

1 Representatives Bruce of the 64th et al. move to amend the Committee substitute to HB 37  
 2 (LC 14 9171S) by striking Section 6.01 on pages 25 and 26 and inserting in its place the  
 3 following:

4 **"SECTION 6.01.**

5 Referendum and initial election.

6 (a) Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election  
 7 superintendent of Fulton County shall call a special election for the purpose of submitting  
 8 this Act to the qualified voters of Fulton County for approval or rejection. The superintendent  
 9 shall set the date of such election for the third Tuesday in June, 2005. The superintendent  
 10 shall issue the call for such election at least 30 days prior to the date thereof. The  
 11 superintendent shall cause the date and purpose of the election to be published once a week  
 12 for two weeks immediately preceding the date thereof in the official organ of Fulton County.  
 13 The ballot shall have written or printed thereon the words:

14 '( ) YES Shall the Act incorporating the City of Sandy Springs in Fulton County  
 15 ( ) NO according to the charter contained in the Act be approved?'

16 All persons desiring to vote for approval of the Act shall vote 'Yes,' and all persons desiring  
 17 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on  
 18 such question are for approval of the Act, it shall become of full force and effect as provided  
 19 in Section 6.02 of this charter, otherwise it shall be void and of no force and effect.

20 The initial expense of such election shall be borne by Fulton County. Within two years after  
 21 the elections if the incorporation is approved, the City of Sandy Springs shall reimburse  
 22 Fulton County for the actual cost of printing and personnel services for such election and for  
 23 the initial election of the mayor and members of the city council pursuant to subsection (b)  
 24 of Section 2.02 of this charter. It shall be the duty of the superintendent to hold and conduct  
 25 such election. It shall be his or her further duty to certify the result thereof to the Secretary  
 26 of State.

27 (b) For the purposes of the referendum election provided for in this section, qualified  
 28 electors of Fulton County shall be those qualified electors of Fulton County who reside  
 29 anywhere within Fulton County.

30 (c) For the purposes of the election to be held on the Tuesday after the first Monday in  
 31 November, 2005, the qualified electors of the City of Sandy Springs shall be those qualified  
 32 electors of Fulton County residing within the corporate limits of the City of Sandy Springs  
 33 as described by Appendix A of this charter. At subsequent municipal elections, the qualified  
 34 electors of the City of Sandy Springs shall be determined pursuant to the authority of Chapter  
 35 2 of Title 21 of the O.C.G.A., known as the 'Georgia Election Code.'

1 (d) Only for the purposes of holding and conducting the referendum election provided for  
2 by this section and holding and conducting the election of the City of Sandy Springs to be  
3 held on the Tuesday after the first Monday in November, 2005, the election superintendent  
4 of Fulton County is vested with the powers and duties of the election superintendent of the  
5 City of Sandy Springs and the powers and duties of the governing authority of the City of  
6 Sandy Springs."

7 \$\$AM 18 1220\$\$

8 LOST