

House Bill 960 (AS PASSED HOUSE AND SENATE)

By: Representatives Walker of the 115th, James of the 114th, and O’Neal of the 117th

A BILL TO BE ENTITLED
AN ACT

1 To repeal the amendment to the Georgia Constitution which created the Perry Industrial
2 Building Authority, which amendment to the Constitution was proposed by Resolution Act
3 No. 219 of the 1962 General Assembly (Georgia Laws 1962, p. 1082) and was continued in
4 force and effect by an Act approved March 20, 1986 (Georgia Laws 1986, p. 4194); to
5 provide that the property of the authority shall revert to the City of Perry; to provide for a
6 referendum election with respect to the effectiveness of the foregoing; to provide for related
7 matters; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 The amendment to the Georgia Constitution which created the Perry Industrial Building
11 Authority, which amendment to the Constitution was proposed by Resolution Act No. 219
12 of the 1962 General Assembly (Georgia Laws 1962, p. 1082) and was continued in force and
13 effect by an Act approved March 20, 1986 (Georgia Laws 1986, p. 4194); is repealed in its
14 entirety, subject to approval by the voters of the City of Perry, as provided in Section 3 of
15 this Act.

16 **SECTION 2.**

17 As provided in Subparagraph K of said constitutional amendment, all property of every kind
18 and nature, real and personal, held by the authority at the time of the repeal provided for in
19 Section 1 of this Act shall revert to the City of Perry, subject to any mortgages, liens, leases,
20 or other encumbrances outstanding against or in respect to said property at said time of
21 repeal.

22 **SECTION 3.**

23 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election
24 superintendent of the City of Perry shall call and conduct an election as provided in this

1 section for the purpose of submitting this Act to the electors of the City of Perry for approval
2 or rejection. The election superintendent shall conduct that election on the date of the next
3 regularly scheduled municipal election to be held in the City of Perry and shall issue the call
4 and conduct that election as provided by general law. The superintendent shall cause the
5 date and purpose of the election to be published once a week for two weeks immediately
6 preceding the date thereof in the official organ of Houston County. The ballot shall have
7 written or printed thereon the words:

8 "() YES Shall the Act be approved which repeals the local constitutional amendment
9 which created the Perry Industrial Building Authority, provides for the
10 () NO Perry Industrial Building Authority to cease to exist, and provides for the
transfer of the property of the Perry Industrial Building Authority to the
City of Perry?"

11 All persons desiring to vote for approval of the Act shall vote "Yes," and those persons
12 desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes
13 cast on such question are for approval of the Act, Sections 1 and 2 of this Act shall become
14 of full force and effect immediately. If the Act is not so approved or if the election is not
15 conducted as provided in this section, Sections 1 and 2 of this Act shall not become effective
16 and this Act shall be automatically repealed immediately following that election date. The
17 expense of such election shall be borne by the City of Perry. It shall be the election
18 superintendent's duty to certify the result thereof to the Secretary of State.

19 **SECTION 4.**

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