

NOT GERMANE

Senators Ginn of the 47th, Jones of the 25th, Unterman of the 45th and Miller of the 49th offers the following amendment:

1 *Amend HB 85 (HB 85/FA) by deleting lines 1 and 2 and inserting in lieu thereof the*
 2 *following:* To amend Title 3 of the Official Code of Georgia Annotated, relating to alcoholic
 3 beverages, so as to change provisions relating to the sale or provision of alcoholic beverages
 4 within or near certain public buildings or grounds; to provide for local control of distance

5 *By inserting after "hospital;" on line 8 the following:* to provide for a referendum election as
 6 to the manufacture, sale by the package, and distribution of distilled spirits upon the filing
 7 of a resolution or ordinance by certain counties; *by deleting "Chapter 3 of" and "the*
 8 *regulation of" on line 12 and by deleting "generally" on line 13; and by inserting between*
 9 *lines 67 and 68 the following:* **SECTION 2A.** Said title is further amended by adding a
 10 new subsection to and revising subsection (d) of Code Section 3-4-41, relating to when and
 11 how election called, as follows: "(b.1) Upon the passage of a resolution or ordinance of any
 12 governing authority of a municipality or county indicating its desire to permit or prohibit the
 13 manufacture, sale, and distribution of distilled spirits in the political subdivision being filed
 14 with the election superintendent of the county or municipality, such superintendent shall be
 15 required to call and hold a referendum election for the purpose of submitting to the qualified
 16 voters of the municipality or county, as the case may be, the question of whether the
 17 manufacture, sale, and distribution of distilled spirits in the political subdivision shall be
 18 permitted or prohibited."

19 "(d) Following the expiration of two years after any election is held which results in the
 20 disapproval of sales as provided in this article, another election on this question shall be
 21 held if another petition, as provided in subsection (a) of this Code section, or a resolution
 22 or ordinance, as provided in subsection (b.1) of this Code section, is filed with the
 23 appropriate election superintendent."

24 **SECTION 2B.** Said title is further amended by revising subsection (a) of Code Section
 25 3-4-47, relating to election for purpose of nullifying previous election, as follows:

26 "(a) In any county or municipality which has at any time held an election in accordance
 27 with this article, resulting in the approval of the issuance of licenses for the package sales
 28 of distilled spirits, the election superintendent of the county or municipality shall, upon a
 29 petition signed by at least 35 percent of the registered qualified voters of the political
 30 subdivision concerned, as provided in subsection (a) of Code Section 3-4-41, or a

31 resolution or ordinance, as provided in subsection (b.1) of Code Section 3-4-41, proceed
32 to call another election in the same manner as provided in this article for the purpose of
33 nullifying the previous election result."