

LOST

Representatives Setzler of the 35th, Ehrhart of the 36th, and Golick of the 40th offer the following amendment:

1 *Amend the substitute to HB 170 (LC 34 4595S) by adding "to provide for a referendum to*
 2 *authorize construction of fixed guide-way transit" after "purposes;" on line 4.*

3 *By adding between lines 61 and 62 the following:*

4 **SECTION 1-3.**

5 Chapter 1 of Title 36 of the Official Code of Georgia Annotated, relating to general
 6 provisions applicable to counties, is amended by adding a new Code section to read as
 7 follows:

8 "36-1-27.

9 (a) In any county other than a county in which a referendum has been approved for the
 10 participation in a rapid transit system authorized by or pursuant to a local constitutional
 11 amendment and by or pursuant to an Act approved March 10, 1965 (Ga. L. 1965, p. 2243),
 12 as amended, the 'Metropolitan Atlanta Rapid Transit Authority Act of 1965,' the governing
 13 authority of such county, any authority created by law, any agency, or any other political
 14 subdivision, special district, or instrumentality of this state shall be prohibited from
 15 receiving or expending any proceeds of any tax, any moneys from its general fund, or any
 16 other revenues from any county, state, or federal source or from incurring any general
 17 obligation debt, revenue debt, or other multiyear obligations for any fixed guide-way transit
 18 capital, maintenance and operations, or operational subsidy unless approved in a separate
 19 referendum question as provided in this Code section.

20 (b) Whenever the governing authority of any such county wishes to submit to the electors
 21 of such county the question of whether county revenues may be expended for fixed
 22 guide-way transit, any such governing authority shall notify the election superintendent of
 23 such county by forwarding to the superintendent a copy of a resolution of the governing
 24 authority calling for a referendum election. Upon receipt of the resolution, it shall be the
 25 duty of the election superintendent to issue the call for an election for the purpose of
 26 submitting the question of authorizing such expenditure to the voters of the county for
 27 approval or rejection. The election superintendent shall issue the call and shall conduct the
 28 election on a date and in the manner authorized under Code Section 21-2-540. The election
 29 superintendent shall cause the date and purpose of the election to be published once a week
 30 for two weeks immediately preceding the date of the election in the official organ of such
 31 county. The ballot shall have written or printed thereon the following:

32 ' () YES Shall the expenditure of revenues for fixed guide-way transit within
33 () NO _____ County be approved?'

34 (c) All persons desiring to vote in favor of the question shall vote 'Yes,' and all persons
35 desiring to vote against the question shall vote 'No.' If more than one-half of the votes cast
36 are in favor of the question, then the expenditure of county revenues for such purpose shall
37 be deemed approved; otherwise, such expenditures shall continue to be prohibited. It shall
38 be the duty of the election superintendent to hold and conduct such elections under the
39 same rules and regulations as govern special elections. It shall be the superintendent's
40 further duty to canvass the returns, declare the result of the election, and certify the result
41 to the Secretary of State. The expense of the election shall be borne by the county holding
42 the election.

43 (d) If such referendum is approved, the local delegation to the General Assembly from
44 such county may, by passage of a local act, provide for the construction, governance,
45 operations, maintenance, and expansion of the fixed guide-way transit system within the
46 county."