

The Senate Committee on Government Oversight offered the following substitute to HR 130:

A RESOLUTION

1 Ratifying the action of the Board of Community Affairs approving of the transfer of Forsyth
2 County from the Georgia Mountains Regional Commission to the Atlanta Regional
3 Commission.

4 WHEREAS, Code Section 50-8-82 of the O.C.G.A. provides for the creation of metropolitan
5 area planning and development commissions (MAPDCs) in certain areas of this state, and
6 the Atlanta Regional Commission (ARC) is one such MAPDC; and

7 WHEREAS, Code Section 50-8-83 of the O.C.G.A. provides that a MAPDC shall be, for its
8 area, a regional commission as defined in and with all the powers, duties, and obligations of
9 a regional commission as set forth in Article 2 of Chapter 8 of Title 50 of the O.C.G.A.; and

10 WHEREAS, subsection (f) of Code Section 50-8-4 of the O.C.G.A. authorizes the Board of
11 Community Affairs to determine and establish, from time to time, the territorial boundaries
12 for the region of operation by each regional development center and, further, provides that
13 any action of the board changing the boundaries of a regional development center shall not
14 become effective until ratified by a joint resolution of the General Assembly; and

15 WHEREAS, subsection (d) of Code Section 50-8-93 requires that MAPDCs meet federal
16 comprehensive transportation planning laws, including, but not limited to 23 U.S.C.A.
17 Sections 101 and 134, that require certain land areas to be placed into Metropolitan Planning
18 Organizations (MPOs), all of which are conditions precedent to the receipt of federal funding
19 for transportation purposes; and

20 WHEREAS, the Board of Community Affairs on November 18, 2020, adopted a resolution
21 approving the transfer of Forsyth County from the Georgia Mountains Regional Commission
22 to the Atlanta Regional Commission, pending ratification by the General Assembly; and

23 WHEREAS, the request for legislative ratification of said incorporation has been submitted
24 to the General Assembly in accordance with subsection (f) of Code Section 50-8-4 of the
25 O.C.G.A., and it is the desire of the General Assembly to ratify and approve such
26 incorporation.

27 NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF
28 GEORGIA that the Board of Community Affairs' action to transfer Forsyth County from the
29 Georgia Mountains Regional Commission to the Atlanta Regional Commission, adopted by
30 said board on November 18, 2020, is hereby ratified and approved, with an effective date of
31 July 1, 2021.

32 BE IT FURTHER RESOLVED that the Department of Community Affairs is authorized to
33 undertake and carry out all activities necessary to implement this change.

34 BE IT FURTHER RESOLVED that this resolution shall become effective upon its approval
35 by the Governor or upon its becoming law without such approval.

36 BE IT FURTHER RESOLVED that the requisite redistricting of the districts represented by
37 the 15 members at large established in subsection (c) of Code Section 50-8-84 of the
38 O.C.G.A. as a result of this transfer be extended to a period of 90 days following the release
39 of the 2020 United States decennial census, referenced in subsection (c) of Code
40 Section 50-8-84 of the O.C.G.A.

41 BE IT FURTHER RESOLVED that the redistricting of the districts represented by the 15
42 members at large established in subsection (c) of Code Section 50-8-84 of the O.C.G.A. in
43 response to the transfer be completed in conjunction with the redistricting required in
44 subsection (c) of Code Section 50-8-84 of the O.C.G.A. following the release of the 2020
45 United States decennial census.