

House Bill 1621

By: Representative McCall of the 78th

A BILL TO BE ENTITLED
AN ACT

1 To provide for an advisory referendum election to be held in Elbert County for the purpose
2 of determining if the recommendation submitted by the Committee to Study the Form of
3 Government for Elbert County is desired by the people of said county; to provide for related
4 matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 (a) Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election
8 superintendent of Elbert County shall call and conduct an election as provided in this section
9 for the purpose of submitting an advisory question to the voters of Elbert County for
10 approval or rejection. The election superintendent shall conduct that election on the date of
11 the November, 2004, general election and shall issue the call and conduct that election as
12 provided by general law. The superintendent shall cause the date and purpose of the election
13 to be published once a week for two weeks immediately preceding the date thereof in the
14 official organ of Elbert County. The ballot shall have written or printed thereon the words:

15 "Advisory Referendum Election

16 () YES Do you favor the recommendation submitted by the Committee to Study
17 the Form of Government for Elbert County that provides that the Elbert
18 County Board of Commissioners shall retain a full-time county
19 () NO administrator and that the chairperson of the Elbert County Board of
20 Commissioners shall serve in a part-time capacity; shall be elected county
21 wide; shall vote only to break a tie; and shall have veto power, which veto
22 may be overridden by four votes?"

23 All persons desiring to vote for approval of the recommendation shall vote "Yes," and
24 those persons desiring to vote for rejection of the recommendation shall vote "No." The
25 expense of such election shall be borne by Elbert County. It shall be the election
26 superintendent's duty to certify the result thereof to the Secretary of State and to each

1 member of the General Assembly whose Senatorial or Representative District lies wholly
2 or partially within Elbert County.

3 (b) It is found, determined, and declared that the holding of the advisory referendum election
4 provided for in this section is in all respects for the benefit of the people of Elbert County and
5 is for a public purpose and is an essential governmental function for which public funds may
6 be expended.

7 **SECTION 2.**

8 Except as otherwise provided in Section 1 of this Act, this Act shall become effective upon
9 its approval by the Governor or upon its becoming law without such approval.

10 **SECTION 3.**

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