 36 of the Official Code of Georgia Annotated, relating to public works
28 bidding, is amended in Code Section 36-91-2, relating to definitions, by revising paragraph
29 (12) as follows:

30 "(12) 'Public works construction' means the building, altering, repairing, improving, or
31 demolishing of any public structure or building or other public improvements of any kind
32 to any public real property other than those projects covered by Chapter 4 of Title 32 or
33 by Chapter 37 of Title 50. Such term ~~does~~ shall not include the routine operation, repair,
34 or maintenance of existing structures, buildings, or real property, or any energy savings
35 performance contract ~~or~~, any improvements or installations performed as part of an
36 energy savings performance contract, or any improvement of the roof of an existing
37 structure or building; provided, however, that such improvement to the roof of an existing
38 structure or building shall not include any ancillary items to be placed on such roof."

39 **SECTION 3.**

40 Said chapter is further amended in amended in Code Section 36-91-21, relating to
41 competitive award requirements, by adding a new subsection to read as follows:

42 "(i) The notice and competitive award requirements of this chapter shall be deemed to have
43 been satisfied when a contract for the improvement of the roof of an existing structure or
44 building is awarded to a supplier approved by a cooperative purchasing organization and
45 designated by the Department of Administrative Services as an authorized source of
46 supply."

47 **SECTION 4.**

48 This Act shall become effective upon its approval by the Governor or upon its becoming law
49 without such approval and shall apply to all contracts entered into on or after the effective
50 date of this Act.

51 **SECTION 5.**

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