

House Bill 465 (AS PASSED HOUSE AND SENATE)

By: Representatives Lindsey of the 54th, Holmes of the 61st, Kaiser of the 59th, Bruce of the 64th, Ashe of the 56th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating one or more community improvement districts in the City of
2 Atlanta, Georgia, approved April 4, 1991 (Ga. L. 1991, p. 3653), as amended by an Act
3 approved April 16, 1999 (Ga. L. 1999, p. 4439), and amended by an Act approved April 28,
4 2000 (Ga. L. 2000, p. 4564), so as to change a provision relating to the appointment of one
5 member of the district board; to add a provision relating to the election of an additional
6 member of the district board upon annexation; to repeal conflicting laws; to provide an
7 effective date; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act creating one or more community improvement districts in the City of Atlanta,
11 Georgia, approved April 4, 1991 (Ga. L. 1991, p. 3653), as amended by an Act approved
12 April 16, 1999 (Ga. L. 1999, p. 4439), and amended by an Act approved April 28, 2000 (Ga.
13 L. 2000, p. 4564), is amended in Section 5 by revising subsections (a) and (c) as follows:

14 "SECTION 5.
15 Administration, appointment,
16 and election of board members.

17 (a) Each district created pursuant to this Act shall be administered by a board composed
18 of at least nine board members to be appointed and elected as provided in this section. One
19 board member shall be appointed by the mayor; two members shall be appointed by the
20 president of the city council, one of whom shall be the member of the city council whose
21 council district encompasses the largest geographical area within the community
22 improvement district; and the remaining board members shall be elected by the owners of
23 real property within the district subject to taxes, fees, and assessments levied by the board.
24 The appointed board members shall serve at the pleasure of the city governing body for
25 terms of office not to exceed four years. The initially elected board members shall serve
26 for terms of office as follows: one-half thereof, or less than half if an odd number, shall
27 serve for two years, and the remaining board members shall serve for four years,
28 respectively. Thereafter, all terms of office shall be for four years, including the appointed
29 board members who serve at the pleasure of the city governing body."

1 "(c) The board, when first formed, shall include six elected board members. One board
2 member shall be elected by majority vote of the electors present and voting at the caucus,
3 on the basis of one vote per each elector. Said board member shall be elected to a term of
4 office of two years at the initial caucus of electors when the board is first formed and to
5 terms of office of four years thereafter. The remainder of the elected board members shall
6 be elected by a majority of the votes cast by the electors present and voting at the caucus,
7 with each elector having one vote for each \$1,000.00, or fraction thereof, in assessed value
8 of the property owned by the elector subject to taxes, fees, or assessments levied by the
9 board. All vacancies to be filled through election shall be filled by majority vote in the
10 same manner as the election for the board member previously holding the seat. Should the
11 boundaries of the district be expanded pursuant to Section 7 of this Act after January 1,
12 2007, and should any such expansion add at least 10 percent by value to the property
13 which, prior to the date of such expansion, is subject to taxes, fees, and assessments levied
14 by the board as determined by the most recent county ad valorem tax digest, there shall be
15 added to the board an additional elected board member."

16 **SECTION 2.**

17 This Act shall become effective on July 1, 2007.

18 **SECTION 3.**

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