

House Bill 1347 (AS PASSED HOUSE AND SENATE)

By: Representatives Mayo of the 91st, Lunsford of the 110th, Mosby of the 90th, Yates of the 73rd, and Baker of the 78th

A BILL TO BE ENTITLED
AN ACT

1 To authorize Henry County to exercise all redevelopment and other powers under Article IX,
2 Section II, Paragraph VII(b) of the Constitution and Chapter 44 of Title 36 of the O.C.G.A.,
3 the "Redevelopment Powers Law," as amended; to provide for a referendum; to provide
4 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 Henry 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 Henry County to undertake and carry out
11 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
13 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 Henry County to exercise redevelopment
15 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 Henry County shall call and conduct an election as provided in this section
20 for the purpose of submitting this Act to the electors of Henry County for approval or
21 rejection. The election superintendent shall conduct that election on a practicable date in
22 2010 authorized under subparagraph (c)(2)(B) of Code Section 21-2-540 of the O.C.G.A.;
23 provided, however, that if conducting the election under this Act on earlier authorized dates
24 is impracticable, then the election superintendent shall conduct the election under this Act
25 on the date of the November, 2010, state-wide general election. The election superintendent

26 shall issue the call and conduct such election as provided by general law. The superintendent
27 shall cause the date and purpose of the election to be published once a week for two weeks
28 immediately preceding the date thereof in the official organ of Henry County. The ballot
29 shall have written or printed thereon the words:

30 "() YES Shall the Act be approved which authorizes Henry County to exercise
31 redevelopment powers under the 'Redevelopment Powers Law,' as it may
32 () NO be amended from time to time?"

33 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring
34 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on
35 such question are for approval of the Act, then Section 1 of this Act shall become of full
36 force and effect immediately. If Section 1 of this Act is not so approved or if the election is
37 not conducted as provided in this section, Section 1 of this Act shall not become effective
38 and this Act shall be automatically repealed on the first day of January immediately
39 following that election date. The expense of such election shall be borne by Henry County.
40 It shall be the election superintendent's duty to certify the result thereof to the Secretary of
41 State.

42 **SECTION 3.**

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

45 **SECTION 4.**

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