

House Bill 534 (AS PASSED HOUSE AND SENATE)

By: Representatives Holt of the 112<sup>th</sup>, Collins of the 95<sup>th</sup>, and Lunsford of the 110<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To provide for certain rights, powers, and privileges of the Newton County Industrial  
2 Development Authority; to define a term; to repeal certain Acts related to the authority; to  
3 repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 style="text-align:center">**SECTION 1.**

6 (a) The Newton County Industrial Development Authority, created by an amendment to the  
7 Constitution of 1945 (Resolution Act No. 112, House Resolution No. 414-937, Ga. L. 1964,  
8 p. 825) and continued in effect by Act of the General Assembly approved March 28, 1985  
9 (Act No. 497, House Bill 986, Ga. L. 1985, p. 4932), is granted all of the rights, powers, and  
10 privileges granted to:

11 (1) A development authority created pursuant to Chapter 62 of Title 36 of the Official  
12 Code of Georgia, the "Development Authorities Law," as now or hereafter amended; and

13 (2) A governmental body under and pursuant to Article 3 of Chapter 82 of Title 36 of the  
14 Official Code of Georgia, the "Revenue Bond Law," as now or hereafter amended,

15 which rights, powers, and privileges shall be in addition to, and shall not limit or restrict in  
16 any respect, the rights, powers, and privileges currently held by the authority pursuant to that  
17 constitutional amendment which created the authority. In such regard, the authority shall be  
18 authorized to exercise any right, power, or privilege granted a development authority under  
19 the Development Authorities Law or a governmental body under the Revenue Bond Law in  
20 addition to, and not in limitation of, the powers granted to the authority pursuant to that  
21 constitutional amendment which created the authority.

22 (b) As used in that constitutional amendment which created the authority, the term "project"  
23 means and includes:

24 (1) The acquisition, construction, installation, modification, renovation, or rehabilitation  
25 of land, buildings, structures, facilities, improvements, or any other real property located  
26 or to be located within Newton County or any interest in any of the foregoing;

27 (2) The acquisition, installation, modification, renovation, rehabilitation, or furnishing  
 28 of fixtures, machinery, equipment, furniture, and other personal property of any nature  
 29 whatsoever;

30 (3) Any undertaking as such term is used in the Revenue Bond Law; or

31 (4) Any combination of the foregoing,

32 all for the essential public purpose of promoting and expanding the public good and welfare  
 33 and industry and trade within Newton County and reducing unemployment to the greatest  
 34 extent possible. A project may be for any industrial, commercial, business, office, retail,  
 35 public, or other use, including, without limitation, the uses specifically described under the  
 36 definition of "project" in the Development Authorities Law, provided that a majority of the  
 37 members of the authority determine, by a resolution duly adopted, that the project and such  
 38 use thereof would further the public purposes for which the Authority was created.

39 (c) In addition, the authority shall have the power to contract for any period not exceeding  
 40 50 years with Newton County, Georgia, or any or all municipal corporations and other  
 41 political subdivisions situated therein, or any other public agency, public corporation, or  
 42 public authority, or any combination thereof (collectively, the "public entities") in connection  
 43 with any activities, services, or facilities which the contracting parties are authorized to  
 44 undertake or provide.

45 **SECTION 2.**

46 The following Acts are hereby repealed:

47 (1) An Act to provide additional powers, duties, rights, obligations, and responsibilities  
 48 for the Newton County Industrial Development Authority, approved April 6, 1981  
 49 (Ga. L. 1981, p. 3302); and

50 (2) An Act to amend an Act to provide additional powers, duties, rights, obligations, and  
 51 responsibilities for the Newton County Industrial Development Authority, approved  
 52 March 27, 1991 (Ga. L. 1991, p. 3529).

53 **SECTION 3.**

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