

Senate Bill 86

By: Senators Walker III of the 20th, Payne of the 54th, Hickman of the 4th, Albers of the 56th, Thompson of the 14th and others

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

1 To amend Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia
2 Annotated, relating to the "Fair Business Practices Act of 1975," so as to provide for
3 requirements for solicitations of services for corporate filings required by the Secretary of
4 State; to provide for a definition; to provide for related matters; to repeal conflicting laws;
5 and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Part 2 of Article 15 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated,
9 relating to the "Fair Business Practices Act of 1975," is amended by adding a new Code
10 section to read as follows:

11 "10-1-393.16.

12 (a) For purposes of this Code section, the term 'corporate filings' means any documents
13 required by law to be filed with the Secretary of State pursuant to Title 14.

14 (b) Any written solicitation for services relating to corporate filings shall include, in at
15 least 16 point Helvetica font at the top of and at least two inches apart from any other text
16 on such solicitation, the words:

17 'THIS IS A SOLICITATION. THIS IS NOT A BILL OR OFFICIAL GOVERNMENT
18 DOCUMENT AND HAS NOT BEEN SENT BY THE GEORGIA SECRETARY OF
19 STATE'S OFFICE.'

20 No text on the solicitation shall be larger than the above required words.

21 (c) Failure to comply with the provisions of this Code section shall be considered an unfair
22 or deceptive act or practice which is unlawful and which shall be punishable by the
23 provisions of this part."

24 **SECTION 2.**

25 All laws and parts of laws in conflict with this Act are repealed.