House Bill 575 (AS PASSED HOUSE AND SENATE)
By: Representative Rice of the 95th

A BILL TO BE ENTITLED
AN ACT
To amend an Act to incorporate the City of Peachtree Corners, approved May 11, 2011 (Ga. L. 2011, p. 3729), so as to change certain provisions relating to the city's ability to enter into agreements with other governmental entities; to provide for the city's inclusion to the Gwinnett County Police Service District, the Gwinnett County Fire and Emergency Medical Service District, the Gwinnett County Recreation District, and the Gwinnett County Emergency 9-1-1 System at the conclusion of the city's transition period; to clarify the city's municipal elections through the transition period; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.
An Act to incorporate the City of Peachtree Corners, approved May 11, 2011 (Ga. L. 2011, p. 3729), is amended by adding a new subsection to Section 1.12 to read as follows: "(d) Notwithstanding the limitations of subsections (b) and (c) of this section, the city may, without the necessity of a referendum, enter into agreements with other governmental entities, including federal and state agencies and other local governments, to provide for any services not currently authorized by this charter but necessary for the general health, safety, and welfare of the citizens."

SECTION 2.
Said Act is further amended by adding new subsections to Section 8.11 to read as follows: "(j)(1) At the conclusion of the transition period as defined herein, the City of Peachtree Corners shall be deemed to be a part of the existing special service district located in Gwinnett County known as the Police Service District. The participation of the City of Peachtree Corners in the Police Service District shall be subject to, and in accordance with, the existing terms and conditions of participation as established by Gwinnett County with other participating cities, including, but not limited to, those terms and
conditions related to costs, funding, duration, and modification of services. Gwinnett County is expressly authorized to provide police services within the City of Peachtree Corners and, for the purpose of funding such services, to establish and levy a tax on property located within the City of Peachtree Corners at a millage rate that is uniform with property located in other cities and unincorporated areas participating in the Police Service District, but the millage rate shall not be counted against the 1 mill maximum imposed on taxes established and levied by the City of Peachtree Corners.

(2) At the conclusion of the transition period as defined herein, the City of Peachtree Corners shall be deemed to be a part of the existing special service district located in Gwinnett County known as the Fire and Emergency Medical Service District. The participation of the City of Peachtree Corners in the Fire and Emergency Medical Service District shall be subject to, and in accordance with, the existing terms and conditions of participation as established by Gwinnett County with other participating cities, including, but not limited to, those terms and conditions related to costs, funding, duration, and modification of services. Gwinnett County is expressly authorized to provide fire and emergency medical services within the City of Peachtree Corners and, for the purpose of funding such services, to establish and levy a tax on property located within the City of Peachtree Corners at a millage rate that is uniform with property located in other cities and unincorporated areas participating in the Fire and Emergency Medical Service District, but the millage rate shall not be counted against the 1 mill maximum imposed on taxes established and levied by the City of Peachtree Corners.

(3) At the conclusion of the transition period as defined herein, the City of Peachtree Corners shall be deemed to remain a part of the existing special service district known as the Gwinnett County Recreation District, approved and created by the electors of Gwinnett County by referendum held on November 4, 1986, for the purpose of establishing and maintaining a county-wide parks and recreation system. The participation of the City of Peachtree Corners in the Gwinnett County Recreation District shall be subject to, and in accordance with, the existing terms and conditions of participation as established by Gwinnett County. Gwinnett County is expressly authorized to provide recreational services within the City of Peachtree Corners and, for the purpose of funding such services, to establish and levy a tax on property located within the City of Peachtree Corners at a millage rate that is uniform with other property located in the Gwinnett County Recreation District, but the millage rate shall not be counted against the 1 mill maximum imposed on taxes established and levied by the City of Peachtree Corners.

(4) At the conclusion of the transition period as defined herein, the City of Peachtree Corners shall continue to be served by Gwinnett County's Emergency 9-1-1 System for
the provision of emergency 9-1-1 services, including, but not limited to, call-taking and
emergency dispatch services, and shall continue to be served by the existing public safety
answering points established and operated by Gwinnett County, all pursuant to the
authority of the Georgia Emergency Telephone Number 9-1-1 Service Act of 1977. The
City of Peachtree Corners shall not create or operate its own Emergency 9-1-1 System
or public safety answering point and shall not impose or collect a 9-1-1 charge from
suppliers of telephone services, including local exchange telephone service or other
telephone communication service, wireless service, prepaid wireless service, mobile
telecommunications service, computer service, Voice over Internet Protocol service, or
any technology that delivers or is required by law to deliver a call to a public safety
answering point.

(k) Only for the purposes of holding and conducting municipal elections during the
transition period, the election superintendent of Gwinnett County shall be vested with the
powers and duties of the election superintendent of the City of Peachtree Corners. During
the transition period, the election superintendent of Gwinnett County shall conduct all
municipal elections for the City of Peachtree Corners during the 2013 election cycle. The
expense of any such election, or necessary runoff, shall be borne by the City of Peachtree
Corners and remitted to Gwinnett County within 60 days after any such election or runoff.
It shall be the election superintendent's duty to certify the result of any election or runoff
to the Secretary of State."

SECTION 3.

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