

House Bill 907 (AS PASSED HOUSE AND SENATE)

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; to provide for a
5 sunset provision; to provide an effective date; to repeal conflicting laws; and for other
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

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

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

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

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

25 **SECTION 2.**

26 This Act shall become effective upon its approval by the Governor or upon its becoming law

27 without such approval.

28 **SECTION 3.**

29 All laws and parts of laws in conflict with this Act are repealed.