

House Bill 799 (AS PASSED HOUSE AND SENATE)

By: Representative Benton of the 31<sup>st</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act to provide for a new charter for the City of Hoschton, Georgia, approved  
2 April 24, 2013 (Ga. L. 2013, p. 3539), so as to provide for the manner of election of the  
3 mayor and councilmembers; to provide for related matters; to repeal conflicting laws; and  
4 for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 An Act to provide for a new charter for the City of Hoschton, Georgia, approved April 24,  
8 2013 (Ga. L. 2013, p. 3539), is amended by adding a new subsection to Section 2.16 to read  
9 as follows:

10 "(c) All elections for the mayor and councilmembers shall be at large by the voters of the  
11 entire city. In elections after 2015, all qualified candidates' names shall be placed on the  
12 ballot, and the candidates receiving the two highest numbers of votes shall serve the terms  
13 of office of four years until their successors are elected and qualified. In the event the city  
14 holds a special election to fill one seat, only the candidate receiving the highest number of  
15 votes shall serve the term of office remaining of the four-year term being filled until a  
16 successor is elected and qualified. If there is a tie vote for the only or final position, the  
17 election shall be decided by a vote of the mayor and council; provided, however, that if one  
18 of the candidates is an incumbent, such incumbent shall not participate in the vote."

19 **SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.