

The House Committee on Governmental Affairs offers the following substitute to HB 1058:

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia
2 Annotated, relating to general authority, duties, and procedure, so as to revise the
3 applicability of the state contracting certification that a boycott of Israel is not to be
4 conducted by the other party; to revise a definition; to provide for related matters; to provide
5 for an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 1 of Article 3 of Chapter 5 of Title 50 of the Official Code of Georgia Annotated,
9 relating to general authority, duties, and procedure, is amended by revising Code Section
10 50-5-85, relating to state prohibited from entering into certain contracts without certification
11 that boycott of Israel not to be conducted by other party, as follows:

12 "50-5-85.

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

14 (1) 'Boycott of Israel' means engaging in refusals to deal with, terminating business
15 activities with, or other actions that are intended to limit commercial relations with Israel
16 or individuals or companies doing business in Israel or in Israeli-controlled territories,
17 when such actions are taken:

18 (A) In compliance or adherence to calls for a boycott of Israel other than those boycotts
19 to which 50 U.S.C. App. Section 2407(c), as it existed on January 1, 2016, applies; or

20 (B) In a manner that discriminates on the basis of nationality, national origin, religion,
21 or other unreasonable basis that is not founded on a valid business reason.

22 (2) 'Company' means any sole proprietorship, organization, association, corporation,
23 partnership, joint venture, limited partnership, limited liability partnership, limited
24 liability company, or other entity or business association, including all wholly owned
25 subsidiaries, majority owned subsidiaries, parent companies, or affiliates of such entities
26 or business associations, that exists for the purpose of making profit.

27 (b) The state shall not enter into a contract with ~~an individual or~~ a company if the contract
28 is related to construction or the provision of services, supplies, or information technology
29 unless the contract includes a written certification that such ~~individual or~~ company is not
30 currently engaged in, and agrees for the duration of the contract not to engage in, a boycott
31 of Israel.

32 (c) Subsection (b) of this Code section shall not apply to contracts with a total value of less
33 than ~~\$1,000.00~~ \$100,000.00."

34 **SECTION 2.**

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

37 **SECTION 3.**

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