

Senate Bill 438

By: Senator Tillery of the 19th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To provide for a nonbinding advisory referendum for the purpose of ascertaining whether the
2 electors of Appling County desire to reduce the size of the board of commissioners by
3 eliminating the position of the at-large commission chairperson; to provide for legislative
4 purposes and findings; to provide for procedures and requirements relating thereto; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 (a) It is the purpose of this Act to provide for a nonbinding advisory referendum for the
9 purpose of ascertaining whether the electors of Appling County desire to reduce the size
10 of the board of commissioners by eliminating the position of the at-large commission
11 chairperson.

12 (b) It is found, determined, and declared that the holding of the nonbinding advisory
13 referendum provided for in this Act is:

14 (1) In all respects for the benefit of the people of Appling County;

15 (2) A public purpose; and

16 (3) An essential governmental function for which public funds may be expended.

17 **SECTION 2.**

18 The election superintendent of Appling County shall call and conduct a nonbinding advisory
19 referendum election as provided in this section for the purpose of submitting a question to
20 the electors of Appling County to determine whether a majority of said electors desire to
21 reduce the size of the board of commissioners by eliminating the position of the at-large
22 county commission chairperson. The nonbinding advisory referendum election shall be held
23 on the Tuesday after the first Monday in November, 2020, and the election superintendent
24 shall issue the call and conduct that election as provided by general law. The election
25 superintendent shall cause the date and purpose of the election to be published once a week

26 for two weeks immediately preceding the date thereof in the manner required by law. The
27 ballot shall have written or printed thereon the words:

28 "NONBINDING ADVISORY REFERENDUM

29 () YES Shall the size of the Appling County Board of Commissioners be reduced by

30 () NO eliminating the position of the at-large commission chairperson?"

31 All persons desiring to vote for approval of the question shall vote "Yes," and all persons
32 desiring to vote for rejection of the question shall vote "No." The expense of such election
33 shall be borne by Appling County. It shall be the election superintendent's duty to certify the
34 result thereof to the Secretary of State.

35 **SECTION 3.**

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