

ADOPTED

Senators Miller of the 49th, Jackson of the 24th, Kennedy of the 18th and Dugan of the 30th offers the following amendment:

1 *Amend the Senate Transportation Committee substitute to HB 213 (LC 39 1040S) by deleting
2 line 28 and inserting in lieu thereof the following:*

3 DeKalb County lying south of the southernmost corporate boundaries of the

4 *By deleting lines 116 through 121 and inserting in lieu thereof the following:*

5 written specifications after a competitive bidding process and to the highest responsible
6 bidder best respondent in a manner similar to that required in subsection (b).

7 (g) Contracts for the sale, lease, or other disposition of real property owned by the
8 Authority shall be awarded only after a competitive bidding process and to the highest
9 responsible bidder best respondent in a manner similar to that required in subsection (b),
10 provided that such competitive bidding procedures may be waived, but only

11 *By deleting lines 199 and 200 and inserting in lieu thereof the following:*

12 Said Act is further amended by revising subsection (b) and subsection (i) of Section 25 as
13 follows:

14 *By inserting "or one and one-half (1.5%) percent" after "percent" on line 212.*

15 *By deleting the quotation mark on line 226 and inserting in lieu thereof the following:*

16 (B) In the event a local governing body which has entered into a rapid transit contract
17 as authorized by subparagraph (A) of this paragraph thereafter determines that any
18 extension of or addition to the Authority's existing rail rapid transit system should be
19 constructed and operated within the territory of such local government, a separate rapid
20 transit contract shall be required to provide for the local government's proper share of
21 financing any such contemplated rapid transit project, and no retail sales and use tax
22 authorized under subsection (a) of this Section may be levied to fulfill the obligations
23 under that separate contract except at the rate of one (1%) percent or one and one-half
24 (1.5%) percent. A separate rapid transit contract required by this subparagraph shall
25 not be subject to the limitations of divisions (i) through (iv) of subparagraph (A) of this
26 paragraph but shall be subject to the limitations regarding the use of the tax proceeds
27 for the operating costs of the system under subsection (i) of this Section.

28 (C) A tax levied under this paragraph shall be added to the State Sales and Use Tax
29 imposed by Article 1 of Chapter 8 of Title 48 of the O.C.G.A., and the State Revenue
30 Commissioner is authorized and directed to establish a bracket system by appropriate
31 rules and regulations to collect the tax imposed under this paragraph in the areas
32 affected. Nothing in this paragraph shall be construed to require that any tax levied at
33 a rate specified by this paragraph be reduced as provided for the one (1%) percent or
34 one and one-half (1.5%) percent tax levied pursuant to paragraph (1) of this subsection.

35 (D) No contract shall be entered into by a local government pursuant to this paragraph
36 unless and until the same has been approved in a referendum held in the political
37 subdivision, which referendum shall be held in conjunction with and at the same time
38 as a state-wide general election and which was called not less than 120 days prior to
39 such referendum election.

40 (3) On and after July 1, 2015, a local governing body which is a party to the Rapid
41 Transit Contract and Assistance Agreement specified in subsection (k) of this section may
42 by resolution, subject to approval by referendum in the jurisdiction of such governing
43 body and concurrence by the Authority, levy the tax provided for by this section at the
44 rate of one and one-half (1.5%) percent, notwithstanding the provisions of paragraph (1)
45 of this subsection, but reduced after June 30, 2057, as provided therein. If all local
46 governing bodies which are from time to time party to such Rapid Transit Contract and
47 Assistance Agreement levy said tax at said rate, the use of the proceeds of such tax shall
48 be as provided for by subsection (i) of this section; provided, however, that the
49 incremental proceeds derived from the additional one-half (.5%) percent provided for by
50 this paragraph shall be first utilized for capital and operations costs incurred in the
51 expansion of facilities of the rapid transit system and, upon the conclusion of such
52 expansion, thereafter as provided for by subsection (i) of this section. If fewer than all
53 local governing bodies which are from time to time party to such Rapid Transit Contract
54 and Assistance Agreement levy said tax at said rate, the incremental proceeds derived
55 from the additional one-half (.5%) percent provided for by this paragraph shall be first
56 utilized for capital and operations costs incurred in the expansion of facilities of the rapid
57 transit system within and among the jurisdictions of the local governing bodies levying
58 said tax at said rate and, upon the conclusion of such expansion, thereafter as provided
59 for by subsection (i) of this section, but notwithstanding any other provision of said
60 subsection, shall be utilized within and among the jurisdictions of the local governing
61 bodies levying said tax at said rate."