

House Bill 1075 (AS PASSED HOUSE AND SENATE)

By: Representatives Broadrick of the 4th, Dickson of the 6th, and Tarvin of the 2nd

A BILL TO BE ENTITLED
AN ACT

1 To authorize Whitfield County to exercise all redevelopment and other powers under Article
2 IX, Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the
3 O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for a referendum; to
4 provide effective dates; to provide for automatic repeal under certain circumstances; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Whitfield County shall be and is authorized to exercise all redevelopment and other powers
9 under Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as
10 amended. The intention of this Act is to authorize Whitfield County to undertake and carry
11 out community redevelopment, to create tax allocation districts, to issue tax allocation bonds,
12 and to incur other obligations within the meaning of and as fully permitted under the
13 provisions of Article IX, Section II, Paragraph VII(b) of the Constitution of the State of
14 Georgia of 1983, as amended, and to authorize Whitfield County to exercise redevelopment
15 powers as fully as the "Redevelopment Powers Law" may now or hereafter permit and not
16 to limit any redevelopment powers permitted under the "Redevelopment Powers Law."

17 **SECTION 2.**

18 The election superintendent of Whitfield County shall call and conduct an election as
19 provided in this section for the purpose of submitting this Act to the electors of Whitfield
20 County for approval or rejection. The election superintendent shall conduct that election on
21 any permissible special election date under Code Section 21-2-540 of the O.C.G.A. but not
22 later than the November, 2014, general election and shall issue the call and conduct that
23 election as provided by general law. The superintendent shall cause the date and purpose of
24 the election to be published once a week for two weeks immediately preceding the date

25 thereof in the official organ of Whitfield County. The ballot shall have written or printed
26 thereon the words:

27 "() YES Shall the Act be approved which authorizes Whitfield County to exercise
28 redevelopment powers under the 'Redevelopment Powers Law,' as it may
29 () NO be amended from time to time?"

30 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring
31 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on
32 such question are for approval of the Act, then Section 1 of this Act shall become of full
33 force and effect immediately. If Section 1 of this Act is not so approved or if the election is
34 not conducted as provided in this section, Section 1 of this Act shall not become effective
35 and this Act shall be automatically repealed on the first day of January immediately
36 following that election date. The expense of such election shall be borne by Whitfield
37 County. It shall be the election superintendent's duty to certify the result thereof to the
38 Secretary of State.

39 **SECTION 3.**

40 Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon
41 its approval by the Governor or upon its becoming law without such approval.

42 **SECTION 4.**

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