

House Bill 1435 (COMMITTEE SUBSTITUTE)

By: Representative Connell of the 115th

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Code Section 21-2-501 of the Official Code of Georgia Annotated, relating to
2 number of votes required for election, so as to change certain provisions regarding
3 nomination or election to municipal office by plurality vote; to repeal certain provisions
4 regarding municipal candidates in certain cities; to repeal conflicting laws; and for other
5 purposes.

6 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

7 **SECTION 1.**

8 Code Section 21-2-501 of the Official Code of Georgia Annotated, relating to number of
9 votes required for election, is amended by striking subsections (b) and (e) and inserting in
10 its place new subsections (b) and (e) to read as follows:

11 "(b) For the purposes of this subsection and notwithstanding the provisions of
12 paragraph (22) of Code Section 21-2-2, the word 'plurality' shall mean the receiving by one
13 candidate alone of the highest number of votes cast. If the municipal charter or ordinances
14 of a municipality ~~as now existing or as amended subsequent to September 1, 1968~~, provide
15 that a candidate may be nominated or elected by a plurality of the votes cast to fill such
16 nomination or public office, such provision shall prevail. Otherwise, no municipal
17 candidate shall be nominated for public office in any primary or elected to public office in
18 any election unless such candidate shall have received a majority of the votes cast to fill
19 such nomination or public office."

20 "~~(e) In all cities having a population in excess of 100,000 according to the United States~~
21 ~~decennial census of 1980 or any future such census, in order for a municipal candidate to~~
22 ~~be nominated for public office in any primary or elected to public office in any municipal~~
23 ~~election, he or she must receive a majority of the votes cast. Reserved.~~"

24 **SECTION 2.**

25 All laws and parts of laws in conflict with this Act are repealed.