

CHAPTER 40
PROMOTION AND DEPLOYMENT OF BROADBAND SERVICES

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Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, the chapter as enacted by Ga. L. 2018, p. 629, 6-1/SB 402, was redesignated as Chapter 40.

Editor's notes. - Ga. L. 2018, p. 629, 1/SB 402, not codified by the General Assembly, provides that: "This Act shall be known and may be cited as the 'Achieving Connectivity Everywhere (ACE) Act.'"

ARTICLE 1 GENERAL PROVISIONS

50-40-1. Definitions.

As used in this chapter, the term:

(1) "Broadband network project" means any deployment of broadband services.

(2) "Broadband services" means a wired or wireless terrestrial service that consists of the capability to transmit at a rate of not less than 25 megabits per second in the downstream direction and at least 3 megabits per second in the upstream direction to end users and in combination with such service provides:

(A) Access to the Internet; or

(B) Computer processing, information storage, or protocol conversion.

(3) "Broadband services provider" means any provider of broadband services or a public utility or any other person or entity that builds or owns a broadband network project.

(4) "Development authority" shall have the same meaning as provided in Code [Section 36-62A-20](#).

(5) "Eligible applicants" means any or all public bodies, designated by the Department of Community Affairs pursuant to paragraph (2) of subsection (b) of Code [Section 50-40-81](#), as political subdivisions qualified to apply for funds under this article.

(6) "Local authority" shall have the same meaning as provided in Code [Section 36-82-220](#).

(7) "Location" means any residence, dwelling, home, business, or building.

(8) "Political subdivision" means a county, municipal corporation, consolidated government, or local authority.

(9) "Qualified broadband provider" means an entity that is authorized to apply for or that obtains a certificate of authority issued pursuant to Code [Section 46-5-163](#) that:

(A) (i) Has, directly or indirectly, been providing broadband services to at least 1,000 locations; and

(ii) Has been conducting business in the state for at least three years with a demonstrated financial, technical, and operational capability to operate a broadband services network; or

(B) Is able to demonstrate financial, technical, and operational capability to operate a broadband services network.

(10) "Served area" means a census block that is not designated by the Department of Community Affairs as an unserved area.

(11) "Unserved area" means a census block in which broadband services are not available to 20 percent or more of the locations as determined by the Department of Community Affairs pursuant to Article 2 of this chapter.

(Code 1981, 50-40-1, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-81](#)" was substituted for "Code Section 50-39-81" in paragraph (5).

50-40-2. Coordination of state-wide efforts; development of policies and programs; annual reporting and required information; cooperation between state agencies.

(a) The Georgia Technology Authority is authorized and directed to establish and implement such policies and programs as are necessary to coordinate state-wide efforts to promote and facilitate deployment of broadband services and other emerging communications technologies throughout the state. Such policies and programs may include, but are not limited to, the following:

(1) A written state-wide broadband services deployment plan and the development of recommendations for the promotion and implementation of such a plan;

(2) Technical support and advisory assistance to state agencies, including, but not limited to, the Department of Community Affairs and the OneGeorgia Authority, in developing grant programs, designation programs, and other programs to promote the deployment of broadband services and other emerging communications technologies;

(3) A periodic analysis performed in conjunction with the State Properties Commission of any state assets, including, but not limited to, real property and structures thereon, that may be leased or otherwise utilized for broadband services deployment; and

(4) Coordination between state agencies, local governments, industry representatives, community organizations, and other persons that control access to resources, such as facilities and rights of way, that may be used for the deployment of broadband services and other emerging communications technologies, that apply for or receive federal funds for the deployment of broadband services and other emerging communications technologies, and that promote economic and community development.

(b) The Georgia Technology Authority shall submit copies of an annual report to the Lieutenant Governor, the Speaker of the House of Representatives, and the Governor regarding the policies and programs established by the authority as provided in subsection (a) of this Code section. Such report shall specifically include information as to the status of attainment of state-wide deployment of broadband services and other emerging communications technologies and industry and technology trends in broadband services and other emerging communications technologies. The Georgia Technology Authority shall also provide such report to all members of the General Assembly; provided, however, that the authority shall not be required to distribute copies of the report to the members of the General Assembly but shall notify the members of the availability of such report in the manner which it deems to be most effective and efficient. Furthermore, such report may be a part of or submitted in conjunction with the report required to be submitted by the Department of Community Affairs pursuant to Code [Section 50-40-84](#).

(c) All state agencies shall cooperate with the Georgia Technology Authority and its designated agents by providing requested information to assist in the development and administration of policies and programs and the annual report provided for in this Code section.

(d) The Georgia Technology Authority shall promulgate any policies necessary to effectuate the provisions of this Code section.

(Code 1981, 50-40-2, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-84](#)" was substituted for "Code Section 50-39-84" at the end of subsection (b).

50-40-3. Confidential and proprietary nature of information provided by broadband service providers.

All information provided by a broadband services provider pursuant to this chapter shall be presumed to be confidential, proprietary, a trade secret as such term is defined in Code [Section 10-](#)

1-761, and subject to exemption from disclosure under state and federal law and shall not be subject to disclosure under Article 4 of Chapter 18 of this title, except in the form of a map where information that could be used to determine provider-specific information about the network of the broadband services provider is not disclosed. Except as otherwise provided in this chapter, such provider-specific information shall not be released to any person other than to the submitting broadband services provider, the Department of Community Affairs or the Georgia Technology Authority, agents designated to assist in developing the map provided for in Article 2 of this chapter, employees of the Department of Community Affairs or the Georgia Technology Authority, and attorneys employed by or under contract with the Department of Community Affairs or the Georgia Technology Authority without express permission of the submitting broadband services provider. Such information shall be used solely for the purposes stated under this chapter.

(Code 1981, 50-40-3, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

ARTICLE 2

AREA IDENTIFICATION

50-40-20. Determination of served and unserved areas.

The Department of Community Affairs shall determine those areas in the state that are served areas and unserved areas and shall publish such findings.

(Code 1981, 50-40-20, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

50-40-21. Development, publication and utilization of map identifying underserved areas.

(a) On or before January 1, 2019, the Department of Community Affairs shall publish on its website a map showing the unserved areas in the state.

(b) The Department of Community Affairs shall consult with the Federal Communications Commission in determining if a map showing the unserved areas, as determined by the Department of Community Affairs, exists. If on or before July 1, 2018, the Department of Community Affairs determines that such a map does not exist then such a map shall be created by the Department of Community Affairs or an agent designated by the Department of Community Affairs. Such agent may include the Georgia Technology Authority or other entities and individuals that are determined by the Department of Community Affairs to possess the necessary prerequisites to assist the department in creating such a map. Any such map created by the Department of Community Affairs shall take into consideration any information received pursuant to subsections (c) and (d) of this Code section and Code [Section 50-40-22](#). If the Department of Community Affairs determines that such a map does exist that was not created by the Department of Community Affairs or an agent designated by the Department of Community Affairs, then its website may link to such existing map in lieu of republishing such map.

(c) All local governments shall cooperate with the Department of Community Affairs and any agent designated by the Department of Community Affairs by providing requested information as to addresses and locations of broadband services and other emerging communications technologies within their jurisdictions.

(d) The Department of Community Affairs and any agent designated by the Department of Community Affairs may request information from all broadband services providers in the state in developing a map or making the determination as to the percentage of locations within a census block to which broadband services are not available.

(Code 1981, 50-40-21, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-22](#)" was substituted for "Code Section 50-39-22" at the end of the fourth sentence in subsection (b).

50-40-22. Petition contesting maps.

(a) An entity that is authorized to apply for or that obtains a certificate of authority pursuant to Code Section 45-5-163, a broadband services provider, or a political subdivision may file a petition with the Department of Community Affairs along with data specifying locations or census blocks which the petitioner alleges should be designated differently than as shown on the map published on the website of the Department of Community Affairs pursuant to Code [Section 50-40-21](#). Upon receipt of such petition and data, the Department of Community Affairs shall provide notice of the petition on the Department of Community Affairs' website and shall notify all broadband services providers furnishing broadband services in such census block or any census block in which any such locations are positioned. Such broadband services providers shall have 45 days after the date such notice is sent to furnish information to the Department of Community Affairs showing whether the locations that are the subject of the petition currently have broadband services available. The Department of Community Affairs shall determine whether the designation of such locations or census blocks should be changed and shall issue such determination within 75 days of the date the notice is sent to the broadband services provider.

(b) Any determination made by the Department of Community Affairs pursuant to this Code section shall be final and not subject to review and any such determination shall not be a contested case under [Chapter 13](#) of [Title 50](#), "Georgia Administrative Procedure Act."

(Code 1981, 50-40-22, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-21](#)" was substituted for "Code Section 50-39-21" at the end of the first sentence of subsection (a).

ARTICLE 3 BROADBAND COMMUNITIES

50-40-40. Certification as broadband ready community; requirements for certification.

(a) A political subdivision that has a comprehensive plan that includes the promotion of the deployment of broadband services, as required pursuant to Code Sections 36-70-6 and 50-8-7.1, may apply to the Department of Community Affairs for certification as a broadband ready community. The department shall by rules and regulations prescribe the form and manner for making an application. The department shall prescribe by rules and regulations a process for public notice and comment on an application for a period of at least 30 days after such application is received, except that such process shall not apply to an application by a political subdivision that enacts a model ordinance developed by the department under Code Section 50-40-41.

(b) The department shall approve an application and certify a political subdivision as a broadband ready community if the department determines that such political subdivision has enacted an ordinance that complies with Code Section 50-40-41. If the process for public notice and comment applies to an application, the department shall, before approving such application, consider any public comments made regarding such application.

(Code 1981, 50-40-40, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code Section 28-9-5, in 2018, "Code Section 50-40-41" was substituted for "Code Section 50-39-41" throughout the section.

50-40-41. Requirements for local ordinances for reviewing applications and issuing permits; development of model ordinances; monitoring compliance.

(a) A political subdivision shall not be certified as a broadband ready community unless such political subdivision enacts an ordinance for reviewing applications and issuing permits related to broadband network projects that provides for all of the following:

(1) Appointing a single point of contact for all matters related to a broadband network project;

(2) Requiring such political subdivision to determine whether an application is complete and notifying the applicant about such determination in writing within a certain time period after receiving such application; provided, however, that any delay in the processing of an application that is outside the control of such political subdivision and that is directly caused by or attributable to a natural disaster, a state of emergency, a mandated federal review or approval, the receipt of multiple applications by the same or different applicants within a relatively short period of time, another political subdivision's review or approval, or through fault of the applicant shall not count toward the days allotted within such time period;

(3) If the political subdivision receives an application that is incomplete, requiring the written notification provided for under paragraph (2) of this subsection to specify in detail the required information that is incomplete;

(4) If such political subdivision does not make the written notification required under paragraph (2) of this subsection, requiring such political subdivision to consider an application to be complete;

(5) Within a certain time period after receiving an application that is complete, requiring such political subdivision to approve or deny such application and provide the applicant notification in writing of such approval or denial;

(6) That any fee imposed by such political subdivision to review an application, issue a permit, or perform any other activity related to a broadband network project shall be reasonable, cost based, and nondiscriminatory to all applicants; and

(7) Any other information or specifications as may be required by the department by rules and regulations related to ensuring ready access to the public rights of way and infrastructure.

(b) The department, with input from broadband services providers and local governments, shall develop a model ordinance for the review of applications and the issuance of permits related to broadband network projects that complies with subsection (a) of this Code section that may be enacted by a political subdivision.

(c) If a political subdivision enacts an ordinance that differs from the model ordinance developed by the department, the political subdivision shall, when applying for certification under Code [Section 50-40-40](#), provide the department with a written statement that describes the ordinance enacted by such political subdivision and how such ordinance differs from the model ordinance.

(d) After certification of a political subdivision as a broadband ready community, the department shall continue to monitor such political subdivision's compliance with the broadband ready community eligibility requirements provided in subsection (a) of this Code section to ensure that the ordinance is still in effect and that such political subdivision's actions are in conformance with such ordinance.

(Code 1981, 50-40-41, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-40](#)" was substituted for "Code [Section 50-39-40](#)" in the middle of subsection (c).

50-40-42. Decertification by department.

A political subdivision that the department has certified as a broadband ready community under Code [Section 50-40-41](#) may be decertified by the department if it:

(1) Imposes an unreasonable or noncost based fee to review an application or issue a permit for a broadband network project. Any application fee that exceeds \$100.00 shall be considered unreasonable unless such political subdivision can provide documentation justifying such fee based on a specific cost;

(2) Imposes a moratorium of any kind on the approval of applications or issuance of permits for broadband network projects or on construction related to broadband network projects;

(3) Discriminates among broadband services providers with respect to any action described in this article or otherwise related to a broadband network project, including granting access to public rights of way, infrastructure and poles, river and bridge crossings, or any other physical assets owned or controlled by such political subdivision; or

(4) As a condition for approving an application or issuing a permit for a broadband network project, requires the applicant to:

(A) Provide any service or make available any part of the broadband network project to such political subdivision; or

(B) Except for reasonable and cost based fees allowed, make any payment to or on behalf of such political subdivision.

(Code 1981, 50-40-42, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-41](#)" was substituted for "Code Section 50-39-41" in the introductory paragraph.

50-40-43. Request for decertification from broadband service provider; determination on reasonableness of fee.

(a) Upon the request of a broadband services provider, the department may decertify a political subdivision as a broadband ready community if such political subdivision fails to act in accordance with the ordinance required for certification under Code [Section 50-40-41](#), modifies such ordinance so that such ordinance no longer complies with subsection (a) of Code [Section 50-40-41](#), or violates any provision of Code [Section 50-40-42](#).

(b) Upon a complaint that an application fee under an ordinance required for certification under Code [Section 50-40-41](#) is unreasonable, the department shall determine whether or not such fee is reasonable. In the proceeding for making such determination, the political subdivision shall have the burden of proving the reasonableness of any action undertaken by such political subdivision as part of the application process and the reasonableness of the costs of such actions.

(Code 1981, 50-40-43, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-41](#)" was substituted for "Code Section 50-39-41" in subsections (a) and (b), and "Code [Section 50-40-42](#)" was substituted for "50-39-42" at the end of subsection (a).

50-40-44. Priority of certain projects.

A broadband network project targeting industry development or construction of a new building for which a political subdivision that has been certified as a broadband ready community under Code [Section 50-40-40](#) is seeking financing from the OneGeorgia Authority, as provided for in Chapter 34 of this title, shall be given priority by the OneGeorgia Authority.

(Code 1981, 50-40-44, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-40](#)" was substituted for "Code [Section 50-39-40](#)" in the middle of this Code section.

50-40-45. Regulatory authority.

The department shall promulgate any reasonable and necessary rules and regulations to effectuate the provisions of this article.

(Code 1981, 50-40-45, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

ARTICLE 4
GEORGIA BROADBAND READY COMMUNITY SITE DESIGNATION
PROGRAM

50-40-60. "Broadband services" defined.

As used in this article, the term "broadband services" means the provision of access to the Internet or computer processing, information storage, or protocol conversion.

(Code 1981, 50-40-60, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

50-40-61. Creation of Georgia Broadband Ready Community Site Designation Program.

In order to encourage economic development and attract technology enabled growth in Georgia, the Department of Community Affairs shall, with the assistance of the Department of Economic Development, create and administer the "Georgia Broadband Ready Community Site Designation Program." Such program shall designate facilities and developments that offer broadband services at a rate of not less than 1 gigabit per second in the downstream to end users that can be accessed for business, education, health care, government, and other public purposes as a Georgia Broadband Ready Community Site.

(Code 1981, 50-40-61, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

50-40-62. Evaluation of applicant information; promotion.

(a) The Department of Community Affairs or its designated agents shall evaluate the information submitted by applicants for designation as a Georgia Broadband Ready Community Site to confirm, based on the best available local, state, and federal broadband information, that at least 1 gigabit of broadband services is available within the facility or development.

(b) The Department of Economic Development shall promote the Georgia Broadband Ready Community Site Designation Program and shall promote the facilities and developments so designated as local community assets. Upon certification of a facility or development as a Georgia Broadband Ready Community Site, the Department of Community Affairs shall notify the Department of Economic Development so that the Department of Economic Development may provide standardized graphics and materials to the owner or owners of such facility or development and the county or municipal corporation in which such facility or development is located in order to promote the status of the site as a Georgia Broadband Ready Community Site.

(Code 1981, 50-40-62, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

50-40-63. Regulatory authority of Department of Community Affairs.

The Department of Community Affairs shall be authorized to adopt and promulgate such rules and regulations as may be reasonable and necessary to carry out the purposes of this article.

(Code 1981, 50-40-63, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

ARTICLE 5

GEORGIA BROADBAND DEPLOYMENT INITIATIVE

50-40-80. Legislative findings.

(a) The General Assembly recognizes that access to broadband services in today's society is essential to everyday life. Access to broadband services is a necessary service as fundamental as electricity, gas, or phone service. There is a growing need for the government of this state to provide the much needed infrastructure to the homes and businesses without access to broadband services due to their location in rural and other unserved areas. Furthermore, the General Assembly finds and declares that ensuring broadband services deployment will have a positive effect on education, health care, public safety, business and industry, government services, and leisure activities throughout the entire state. The General Assembly also finds and declares that guaranteeing an equitable deployment of broadband services throughout the state is a public necessity, one of the basic functions of government, and a benefit to the entire state. Moreover, the General Assembly finds and declares that it is in the best interest of the state and the persons who live and work in the state to spend state funds through the establishment of a grant program to ensure the creation of a state-wide foundation of broadband services infrastructure in unserved areas of the state.

(b) The General Assembly hereby finds and determines that the economic benefits that will inure to the State of Georgia and designated political subdivisions from the Georgia Broadband Deployment Initiative provided for in this article and from the performance by private sector persons and entities of the obligations that they will incur in connection with such Georgia Broadband Deployment Initiative, will be equal to or greater than the benefits to be derived by such private sector persons and entities in connection therewith, and that, therefore, the Georgia Broadband Deployment Initiative does not violate the prohibition in the Georgia Constitution on the payment by public bodies of gratuities to private sector persons or entities.

(Code 1981, 50-40-80, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

50-40-81. Development of Georgia Broadband Deployment Initiative; funding awards; considerations; priorities; compliance with federal provisions.

(a) On or before July 1, 2019, the Department of Community Affairs shall develop the "Georgia Broadband Deployment Initiative" program to provide funding awards to expand broadband services to unserved areas of the state. The goal of such program shall be to provide broadband services coverage throughout the entire state. The funding awards of the program shall represent

the state's investment in the deployment of broadband services to unserved areas and shall be used only for capital expenses and expenses directly related to the purchase or lease of property or communications services or facilities, including without limitation backhaul and transport, to facilitate the provision of broadband services.

(b) (1) Funding awards, in the form of grants or loans, shall be competitively awarded to eligible applicants based on criteria consistent with this article and other factors established by the department; provided, however, that the department shall not discriminate between different types of broadband services technology as long as the technology is capable of transmitting data at the rates specified for each unserved area.

(2) The department shall designate political subdivisions as eligible applicants that shall be qualified to apply for funding awards under this article. All such eligible applicants are hereby granted all powers necessary for any and all purposes of the program, and in the case of any development authority included as an eligible applicant, the exercise of such powers is hereby found and determined to promote the development of trade, commerce, industry, and employment opportunities.

(c) Funding awards shall be based on appropriations of funds or receipt of other funds to support the program.

(d) The department shall consider each of the following in the funding awards process:

(1) The effectiveness of the partnership between an eligible applicant and a qualified broadband services provider;

(2) The benefit to the unserved area in terms of the population served and the capacity and scalability of the technology to be deployed; and

(3) The total project cost and the ability to leverage other available federal, local, and private funds.

(e) In addition to the criteria provided in subsection (d) of this Code section, the department may establish any other criteria for determining any funding awards that are reasonable and necessary to ensure that the funds are utilized to provide broadband services to the unserved areas. Such criteria may include, but shall not be limited to:

(1) Whether the qualified broadband services provider in the partnership is willing to agree to:

(A) Not charge more for broadband services to customers in any unserved area for which a funding award is received than it does for the same or similar broadband services to customers in other areas of the state;

(B) Serve 90 percent of any locations requesting broadband services in any unserved area for which a funding award is received; and

(C) Meet or exceed in any unserved area for which it receives a grant a minimum level of dependable service as established by the department;

(2) The benefit to businesses; industrial parks; education centers; hospitals and other health care facilities, such as telehealth facilities and emergency care facilities; government buildings; public safety departments; or other providers of public services located within the unserved area;

(3) Data cap limits, signal latency, and reliability of the technology to be utilized;

(4) Historic service issues in other areas served by the qualified broadband provider in the partnership; and

(5) The length of time it will take to deploy the broadband services in the unserved area.

(f) The department shall give competitive priority to any unserved area certified as a broadband ready community as provided in Article 3 of this chapter. Partnerships that include qualified broadband providers that cooperate in providing information requested pursuant to subsection (d) of Code [Section 50-40-21](#), as applicable, shall also factor favorably into the competitive funding awards process.

(g) The department shall ensure that the program complies with all applicable federal laws, rules, and regulations.

(Code 1981, 50-40-81, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-21](#)" was substituted for "Code Section 50-39-21" in subsection (f).

50-40-82. Oversight and coordination of state efforts for broadband services.

In addition to developing the program provided for in Code [Section 50-40-81](#), the Department of Community Affairs shall provide oversight and coordination of state efforts to apply for, utilize, and implement public and private grants, programs, designations, and other resources for the deployment of broadband services and other emerging communications technologies.

(Code 1981, 50-40-82, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-81](#)" was substituted for "Code Section 50-39-81" in this Code section.

50-40-83. Regulatory authority and administration of program.

The Department of Community Affairs shall promulgate and enforce any reasonable and necessary rules and regulations to effectuate the provisions of this article and administer any of the programs provided for in this article.

(Code 1981, 50-40-83, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

50-40-84. Progress report; publication.

On June 30, 2019, and on each June 30 thereafter, the Department of Community Affairs shall submit a report to the Lieutenant Governor, the Speaker of the House of Representatives, and the Governor on the progress in achieving the purposes of this article, including, at a minimum the

status of any funding awards. Such report may be a part of or submitted in conjunction with the report required to be submitted by the Georgia Technology Authority pursuant to Code [Section 50-40-2](#). Such report shall be published on the website of the Department of Community Affairs.

(Code 1981, 50-40-84, enacted by Ga. L. 2018, p. 629, 6-1/SB 402.)

Code Commission notes. - Pursuant to Code [Section 28-9-5](#), in 2018, the subsection (a) designation was deleted.

Pursuant to Code [Section 28-9-5](#), in 2018, "Code [Section 50-40-2](#)" was substituted for "Code [Section 50-39-2](#)" at the end of the second sentence.