

House Bill 315

By: Representatives Nimmer of the 178<sup>th</sup>, Coomer of the 14<sup>th</sup>, and Dickey of the 140<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 4 of Title 20 of the Official Code of Georgia Annotated,  
2 relating to technical and adult education, so as to change the name of the Technical College  
3 System of Georgia to the Georgia Career College System; to change the name of the State  
4 Board of the Technical College System of Georgia to the State Board of the Georgia Career  
5 College System; to amend various provisions of the Official Code of Georgia Annotated to  
6 reflect such name change; to provide for related matters; to repeal conflicting laws; and for  
7 other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Article 2 of Chapter 4 of Title 20 of the Official Code of Georgia Annotated, relating to  
11 technical and adult education, is amended by revising Code Section 20-4-10, relating to the  
12 State Board of the Technical College System of Georgia, as follows:

13 "20-4-10.

14 (a) There is established the ~~State Board of the Technical College System of Georgia~~ State  
15 Board of the Georgia Career College System, formerly known as the ~~State Board of~~  
16 ~~Technical and Adult Education~~ State Board of the Technical College System of Georgia,  
17 consisting of not fewer than one member from each congressional district and nine at-large  
18 members who shall be appointed by the Governor and confirmed by the Senate for  
19 five-year terms. Board members in office on June 30, 2000, shall serve out the remainder  
20 of their respective terms. Upon expiration of those terms, the Governor shall appoint seven  
21 successors to two-year terms, six successors to three-year terms, and six successors to  
22 five-year terms. All subsequent appointments shall be for regular five-year terms. Members  
23 shall represent business, industry, or economic development. The board shall elect from  
24 its members a chairperson, vice chairperson, and such other officers as are considered  
25 necessary, each to serve for two-year terms. Officers may be elected to succeed themselves.  
26 Members shall serve until their successors are appointed; however, in the event of a

27 vacancy on the board because of death, resignation, or removal for any reason other than  
 28 expiration of a member's term, the Governor shall fill such vacancy in the same manner as  
 29 the original appointment and the person so appointed shall serve for the unexpired term of  
 30 office.

31 (b) As used in this article, the term 'state board' means the ~~State Board of the Technical~~  
 32 ~~College System of Georgia~~ State Board of the Georgia Career College System."

### 33 SECTION 2.

34 Said article is further amended by revising Code Section 20-4-14, relating to the  
 35 establishment of the Technical College System of Georgia, as follows:

36 "20-4-14.

37 (a) There is established the ~~Technical College System of Georgia~~ Georgia Career College  
 38 System, formerly known as the ~~Department of Technical and Adult Education~~ Technical  
 39 College System of Georgia.

40 (b) The system shall exercise state level leadership, management, and operational control  
 41 over schools, programs, and services authorized in this article and Article 3 of this chapter.

42 (c) The ~~Technical College System of Georgia~~ Georgia Career College System shall be  
 43 empowered to:

44 (1) Approve occupational programs below the baccalaureate level; provided, however,  
 45 that any courses to be transferable to units of the University System of Georgia shall be  
 46 approved by the Board of Regents of the University System of Georgia;

47 (2) Receive and hold title to property, equipment, money, and materials;

48 (3) Operate instructional services projects, also known as student live work projects, in  
 49 those occupational areas which require specific skills or competency mastery that can  
 50 best be obtained or demonstrated in a laboratory environment with clients, real items, or  
 51 projects, including, but not limited to, carpentry, child care, aviation, welding, and  
 52 automotive repair, and, in connection with such projects:

53 (A) Receive, retain, and utilize donations, fees, and moneys generated as a result of the  
 54 sale of such services or projects;

55 (B) Retain any unexpended student live work funds from year to year;

56 (C) Expend retained student live work funds for any student live work project or for  
 57 the benefit of instructional programs at the technical institute; and

58 (D) Acquire, improve, and sell real or personal property in connection with student live  
 59 work projects, provided that all acquisitions and sales of real property in connection  
 60 with student live work projects shall be approved by the state board;

61 (4) Solicit and receive funds from the general public, corporate underwriters, and  
 62 foundations;

- 63 (5) Contract with other state, federal, or local public or private schools and other entities,  
 64 individuals, or other legal entities for the provision of programmatic or administrative  
 65 services or activities the system deems necessary; and  
 66 (6) Administer and supervise programs in accordance with standards, rules, regulations,  
 67 and policies of the ~~State Board of the Technical College System of Georgia~~ State Board  
 68 of the Georgia Career College System."

69 **SECTION 3.**

70 The following Code sections of the Official Code of Georgia Annotated are amended by  
 71 replacing "State Board of the Technical College System of Georgia" wherever such term  
 72 occurs with "State Board of the Georgia Career College System":

- 73 (1) Code Section 12-5-127, relating to the licensing of water well contractors;  
 74 (2) Code Section 12-11-11, relating to the Conservation Corps Advisory Council;  
 75 (3) Code Section 20-1-22, relating to definitions relative to the "Drug-free Postsecondary  
 76 Education Act of 1990";  
 77 (4) Code Section 20-1-26, relating to promulgation of administrative procedures for  
 78 implementation of the "Drug-free Postsecondary Education Act of 1990";  
 79 (5) Code Section 20-2-140, relating to the establishment of competencies and core  
 80 curriculum by the State Board of Education;  
 81 (6) Code Section 20-2-159.2, relating to coordination between high schools and  
 82 postsecondary institutions to minimize the need for remedial course work for students in  
 83 postsecondary institutions;  
 84 (7) Code Section 20-2-159.4, relating to policies and guidelines for awarding units of  
 85 high school credit based on demonstrated proficiency;  
 86 (8) Code Section 20-2-159.5, relating to dual credit courses;  
 87 (9) Code Section 20-2-161.3, relating to the program for high school students to attend  
 88 postsecondary institutions;  
 89 (10) Code Section 20-2-169, relating to receipt of federal funds for career, occupational,  
 90 or technical education;  
 91 (11) Code Section 20-2-320, relating to the Education Information Steering Committee;  
 92 (12) Code Section 20-2-327, relating to recognition of advance proficiency/honors  
 93 courses;  
 94 (13) Code Section 20-4-11, relating to the powers of the State Board of Technical and  
 95 Adult Education;  
 96 (14) Code Section 20-4-12, relating to expenses and mileage allowance for the State  
 97 Board of Technical and Adult Education;

- 98 (15) Code Section 20-4-13, relating to meetings of the State Board of Technical and  
99 Adult Education;
- 100 (16) Code Section 20-4-15, relating to the establishment of adult literacy programs;
- 101 (17) Code Section 20-4-16, relating to funding for adult literacy programs and  
102 postsecondary technical education programs;
- 103 (18) Code Section 20-4-19, relating to conformity to board standards, policies, and  
104 procedures of adult literacy programs;
- 105 (19) Code Section 20-4-21, relating to tuition fees for the Technical College System of  
106 Georgia;
- 107 (20) Code Section 20-4-24, relating to use of personnel by local units of administration  
108 in the Technical College System of Georgia;
- 109 (21) Code Section 20-4-25, relating to membership in the retirement system;
- 110 (22) Code Section 20-4-35, relating to the reduction in force policy;
- 111 (23) Code Section 20-4-37, relating to the Office of College and Career Transitions;
- 112 (24) Code Section 20-4-40, relating to the establishment of the quick start training  
113 program;
- 114 (25) Code Section 20-4-41, relating to the extent and nature of the quick start training  
115 program to be offered;
- 116 (26) Code Section 20-4-43, relating to agreements for local facilities and employees for  
117 training;
- 118 (27) Code Section 20-4-44, relating to qualifications of employees of the quick start  
119 training program;
- 120 (28) Code Section 20-4-45, relating to equipment procurement and use for the quick start  
121 training program;
- 122 (29) Code Section 20-4-46, relating to standards, rules, and regulations of the quick start  
123 training program;
- 124 (30) Code Section 20-4-47, relating to acceptance of federal and private grants;
- 125 (31) Code Section 20-13-8, relating to licensure of the Georgia Public  
126 Telecommunications Commission;
- 127 (32) Code Section 20-13-9, relating to content of instructional television;
- 128 (33) Code Section 20-14-3, relating to membership, officers, and meetings of the  
129 Education Coordinating Council;
- 130 (34) Code Section 20-14-50, relating to the adoption of performance measures, report  
131 cards, and audit under the postsecondary accountability assessment program;
- 132 (35) Code Section 20-16-2, relating to definitions relative to the "Georgia Higher  
133 Education Facilities Authority Act";

- 134 (36) Code Section 20-16-3, relating to the creation of the Georgia Higher Education  
 135 Facilities Authority;
- 136 (37) Code Section 20-16-4, relating to the powers of the Georgia Higher Education  
 137 Facilities Authority;
- 138 (38) Code Section 34-14-3, relating to the Governor's Office of Workforce Development;
- 139 (39) Code Section 38-3-22.2, relating to the establishment of Airport Anti-Terrorism  
 140 Training Committee;
- 141 (40) Code Section 42-2-5.2, relating to educational programs for adult offenders;
- 142 (41) Code Section 43-14-6, relating to powers and duties of divisions relating to  
 143 electrical contractors, plumbers, conditioned air contractors, low-voltage contractors, and  
 144 utility contractors;
- 145 (42) Code Section 45-7-21, relating to expense allowance and travel cost reimbursement  
 146 for members of certain boards and commissions;
- 147 (43) Code Section 45-12-132, relating to contracts exempt from certain requirements;
- 148 (44) Code Section 50-20-8, relating to applicability of provisions for relations with  
 149 nonprofit contractors; and
- 150 (45) Code Section 50-36-1, relating to verification of lawful presence within United  
 151 States.

152 **SECTION 4.**

153 The following Code sections of the Official Code of Georgia Annotated are amended by  
 154 replacing "Technical College System of Georgia" wherever such term occurs with "Georgia  
 155 Career College System":

- 156 (1) Code Section 3-8-6, relating to technical institutes, service of alcoholic beverages,  
 157 and regulation and tax;
- 158 (2) Code Section 12-11-10, relating to coordinated job training and placement services;
- 159 (3) Code Section 20-2-161.2, relating to work based learning programs;
- 160 (4) Code Section 20-2-270, relating to establishment of state-wide network of regional  
 161 educational service agencies;
- 162 (5) Code Section 20-2-320, relating to the Education Information Steering Committee;
- 163 (6) Code Section 20-2-326, relating to definitions relative to the "Building Resourceful  
 164 Individuals to Develop Georgia's Economy Act";
- 165 (7) Code Section 20-2-2072, relating to training for board members for charter schools;
- 166 (8) Code Section 20-2-2083, relating to the powers and duties of the State Charter  
 167 Schools Commission;
- 168 (9) Code Section 20-3-39, relating to the reassignment of responsibilities for operation  
 169 and management of public libraries;

- 170 (10) Code Section 20-3-85, relating to study examining postsecondary text availability  
171 in alternative formats;
- 172 (11) Code Section 20-3-395, relating to definitions relative to direct loans to students on  
173 basis of need and merit;
- 174 (12) Code Section 20-3-485, relating to definitions regarding the Georgia HERO  
175 Scholarship;
- 176 (13) Code Section 20-3-519, relating to definitions regarding HOPE scholarships and  
177 grants;
- 178 (14) Code Section 20-3-519.1, relating to eligibility requirements for HOPE scholarships  
179 or grants;
- 180 (15) Code Section 20-3-519.2, relating to eligibility requirements for a HOPE  
181 scholarship;
- 182 (16) Code Section 20-3-519.5, relating to eligibility requirements for a HOPE grant;
- 183 (17) Code Section 20-3-519.6, relating to HOPE GED vouchers;
- 184 (18) Code Section 20-3-560, relating to legislative intent;
- 185 (19) Code Section 20-3-561, relating to management of the Georgia Military College  
186 vested in the board of trustees;
- 187 (20) Code Section 20-3-633, relating to creation of the Georgia Higher Education  
188 Savings Plan;
- 189 (21) Code Section 20-4-11, relating to powers of the State Board of Technical and Adult  
190 Education;
- 191 (22) Code Section 20-4-16, relating to funding of such board;
- 192 (23) Code Section 20-4-17, relating to agencies receiving federal funds and transfers of  
193 personnel;
- 194 (24) Code Section 20-4-18, relating to the management and control of adult literacy and  
195 postsecondary technical education and schools;
- 196 (25) Code Section 20-4-21, relating to tuition fees;
- 197 (26) Code Section 20-4-21.1, relating to nonlapsing revenue of institutions under the  
198 Technical College System of Georgia;
- 199 (27) Code Section 20-4-22, relating to management and control of quick start program;
- 200 (28) Code Section 20-4-25, relating to membership in the retirement system by certain  
201 professional personnel;
- 202 (29) Code Section 20-4-26, relating to membership in the retirement system of  
203 employees of schools formerly operated by local boards of education or area  
204 postsecondary education boards;
- 205 (30) Code Section 20-4-27, relating to service classification;
- 206 (31) Code Section 20-4-31, relating to initial sick and annual leave;

- 207 (32) Code Section 20-4-34, relating to rights and benefits of former employees of the  
208 State Board of Postsecondary Vocational Education;
- 209 (33) Code Section 20-4-36, relating to obtaining alternative formats for textbooks used  
210 by students with disabilities;
- 211 (34) Code Section 20-4-37, relating to the Office of College and Career Transitions;
- 212 (35) Code Section 20-4-42, relating to the administration of the industry services training  
213 program;
- 214 (36) Code Section 20-4-45, relating to equipment procurement and use;
- 215 (37) Code Section 20-14-3, relating to membership, officers, and meetings of the  
216 Education Coordinating Council;
- 217 (38) Code Section 20-14-8, relating to general powers and duties of the Education  
218 Coordinating Council;
- 219 (39) Code Section 20-14-27, relating to reports required of the Office of Student  
220 Achievement;
- 221 (40) Code Section 20-14-50, relating to creation of the postsecondary accountability  
222 assessment program, adoption of performance measures, report cards, and audit;
- 223 (41) Code Section 20-16-3, relating to the creation of the Georgia Higher Education  
224 Facilities Authority, appointment of members, terms of office, and officers;
- 225 (42) Code Section 34-14-22, relating to staffing for local workforce investment boards;
- 226 (43) Code Section 35-5-6, relating to the effect of chapter on powers of Board of  
227 Corrections, State Board of Pardons and Paroles, and the Technical College System of  
228 Georgia;
- 229 (44) Code Section 38-4-91, relating to the membership of the Returning Veterans Task  
230 Force;
- 231 (45) Code Section 40-5-22, relating to persons not to be licensed, minimum ages for  
232 licensees, school attendance requirements, and driving training requirements;
- 233 (46) Code Section 43-7-3, relating to definitions regarding barbers;
- 234 (47) Code Section 43-7-11, relating to requirements for license to practice barbering;
- 235 (48) Code Section 43-7-13, relating to requirements for license to teach barbering;
- 236 (49) Code Section 43-10-1, relating to definitions regarding cosmetologists;
- 237 (50) Code Section 43-10-9, relating to application for certificate of registration,  
238 examination, work permit, reciprocity, study at technical college or public school, and  
239 eligibility of licensed barber;
- 240 (51) Code Section 43-10-10, relating to display of certificate of registration, renewal,  
241 reinstatement, continuing education requirements, and exemptions;
- 242 (52) Code Section 43-10-20, relating to teaching of cosmetology in prisons and  
243 certification of registration;

- 244 (53) Code Section 43-10A-7, relating to licensing requirement and exceptions for  
245 professional counselors, social workers, and marriage and family therapists;
- 246 (54) Code Section 43-26-3, relating to definitions relative to the "Georgia Registered  
247 Professional Nurse Practice Act";
- 248 (55) Code Section 43-26-32, relating to definitions relative to the "Georgia Practical  
249 Nurses Practice Act";
- 250 (56) Code Section 43-29-7, relating to license requirements for dispensing opticians;
- 251 (57) Code Section 48-7-40.5, relating to tax credits for employers providing approved  
252 retraining programs;
- 253 (58) Code Section 48-7-41, relating to basic skills education program credits;
- 254 (59) Code Section 50-5-69, as effective until July 1, 2015, relating to purchases without  
255 competitive bidding, central bid registry, procurement cards, rules and regulations,  
256 applicability, and the Purchasing Advisory Council;
- 257 (60) Code Section 50-5-69, as effective July 1, 2015, relating to purchases without  
258 competitive bidding, central bid registry, procurement cards, rules and regulations,  
259 applicability, and the Purchasing Advisory Council;
- 260 (61) Code Section 50-13-2, relating to definitions relative to the Georgia Administrative  
261 Procedure Act;
- 262 (62) Code Section 50-16-18, relating to writing off small amounts due to the state;
- 263 (63) Code Section 50-16-38, relating to all state entities to acquire real property through  
264 the State Properties Commission, exceptions, procedure for handling acquisition requests,  
265 and funds for acquisitions;
- 266 (64) Code Section 50-25-14, relating to distribution of legislative information; and
- 267 (65) Code Section 50-27-3, relating to definitions relative to the Georgia Lottery for  
268 Education Act.

269 **SECTION 5.**

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