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House Bill 1039 (AS PASSED HOUSE AND SENATE)

By: Representatives Bruce of the 64<sup>th</sup>, Hembree of the 67<sup>th</sup>, Brooks of the 63<sup>rd</sup>, and Bearden of the 68<sup>th</sup>

## A BILL TO BE ENTITLED AN ACT

- 1 To authorize Douglas County to exercise all redevelopment and other powers under Article
- 2 IX, Section II, Paragraph VII(b) 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 Douglas County shall be and is authorized to exercise all redevelopment and other powers
- 9 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 Douglas County to undertake and carry
- out community redevelopment, to create tax allocation districts, to issue tax allocation bonds,
- 12 and to incur other obligations within the meaning of and as fully permitted under the
- provisions of Article IX, Section II, Paragraph VII(b) of the Constitution of the State of
- 14 Georgia of 1983, as amended, and to authorize Douglas County to exercise redevelopment
- powers as fully as the "Redevelopment Powers Law" may now or hereafter permit and not
- 16 to limit any 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 Douglas County shall call and conduct an election as provided in this
- 20 section for the purpose of submitting this Act to the electors of Douglas County for approval
- 21 or rejection. The election superintendent shall conduct that election on the date of the
- November, 2008, state-wide general election and shall issue the call and conduct that election
- as provided by general law. The superintendent shall cause the date and purpose of the
- 24 election to be published once a week for two weeks immediately preceding the date thereof

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1 in the official organ of Douglas County. The ballot shall have written or printed thereon the

- 2 words:
- 3 "( ) YES Shall the Act be approved which authorizes Douglas County to exercise
- 4 redevelopment powers under the 'Redevelopment Powers Law,' as it may
- 5 () NO be amended from time to time?"
- 6 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring
- 7 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on
- 8 such question are for approval of the Act, then Section 1 of this Act shall become of full
- 9 force and effect immediately. If Section 1 of this Act is not so approved or if the election is
- 10 not conducted as provided in this section, Section 1 of this Act shall not become effective
- and this Act shall be automatically repealed on the first day of January immediately
- 12 following that election date. The expense of such election shall be borne by Douglas County.
- 13 It shall be the election superintendent's duty to certify the result thereof to the Secretary of
- 14 State.

15 SECTION 3.

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

18 SECTION 4.

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