

Senate Bill 237

By: Senators Seay of the 34th and Davenport of the 44th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 70 of Title 36 of the Official Code of Georgia Annotated,
2 relating to service delivery, so as to provide that counties that own property located within
3 another county and certain municipalities that own property located within a county the
4 municipality is not located in shall enter into service delivery strategy agreements with the
5 county where such property is located; to provide deadlines for such agreements; to provide
6 for notice regarding initiating such agreements; to provide for how such agreements are
7 approved; to provide an effective date; to provide for related matters; to repeal conflicting
8 laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 Article 2 of Chapter 70 of Title 36 of the Official Code of Georgia Annotated, relating to
12 service delivery, is amended by revising Code Section 36-70-21, relating to deadline date for
13 implementation agreement, as follows:

14 "36-70-21.

15 (a) Each county and municipality shall execute an agreement for the implementation of a
16 local government service delivery strategy as set forth in this article by July 1, 1999.

17 (b) Each county that owns property located within the geographic area of another county
18 and each municipality that owns property located within the geographic boundaries of a
19 county in which the municipality is not located and such property is exempt from ad
20 valorem taxes by the county in which it is located shall enter into a service delivery
21 strategy agreement and shall execute such agreement by July 1, 2020."

22 style="text-align:center">**SECTION 2.**

23 Said article is further amended by revising Code Section 36-70-22, relating to date for
24 process initiation, as follows:

25 "36-70-22.

26 (a) Each county shall initiate the process for developing a local government service
 27 delivery strategy after July 1, 1997, but no later than January 1, 1998. Initiation of the
 28 strategy shall be accomplished by the provision of a written notice from the county to the
 29 governing bodies of all municipalities located wholly or partially within the county or
 30 providing services within the county and to other counties providing services within the
 31 county. Such notice shall state the date, time, and place for a joint meeting at which
 32 designated representatives of all local governing bodies shall assemble for the purpose of
 33 commencing deliberations on the service delivery strategy. The notice shall be sent not
 34 more than 45 and not less than 15 days prior to the meeting date. In the event the county
 35 governing authority fails to initiate the process by January 1, 1998, any municipality within
 36 the county may do so by sending a written notice, containing the required information, to
 37 the county and all other municipalities.

38 (b) Each county and municipality identified in subsection (b) of Code Section 36-70-21
 39 shall initiate the process for developing a local government service delivery strategy after
 40 July 1, 2019, but no later than November 1, 2019. Initiation of the strategy shall be
 41 accomplished by the provision of a written notice from the county in which the property
 42 is located to the governing bodies of any county or municipality which owns the property.
 43 Such notice shall be provided pursuant to the notice procedures set forth in subsection (a)
 44 of this Code section. In the event the county governing authority fails to initiate the
 45 process by November 1, 2019, any municipality that owns property located within the
 46 geographic area of the county and such property is exempt from ad valorem tax within the
 47 geographic area of the county may do so by sending a written notice, containing the
 48 required information, to the county."

49 **SECTION 3.**

50 Said article is further amended in subsection (b) of Code Section 36-70-25, relating to
 51 approval and extension of deadline date, by deleting "and" at the end of paragraph (3),
 52 substituting a period for "; and" at the end of paragraph (4), and adding a new paragraph to
 53 read as follows:

54 "(5) By any municipality that owns property located within the geographic area of the
 55 county and such property is exempt from ad valorem taxes within the geographic area of
 56 the county."

57 **SECTION 4.**

58 This Act shall become effective upon its approval by the Governor or upon its becoming law
 59 without such approval.

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SECTION 5.

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