

House Bill 231 (AS PASSED HOUSE AND SENATE)

By: Representatives Lucas of the 124<sup>th</sup>, Reichert of the 126<sup>th</sup>, Randall of the 127<sup>th</sup>, Ray of the 128<sup>th</sup> and Graves of the 125<sup>th</sup>

A BILL TO BE ENTITLED

AN ACT

To amend an Act establishing the Board of Public Education and Orphanage for Bibb County, approved August 23, 1872 (Ga. L. 1872, p. 388), as amended, particularly by an Act approved April 2, 1992 (Ga. L. 1992, p. 5264), so as to change provisions relating to the certification and levy of the school tax; to delete a provision which requires the board of education to furnish a copy of the final school budget to the board of county commissioners for its review and approval; to provide for a referendum; to provide for an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act establishing the Board of Public Education and Orphanage for Bibb County, approved August 23, 1872 (Ga. L. 1872, p. 388), as amended, particularly by an Act approved April 2, 1992 (Ga. L. 1992, p. 5264), is amended by striking Section 3 of said Act and inserting in lieu thereof the following:

**"SECTION 3.**

(a) The board shall be entitled to and shall receive for the purposes of this Act the pro rata share for Bibb County of all taxes now paid to the state and set apart for educational purposes and all appropriations for such purposes and the pro rata share for Bibb County of all endowments, devises, gifts, and bequests made, or hereafter to be made, to the state or State Board of Education and of any and all educational incomes and funds not belonging to and due to the board of regents now in the treasury of the state or hereafter to be deposited.

(b) The board of education shall annually certify to the Board of Commissioners of Bibb County a school tax for the support and maintenance of education in Bibb County. The board of commissioners shall annually levy said tax upon the assessed value of all taxable

1 property within Bibb County and collect the same like other taxes of the county. The levy  
2 made by the board of education and certified to the board of commissioners shall not  
3 exceed 20 mills per dollar unless such mill limitation shall be increased or removed in the  
4 manner provided by law."

## 5 **SECTION 2.**

6 Said Act is further amended by striking Section 3A in its entirety and inserting in lieu thereof  
7 the following:

## 8 **"SECTION 3A.**

9 Reserved."

## 10 **SECTION 3.**

11 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election  
12 superintendent of Bibb County shall call and conduct an election as provided in this section  
13 for the purpose of submitting this Act to the voters of Bibb County for approval or rejection.  
14 The election superintendent shall conduct that election on the date of the November, 2002,  
15 general election and shall issue the call and conduct the election as provided by general law.  
16 The superintendent shall cause the date and purpose of the election to be published once a  
17 week for two weeks immediately preceding the date thereof in the official organ of Bibb  
18 County. The ballot shall have printed thereon the words:

19 "( ) YES Shall the Act be approved which changes the provisions of law relating to  
20 the certification and levy of the school tax by the Bibb County Board of  
21 ( ) NO Education?"

22 All persons desiring to vote for approval of the Act shall vote "Yes," and those persons  
23 desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes  
24 cast on such question are for approval of the Act, it shall become of full force and effect on  
25 the first day of January immediately following that election date. If the Act is not so  
26 approved or if the election is not conducted as provided in this section, the Act shall not  
27 become effective and shall be automatically repealed on the first day of January immediately  
28 following that election date.

## 29 **SECTION 4.**

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

- 1                                   **SECTION 5.**
- 2   All laws and parts of laws in conflict with this Act are repealed.