

House Bill 52 (AS PASSED HOUSE AND SENATE)

By: Representatives Thomas of the 21st, Jasperse of the 11th, Barton of the 5th, Wiedower of the 121st, Seabaugh of the 34th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 32 of the Official Code of Georgia Annotated, relating to highways, bridges,
2 and ferries, so as to amend notice provisions relative to meetings for the election of board
3 members; to provide for negotiations in request for proposals relative to public-private
4 partnerships (P3s); to provide for procurement procedures relative to alternative contracting;
5 to amend limitations relating to use of alternative contracting methods; to amend weight and
6 dimension requirements for modular unit transporters; to amend Code Section 45-16-23 of
7 the Official Code of Georgia Annotated, relating to delegation of power by coroner or county
8 medical examiner and qualifications of those authorized to perform examinations, so as to
9 allow for delegation of duties when death results from an accident upon a highway in certain
10 instances; to amend Code Section 50-18-72 of the Official Code of Georgia Annotated,
11 relating to when public disclosure not required by a state agency, so as to exempt certain
12 records from public disclosure requirements; to provide for related matters; to provide for
13 an effective date; to repeal conflicting laws; and for other purposes.

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

15 **SECTION 1.**

16 Title 32 of the Official Code of Georgia Annotated, relating to highways, bridges, and ferries,
17 is amended in Code Section 32-2-20, relating to composition of the Department of
18 Transportation board, qualifications of members, terms of office, selection of members,
19 filling of vacancies, officers, meetings, and compensation, by revising subsection (b) as
20 follows:

21 "(b) Each member shall be elected to serve for a term of five years and until his or her
22 successor is duly elected and certified. The member of the board from each congressional
23 district shall be elected by a majority vote of the members of the House of Representatives
24 and Senate whose respective districts are embraced or partly embraced within such
25 congressional district, meeting in caucus at the regular session of the General Assembly
26 immediately preceding the expiration of the term of office of each such board member.
27 Said caucus shall be called at the state capitol by the Speaker of the House of
28 Representatives and the President of the Senate within the first ten days of the convening
29 of the General Assembly in regular session ~~by mailing to the members of the General
30 Assembly who are affected written notice.~~ Notice of such meeting shall be sent by email
31 to the members of the General Assembly who are affected at least four days before the
32 caucus, ~~which notice~~ and shall state the time, place, and purpose of said caucus. Within 15
33 days after each such election, the Speaker of the House and the President of the Senate
34 shall jointly transmit a certificate of such election to the Secretary of State who, upon
35 receipt thereof, shall immediately issue his or her commission thereon, with the great seal
36 of the state affixed thereto. Any member of the board shall be subject to recall at any time
37 by a majority vote of the legislative caucus that elected the member."

38 **SECTION 2.**

39 Said title is further amended in Code Section 32-2-80, relating to public-private
40 partnerships (P3s), by revising paragraph (4) of subsection (b) as follows:

65 (2) Fifty-Percent of such project is funded by the Georgia Ports Authority.
 66 (3) The provisions of paragraphs (1) and (2) above shall only Become effective on and
 67 after January 1, 2025.

68 **SECTION 4.**

69 Said title is further amended in Code Section 32-6-28, relating to permits for vehicles with
70 excess weight and dimensions, by revising subparagraphs (a)(1)(C) and (c)(5)(A) as follows:

71 "(C) A modular unit transporter shall meet all requirements of the Federal Motor
72 Carrier Safety Administration and all state safety requirements, rules, and regulations.
73 The modular unit transporter shall be properly registered and have a proper, current
74 license plate. At a minimum, the modular unit transporter shall:

- 75 (i) Be constructed of 12 inch steel I beams doubled and welded together;
- 76 (ii) Have all axles equipped with brakes;
- 77 (iii) Have every floor joist on each modular section securely attached to the beams
78 with lag bolts and washers, or lag bolts, washers, and cable winches; and
- 79 (iv) Have an overall length not to exceed ~~80~~ 84 feet including the hitch."

80 "(A) Any load not greater than 16 feet wide, not greater than 16 feet high, and
 81 not weighing more than 150,000 pounds; ~~or any load greater than 100 feet~~
 82 ~~long which does not exceed the maximum width, height, and weight limits~~
 83 ~~specified by this subparagraph; or any modular or sectional housing units~~
 84 ~~exceeding 80 feet in length~~ \$ 30.00"

85 **SECTION 5.**

86 Code Section 45-16-23 of the Official Code of Georgia Annotated, relating to delegation of
87 power by coroner or county medical examiner and qualifications of those authorized to
88 perform examinations, is amended by revising subsection (a) as follows:

113 **SECTION 7.**

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

116 **SECTION 8.**

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