

House Bill 1334 (AS PASSED HOUSE AND SENATE)

By: Representatives Heard of the 114th, Kidd of the 115th, and Smith of the 113th

A BILL TO BE ENTITLED
AN ACT

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

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

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

17 **SECTION 2.**

18 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election
19 superintendent of the Athens-Clarke County shall call and conduct an election as provided
20 in this section for the purpose of submitting this Act to the electors of Athens-Clarke County
21 for approval or rejection. The election superintendent shall conduct that election on a
22 practicable date in 2006 provided for in subparagraph (c)(1)(B) of Code Section 21-2-540
23 of the O.C.G.A. which date shall be determined by resolution of the governing authority of
24 Athens-Clarke County; provided, however, that if the conducting of the election on earlier
25 authorized dates is impracticable, then the election superintendent shall conduct that election

1 on the date of the November, 2006, state-wide general election and shall issue the call and
 2 conduct that election as provided by general law. The superintendent shall cause the date and
 3 purpose of the election to be published once a week for two weeks immediately preceding
 4 the date thereof in the official organ of Athens-Clarke County. The ballot shall have written
 5 or printed thereon the words:

6 "() YES Shall the Act be approved which authorizes Athens-Clarke County to
 7 exercise redevelopment powers under the 'Redevelopment Powers Law,' as
 8 () NO it may be amended from time to time?"

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