

House Bill 907 (COMMITTEE SUBSTITUTE)

By: Representatives Smith of the 18th, Leverett of the 33rd, and Collins of the 68th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 21-2-540 of the Official Code of Georgia Annotated, relating to
2 conduct of special primaries and special elections generally, so as to revise provisions
3 relating to dates for special elections to present a question related to sales and use taxes for
4 transportation, mass transportation, or transit special districts to the voters in even-numbered
5 years; to provide an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 21-2-540 of the Official Code of Georgia Annotated, relating to conduct of
9 special primaries and special elections generally, is amended by revising paragraph (2) of
10 subsection (c) as follows:

11 "(2) Notwithstanding any other provision of law to the contrary, a special election to
12 present a question to the voters shall be held only on one of the following dates which is
13 at least 29 days after the date of the call for the special election:

14 (A) In odd-numbered years, any such special election shall only be held on the third
15 Tuesday in March or on the Tuesday after the first Monday in November; and

16 (B) In even-numbered years, any such special election shall only be held on:

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- 17 (i) ~~The date of and in conjunction with the presidential preference primary if one is~~
18 ~~held that year~~ third Tuesday in March; provided, however, that in the event that a
19 special election is to be held under this provision in a year in which a presidential
20 preference primary is to be held, then any such special election shall be held on the
21 date of and in conjunction with the presidential preference primary, and further
22 provided that such special election shall occur prior to July 1, 2024, and present a
23 question to the voters on sales and use taxes authorized by Articles 5, 5A, and 5B of
24 Chapter 8 of Title 48;"
25 (ii) The date of the general primary; or
26 (iii) The Tuesday after the first Monday in November."

27 **SECTION 2.**

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

30 **SECTION 3.**

31 All laws and parts of laws in conflict with this Act are repealed.