

House Bill 1700 (AS PASSED HOUSE AND SENATE)

By: Representatives Lucas of the 105th, Randall of the 107th, Birdsong of the 104th, Ray of the 108th, Jenkins of the 93rd, and others

A BILL TO BE ENTITLED
AN ACT

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

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

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

14 "SECTION 3.

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

22 (b) The board of education shall annually certify to the Board of Commissioners of Bibb
23 County a school tax for the support and maintenance of education in Bibb County. The
24 board of commissioners shall annually levy said tax upon the assessed value of all taxable
25 property within Bibb County and collect the same like other taxes of the county. The levy

1 made by the board of education and certified to the board of commissioners shall not
 2 exceed 22 mills per dollar unless such mill limitation shall be increased or removed in the
 3 manner provided by law."

4 **SECTION 2.**

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

7 **"SECTION 3A.**

8 Reserved."

9 **SECTION 3.**

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

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

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

28 **SECTION 4.**

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

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SECTION 5.

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