

House Bill 1016 (AS PASSED HOUSE AND SENATE)

By: Representatives Beasley-Teague of the 65<sup>th</sup> and Fludd of the 64<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To authorize the City of Fairburn to exercise all redevelopment and other powers under  
2 Article 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 for automatic repeal under certain circumstances; to provide an effective date; to  
5 repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 The City of Fairburn shall be and is authorized to exercise all redevelopment and other  
9 powers 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 the City of Fairburn to undertake and  
11 carry out community redevelopment, to create tax allocation districts, to issue tax allocation  
12 bonds, 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 the City of Fairburn to exercise  
15 redevelopment powers as fully as the "Redevelopment Powers Law" may now or hereafter  
16 permit and not to limit any redevelopment powers permitted under the "Redevelopment  
17 Powers Law."

18 **SECTION 2.**

19 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the municipal  
20 election superintendent of the City of Fairburn shall call and conduct an election as provided  
21 in this section for the purpose of submitting this Act to the electors of the City of Fairburn  
22 for approval or rejection. The municipal election superintendent shall conduct that election  
23 on any permissible referendum date under Code Section 21-2-540 of the O.C.G.A., but not  
24 later than the November, 2014, general election, and shall issue the call and conduct that  
25 election as provided by general law. The municipal election superintendent shall cause the

26 date and purpose of the election to be published once a week for two weeks immediately  
 27 preceding the date thereof in the official organ of Fulton County. The ballot shall have  
 28 written or printed thereon the words:

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

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

41 **SECTION 3.**

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

44 **SECTION 4.**

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