

House Bill 1497 (AS PASSED HOUSE AND SENATE)

By: Representatives Jones of the 47th and Cantrell of the 22nd

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act incorporating the City of Milton in Fulton County, Georgia, approved
2 March 29, 2006 (Ga. L. 2006, p. 3554), as amended, so as to repeal a homestead exemption
3 for citizens of the City of Milton age 65 years or older meeting certain income requirements
4 as found in Section 6.34 of the city charter; to provide for compliance with constitutional
5 requirements; to provide for a referendum, effective dates, a contingent effective date, and
6 automatic repeal; to provide for applicability; to provide for related matters; to repeal
7 conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act incorporating the City of Milton in Fulton County, Georgia, approved
11 March 29, 2006 (Ga. L. 2006, p. 3554), as amended, is amended by repealing and reserving
12 Section 6.34.

13 **SECTION 2.**

14 In accordance with the requirements of Article VII, Section II of the Constitution of the State
 15 of Georgia, this Act shall not become law unless it receives the requisite two-thirds' majority
 16 vote in both the Senate and the House of Representatives.

17 **SECTION 3.**

18 The municipal election superintendent of the City of Milton shall call and conduct an election
 19 as provided in this section for the purpose of submitting this Act to the electors of the City
 20 of Milton for approval or rejection. The election superintendent shall conduct that election
 21 on the Tuesday immediately following the first Monday in November, 2022, and shall issue
 22 the call and conduct that election as provided by general law. The superintendent shall cause
 23 the date and purpose of the election to be published once a week for two weeks immediately
 24 preceding the date thereof in the official organ of the City of Milton. The ballot shall have
 25 written or printed thereon the words:

26 "() YES Shall the Act be approved which repeals the homestead exemption for
 27 () NO citizens of the City of Milton age 65 years or older meeting certain income
 28 requirements as found in Section 6.34 of the city charter?"

29 All persons desiring to vote for approval of the Act shall vote "Yes," and those persons
 30 desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes
 31 cast on such question are for approval of the Act, Section 1 of this Act shall become of full
 32 force and effect on January 1, 2023, and shall be applicable to all taxable years beginning on
 33 or after January 1, 2023, provided that an Act increasing a general homestead exemption for
 34 individuals age 65 or older from City of Milton ad valorem taxes for municipal purposes
 35 from \$15,000.00 to \$25,000.00 is enacted in the 2022 regular session of the General
 36 Assembly and approved by a referendum held the first Monday in November, 2022, pursuant
 37 to the terms of such Act. If the Act is not so approved, if the election is not conducted as
 38 provided in this section, or if an Act increasing a general homestead exemption for

39 individuals age 65 or older from City of Milton ad valorem taxes for municipal purposes
40 from \$15,000.00 to \$25,000.00 is not approved, Section 1 of this Act shall not become
41 effective and this Act shall be automatically repealed on the first day of January immediately
42 following such election date. The expense of such election shall be borne by the City of
43 Milton. It shall be the election superintendent's duty to certify the result thereof to the
44 Secretary of State.

45 **SECTION 4.**

46 Except as otherwise provided in Section 3 of this Act, this Act shall become effective upon
47 its approval by the Governor or upon its becoming law without such approval.

48 **SECTION 5.**

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