

House Bill 837

By: Representatives Martin of the 49th, Jones of the 47th, Jones of the 25th, Silcox of the 52nd,
and Stephens of the 164th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 62 of Title 36 of the Official Code of Georgia Annotated, relating to
2 development authorities, so as to provide that county development authorities for counties
3 in which at least 95 percent of the land area is incorporated into one or more municipalities
4 shall not acquire title to property, undertake projects, or grant tax abatements without the
5 approval of any board of education or municipality in which such property, project, or
6 abatement is located; to provide exceptions; to provide for an effective date; to provide for
7 related matters; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 62 of Title 36 of the Official Code of Georgia Annotated, relating to development
11 authorities, is amended by adding a new Code section to read as follows:

12 "36-62-6.2.

13 (a) The development authority of a county in which at least 95 percent of the land area of
14 the county is incorporated into one or more municipalities shall not purchase or accept title
15 to any real or personal property, undertake any projects, or grant any tax abatements
16 without obtaining approval of the acquisition, project, or abatement from:

17 (1) The board of education of any county or independent school system in which any
18 portion of the property, project, or abatement is or will be located; and

19 (2) The governing authority of any municipality in which any portion of the property,
20 project, or abatement is or will be located.

21 (b) This Code section shall not apply to any development authority operating within a
22 county with a consolidated or unified government.

23 (c) The provisions of this Code section shall not apply to any agreement entered into by
24 a development authority prior to July 1, 2020, nor shall the transfer of any property
25 pursuant to any such agreement be affected by this Code section."

26 **SECTION 2.**

27 This Act shall become effective on July 1, 2020.

28 **SECTION 3.**

29 All laws and parts of laws in conflict with this Act are repealed.