

House Bill 803

By: Representative Rogers of the 20th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 5 of Title 32 of the Official Code of Georgia Annotated,
2 relating to the State Public Transportation Fund, so as to provide a limitation on expenditures
3 from such fund; to amend Code Section 48-8-111 of the Official Code of Georgia Annotated,
4 relating to procedures for the imposition of a certain sales tax, resolutions or ordinances,
5 notice to county election superintendent, and election, so as to provide a limitation on the use
6 of the proceeds of such sales tax or bond funds; to provide an effective date; and for other
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Article 2 of Chapter 5 of Title 32 of the Official Code of Georgia Annotated, relating to the
11 State Public Transportation Fund, is amended by striking in its entirety Code Section
12 32-5-23, relating to limitations on expenditures from such fund, and inserting in lieu thereof
13 the following:

14 "32-5-23.

15 Notwithstanding Code Section 32-5-22 and except as expressly authorized elsewhere in
16 this title, no funds from the State Public Transportation Fund or the proceeds from state
17 bonds shall be expended for: ~~the~~

18 (1) The construction or maintenance of:

19 (A)(1) Private driveways, roads, or bridges; or

20 (B)(2) Public roads that have since been abandoned; or

21 (2) The construction of a street or road built on the surface of the ground and lying in
22 whole or in part within the corporate limits of a city and which substantially forms a
23 continuous loop in or around such municipal corporation."

SECTION 2.

Code Section 48-8-111 of the Official Code of Georgia Annotated, relating to procedures for the imposition of a certain sales tax, resolutions or ordinances, notice to county election superintendent, and election, is amended by striking in its entirety subparagraph (A) of paragraph (1) of subsection (a) and inserting in lieu thereof the following:

"(A) Road, street, and bridge purposes, which purposes may include sidewalks and bicycle paths; provided, however, that such funds shall not be expended to construct a street or road built on the surface of the ground and lying in whole or in part within the corporate limits of a city and which substantially forms a continuous loop in or around such municipal corporation:"

SECTION 3.

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

SECTION 4.

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