

House Bill 410 (AS PASSED HOUSE AND SENATE)

By: Representatives Coleman of the 97th, Clark of the 98th, Brockway of the 101st, and Sheldon of the 105th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act entitled "An Act to create a new charter for the City of Suwanee," approved
2 April 9, 1999 (Ga. L. 1999, p. 3729), as amended, so as to provide that the term of any
3 elected city official shall be declared vacant upon the occupant of such office qualifying for
4 election to another office; to provide that municipal officers shall be elected by majority vote;
5 to provide for applicability; to provide for submission for preclearance under Section 5 of the
6 federal Voting Rights Act of 1965, as amended; to repeal conflicting laws; and for other
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act entitled "An Act to create a new charter for the City of Suwanee," approved April 9,
11 1999 (Ga. L. 1999, p. 3729), as amended, is amended by revising subsection (f) of Section
12 2.14 as follows:

13 *"(f) Political activities of certain elected officials, appointed officers, and employees. No*
14 *appointed officer and no employee of the city shall continue in such employment upon*
15 *qualifying as a candidate for nomination or election to any public office. The office of any*
16 *elected official shall be declared vacant upon such elected official qualifying in a general*
17 *primary or general election, or special primary or special election, for another state, county,*
18 *or municipal office or qualifying for the House of Representatives or the Senate of the*
19 *United States if the term of the office for which such official is qualifying begins more than*
20 *30 days prior to the expiration of such official's present term of office."*

21 **SECTION 2.**

22 Said Act is further amended by revising Section 5.11 as follows:

23 SECTION 5.11.

24 Election by majority.

25 The person receiving a majority of the votes cast for any city office shall be elected. If no
26 candidate receives a majority of the votes cast, a runoff election shall be held between the
27 two candidates receiving the highest number of votes. The runoff election shall be held as
28 provided by law.

29 SECTION 3.

30 The governing authority of the City of Suwanee shall cause, through its legal counsel, this
31 Act to be submitted for preclearance under Section 5 of the federal Voting Rights Act of
32 1965, as amended, within 45 days after the date on which this Act is approved by the
33 Governor or otherwise becomes law without such approval.

34 SECTION 4.

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