

House Bill 773 (AS PASSED HOUSE AND SENATE)

By: Representatives Murphy of the 120<sup>th</sup>, Howard of the 121<sup>st</sup>, Warren of the 122<sup>nd</sup>, Anderson of the 123<sup>rd</sup>, and Burmeister of the 119<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To authorize the consolidated government of Augusta, Georgia, to exercise all  
2 redevelopment and other powers under Article IX, Section II, Paragraph VII of the  
3 Constitution and Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law,"  
4 as amended; to provide for a referendum; to provide effective dates; to provide for automatic  
5 repeal under certain circumstances; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 The consolidated government of Augusta, Georgia, shall be and is authorized to exercise all  
9 redevelopment and other powers under Chapter 44 of Title 36 of the O.C.G.A., the  
10 "Redevelopment Powers Law," as amended. The intention of this Act is to authorize the  
11 consolidated government of Augusta, Georgia, to undertake and carry out community  
12 redevelopment, to create tax allocation districts, to issue tax allocation bonds, and to incur  
13 other obligations within the meaning of and as fully permitted under the provisions of Article  
14 IX, Section II, Paragraph VII of the Constitution of the State of Georgia of 1983, as  
15 amended, and to authorize the consolidated government of Augusta, Georgia, to exercise  
16 redevelopment powers as fully as the "Redevelopment Powers Law" may now or hereafter  
17 permit, and not to limit any redevelopment powers permitted under the "Redevelopment  
18 Powers Law."

19 **SECTION 2.**

20 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election  
21 superintendent of the consolidated government of Augusta, Georgia, shall, subject to the  
22 approval of the governing authority of the consolidated government of Augusta, Georgia,  
23 call and conduct an election as provided in this section for the purpose of submitting this Act  
24 to the electors of Augusta, Georgia, for approval or rejection. The election superintendent  
25 shall conduct that election on June 21, 2005, or on the earliest date therefor permissible under

1 Code Section 21-2-540 of the O.C.G.A. and shall issue the call and conduct that election as  
 2 provided by general law. The superintendent shall cause the date and purpose of the election  
 3 to be published once a week for two weeks immediately preceding the date thereof in the  
 4 official organ of the consolidated government of Augusta, Georgia. The ballot shall have  
 5 written or printed thereon the words:

6 "( ) YES Shall the Act be approved which authorizes the consolidated government  
 7 of Augusta, Georgia, to exercise redevelopment powers under the  
 8 ( ) NO 'Redevelopment Powers Law,' as it may be amended from time to time?"

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

18 **SECTION 3.**

19 Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon  
 20 its approval by the Governor or upon its becoming law without such approval.

21 **SECTION 4.**

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