

House Bill 1586

By: Representative Smith of the 19th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating the Etowah Water and Sewer Authority, approved March 18, 1980
2 (Ga. L. 1980, p. 3407), as amended, particularly by an Act approved on March 20, 1985 (Ga.
3 L. 1985, p. 4038), so as to change provisions relating to the issuance of revenue bonds; to
4 remove a monetary limitation on debt of the authority; to provide for a limitation of 40 years
5 on the maturity of revenue bonds of the authority; to provide expressly for certain
6 intergovernmental contracts between the authority and Dawson County; to provide for the
7 tax-exempt status of the authority; to provide for related matters; to provide an effective date;
8 to repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 An Act creating the Etowah Water and Sewer Authority, approved March 18, 1980 (Ga. L.
12 1980, p. 3407), as amended, particularly by an Act approved on March 20, 1985 (Ga. L.
13 1985, p. 4038), is amended by striking Section 5 and Section 14 in their entirety and inserting
14 in lieu thereof new Section 5 and Section 14 to read as follows:

15 style="text-align:center">"SECTION 5.
16 Revenue bonds.

17 The Authority, or any authority or body which has or which may in the future succeed to
18 the powers, duties and liabilities vested in the Authority, shall have power and is hereby
19 authorized to provide by resolution for the issuance of revenue bonds of the Authority for
20 the purpose of paying all or any part of the costs of the project and for the purpose of
21 refunding revenue bonds or other obligations previously issued. The principal of and
22 interest on such revenue bonds shall be payable solely from the special fund provided in
23 this Act for such payment. The revenue bonds of each issue shall be dated, shall bear
24 interest as such rate or rates per annum, payable at such time or times, shall mature at such

1 time or times not exceeding 40 years from their date or dates, shall be payable in such
 2 medium of payment as to both principal and interest as may be determined by the Authority
 3 and may be redeemable before maturity, at the option of the Authority, at such price or
 4 prices and under such terms and conditions as may be fixed by the Authority in the
 5 resolution for the issuance of such revenue bonds."

6 "SECTION 14.

7 Credit not pledged.

8 Revenue bonds shall not be deemed to constitute a debt of Dawson County, Georgia, nor
 9 a pledge of the faith and credit of said county, but such revenue bonds shall be payable
 10 solely from the fund provided for in this Act. The issuance of such revenue bonds shall not
 11 directly, indirectly, or contingently obligate Dawson County to levy or to pledge any form
 12 of taxation whatsoever for payment of such revenue bonds or to make any appropriation
 13 for their payment, and all such revenue bonds shall contain recitals on their face covering
 14 substantially the foregoing provisions of this section. Notwithstanding the foregoing
 15 provisions, this Act shall not affect the ability of the Authority and Dawson County to enter
 16 into an intergovernmental contract pursuant to which Dawson County agrees to pay
 17 amounts sufficient to pay operating charges and other costs of the Authority or any project
 18 including, without limitation, the principal of and interest on revenue bonds in
 19 consideration for services or facilities of the Authority."

20 **SECTION 2.**

21 The Act is further amended by adding the following Section 32:

22 "SECTION 32.

23 Tax-exempt status of authority.

24 The properties of the Authority, both real and personal, are declared to be public properties
 25 used for the benefit and welfare of the people of the State of Georgia and not for purposes
 26 of private or corporate benefit and income, and such properties and the Authority shall be
 27 exempt from all taxes and special assessments of any municipality, county, or the State of
 28 Georgia and any political subdivision thereof."

29 **SECTION 3.**

30 This Act shall become effective upon its approval by the Governor or upon its becoming law
 31 without such approval.

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SECTION 4.

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