

TOMORROW'S FORECAST

- * The House will reconvene for its 8th Legislative Day on Wednesday, January 25, at 10:00 AM.
- * 1 bill is expected to be debated on the floor.



GEORGIA HOUSE OF REPRESENTATIVES

DAILY REPORT

Tuesday, January 24, 2012

7th Legislative Day

TODAY ON THE FLOOR

RULES CALENDAR

HB 295 - Georgia State Employees Pension and Savings Plan; transfer of accrued benefit; provide

- BILL SUMMARY: This legislation provides for a method of calculating accrued benefits for public employees who transfer between the Employees Retirement System and the Teachers Retirement System. This would impact anyone who transferred between systems from January 1, 2009 through June 30, 2012.

This is a fiscal retirement bill.

- **Authored By:** Rep. Howard Maxwell of the 17th
- **House Committee:** Retirement
- **Rule:** Open
- **Amendments(s):** N/A
- **Yeas:** 167; **Nays:** 0

HB 424 - Superior Court Clerks' Retirement Fund; death benefit for members; provide

- BILL SUMMARY: HB424 expands the \$5,000 death benefit provided through the Superior Court Clerks' Retirement Fund. Currently a benefit is only paid to a member's beneficiary if the member dies in service. This legislation would extend the benefit to any member active or retired who dies.

This is a fiscal retirement bill.

- **Authored By:** Rep. Tom Weldon of the 3rd
- **House Committee:** Retirement
- **Rule:** Open
- **Amendments(s):** N/A
- **Yeas:** 165; **Nays:** 4

HB 683 - Garnishment proceedings; filing of certain answers may be done by authorized officers or employees; provisions

- BILL SUMMARY: On September 12, 2011, the Supreme Court of Georgia approved Unauthorized Practice of Law Committee Advisory Opinion 2010-1, which concludes that "a nonlawyer who answers for a garnishee other than himself in a legal proceeding pending with a Georgia court of record is engaged in the unlicensed practice of law."

The State Bar Executive Committee filed a brief suggesting that a change in court rules might remedy what appeared to be an impracticable result. Justice Nahmias filed a concurrence suggesting that legislation rather than court rules may be required to allow businesses and institutions to resume the business practice of having non-lawyer personnel fill out large numbers of garnishment response forms.

HB 683 addresses the garnishment issue by clarifying that the "garnishee answer" is not to be considered an answer or a civil pleading under the Civil Practice Act. Therefore, when an entity is a garnishee under the chapter, the entity's authorized officer or employee does not have to be an attorney to file the garnishee answer. If a traverse or claim is filed to the entity's answer, the entity would then be required to hire an attorney in further garnishment proceedings.

HB 683 also clarifies service of summons of garnishment on corporations in accordance with the Civil Practice Act and 9-11-4. Finally, it raises the cap of what a garnishee may receive for actual reasonable expenses in answering a garnishment from \$50 to \$100.

The committee substitute made some technical changes.

- **Authored By:** Rep. Wendell Willard of the 49th
- **House Committee:** Judiciary
- **Rule:** Modified-Structured
- **Amendments(s):** N/A
- **Yeas:** 150; **Nays:** 20

HB 713 - Quality Basic Education Act; career and college readiness initiatives; delay implementation

- BILL SUMMARY: House Bill 713 is making minor changes to House Bill 186. It delays the implementation of some career and college readiness initiatives until the 2013-2014 school year. It adds a section stating that the State Board of Education shall require a career education study in grades kindergarten through 12. House Bill 713 also changes the mandated assessment for postsecondary readiness to the end of the 11th grade.

- **Authored By:** Rep. Randy Nix of the 69th
- **House Committee:** Education
- **Rule:** Modified-Open
- **Amendments(s):** N/A
- **Yeas:** 162; **Nays:** 1

** The House will reconvene Wednesday, January 25, at 10:00 AM, for its 8th Legislative Day.*

COMMITTEE ON RULES

The Committee on Rules has fixed the calendar for the 8th Legislative Day, Wednesday, January 25, and bills may be called at the pleasure of the Speaker.

NEXT ON THE FLOOR

HB 351 - Probate Courts Retirement Fund of Georgia; probate court fines and fees; provide

- BILL SUMMARY: HB 351 amends language pertaining to fines and fees collected for the Judges of the Probate Courts Retirement Fund of Georgia. Under this legislation, the judge or clerk of the court would collect \$3.00 for each criminal or quasi-criminal case that is heard before a judge of a probate court or state court created on or after July 1, 2011. Previously, the amount collected was based on a scale but was not to exceed \$2.50.

This is a nonfiscal retirement bill.

- **Authored By:** Rep. Howard Maxwell of the 17th
 - **House Committee:** Retirement
 - **House Committee Passed:** 1/11/2012
 - **Rule:** Modified-Structured
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COMMITTEE ACTION REPORT

Intragovernmental Coordination - Local

HB 690 - Coweta County; board of commissioners; revise districts

- BILL SUMMARY: A Bill to reapportion the Coweta County Board of Commissioners.
- **Authored By:** Rep. Lynn Ratigan Smith of the 70th
- **Committee Action:** Do Pass

Intragovernmental Coordination - Local

HB 694 - Coweta County; board of education; change description of districts

- BILL SUMMARY: A Bill to reapportion the Coweta County Board of Education.
- **Authored By:** Rep. Lynn Ratigan Smith of the 70th
- **Committee Action:** Do Pass

Intragovernmental Coordination - Local

HB 701 - Troup County; Board of Commissioners; change the description of districts

- BILL SUMMARY: A Bill to reapportion the Troup County Board of Commissioners.
- **Authored By:** Rep. Randy Nix of the 69th
- **Committee Action:** Do Pass

Intragovernmental Coordination - Local

HB 702 - Troup County; Board of Education; change the description of districts

- BILL SUMMARY: A Bill to reapportion the Troup County Board of Education.
- **Authored By:** Rep. Randy Nix of the 69th
- **Committee Action:** Do Pass

Intragovernmental Coordination - Local

HB 740 - Carroll County; Board of Commissioners; change descriptions of districts

- BILL SUMMARY: A Bill to reapportion the Carroll County Board of Commissioners.
- **Authored By:** Rep. Kevin Cooke of the 18th
- **Committee Action:** Do Pass

Transportation

HR 1103 - Deputy James D. Paugh Memorial Highway; Richmond County; dedicate

- BILL SUMMARY: This resolution dedicates the portion of Interstate Route 520 in Richmond County from Exit 2 (Wrightsboro Road) to Exit 3 (Gordon Highway) as the Deputy James D. Paugh Memorial Highway.
- **Authored By:** Rep. Barbara Sims of the 119th
- **Committee Action:** Do Pass

** Bills passing committees are reported to the Clerk's Office, and are then placed on the General Calendar.*

COMMITTEE MEETING SCHEDULE

Wednesday, January 25, 2012

10:00AM	Floor Session	HOUSE CHAMBER
8:00 AM - 9:00 AM	SCIENCE & TECHNOLOGY	406 CLOB
9:00 AM - 10:00 AM	REGULATED INDUSTRIES	515 CLOB
1:30 PM - 4:00 PM	Appropriations General Government Subcommittee	515 CLOB
1:30 PM - 3:30 PM	Appropriations Economic Development Subcommittee	506 CLOB
1:30 PM - 3:00 PM	SPECIAL COMMITTEE ON SMALL BUSINESS DEVELOPMENT AND JOB CREATION	406 CLOB
2:00 PM - 4:00 PM	Lane Subcommittee (Subcommittee One) Judiciary Civil	132 CAP
2:00 PM - 3:00 PM	RETIREMENT	403 CAP
3:00 PM - 4:00 PM	BUDGET & FISCAL AFFAIRS OVERSIGHT	415 CLOB
3:00 PM - 4:00 PM	HUMAN RELATIONS & AGING	403 CAP
3:00 PM - 5:00 PM	HEALTH & HUMAN SERVICES	606 CLOB
4:00 PM - 5:00 PM	Jacobs Subcommittee of Judiciary Civil	132 CAP

* This meeting schedule is up to date at the time of this report, but meeting dates and times are subject to change. To keep up with the latest schedule please visit www.house.ga.gov and click on [Meetings Calendar](#).