

House Bill 275

By: Representatives Henson of the 87<sup>th</sup>, Stephenson of the 92<sup>nd</sup>, Watson of the 91<sup>st</sup>, Drenner of the 86<sup>th</sup>, Mosby of the 90<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to  
2 incorporation of municipalities, so as to provide for additional requirements with respect to  
3 local Acts of the General Assembly proposing the creation of new municipal corporations;  
4 to provide for an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to incorporation  
8 of municipalities, is amended by adding a new Code section as follows:

9 "36-31-13.

10 (a) Local Acts of the General Assembly proposing the creation of a new municipal  
11 corporation in any county in which 50 percent or more of the total population of the county,  
12 as determined by the most recent United States decennial census, resides in the  
13 unincorporated area of the county shall be adopted pursuant to the procedures of this Code  
14 section.

15 (b) Such bill shall include a requirement for referendum approval of the creation of the  
16 municipal corporation in both proposed corporate limits of the new municipality and the  
17 entire county."

18 **SECTION 2.**

19 This Act shall become effective upon its approval by the Governor or upon its becoming law  
20 without such approval.

21 **SECTION 3.**

22 All laws and parts of laws in conflict with this Act are repealed.