

Senate Bill 469

By: Senators Still of the 48th and Dolezal of the 27th

**AS PASSED**

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act creating a board of commissioners of Forsyth County, approved  
2 June 30, 1964 (Ga. L. 1964 Ex. Sess., p. 2225), as amended, so as to provide for term limits;  
3 to provide for a referendum, effective dates, automatic repeal, mandatory execution of  
4 election, and judicial remedies regarding failure to comply; to provide for related matters;  
5 to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act creating a board of commissioners of Forsyth County, approved June 30, 1964  
9 (Ga. L. 1964 Ex. Sess., p. 2225), as amended, particularly by an Act approved  
10 February 17, 2022 (Ga. L. 2022, p. 4666), is amended by adding a new section to read as  
11 follows:

12 "SECTION 2.1.

13 No person elected to the board of commissioners after January 1, 2027, who has been  
14 elected to and served two full terms of office as a commissioner shall be eligible for  
15 election to a successive term of office as a commissioner until after the expiration of four

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16 years from the conclusion of his or her last term as a member of the board of  
17 commissioners. Any terms served, fully or in part, prior to the effective date of this section  
18 shall apply to the term limit provided for in this section."

19

## SECTION 2.

20 The election superintendent of Forsyth County shall call and conduct an election as provided  
21 in this section for the purpose of submitting this Act to the electors of Forsyth County for  
22 approval or rejection. The election superintendent shall conduct that election on Tuesday  
23 following the first Monday in November, 2026 and shall issue the call and conduct that  
24 election as provided by general law. The election superintendent shall cause the date and  
25 purpose of the election to be published once a week for two weeks immediately preceding  
26 the date thereof in the official organ of Forsyth County. The ballot shall have written or  
27 printed thereon the words:

28 "( ) YES Shall the Act be approved which provides a term limit of two consecutive  
29 ( ) NO terms upon the members of the Forsyth County Board of Commissioners?"

30 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring  
31 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on  
32 such question are for approval of the Act, Section 1 of this Act shall become of full force and  
33 effect on January 1, 2027. If the Act is not so approved or if the election is not conducted  
34 as provided in this section, Section 1 of this Act shall not become effective, and this Act shall  
35 be automatically repealed on the 365th calendar day following the election date provided for  
36 in this section. The expense of such election shall be borne by Forsyth County. It shall be  
37 the election superintendent's duty to certify the result thereof to the Secretary of State. The  
38 provisions of this section shall be mandatory upon the election superintendent and are not  
39 intended as directory. If the election superintendent fails or refuses to comply with this  
40 section, any elector of Forsyth County may apply for a writ of mandamus to compel the  
41 election superintendent to perform his or her duties under this section. If the court finds that

42 the election superintendent has not complied with this section, the court shall fashion  
43 appropriate relief requiring the election superintendent to call and conduct such election on  
44 the date required by this section or on the next date authorized for special elections provided  
45 for in Code Section 21-2-540 of the O.C.G.A.

46 **SECTION 3.**

47 Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon  
48 its approval by the Governor or upon its becoming law without such approval.

49 **SECTION 4.**

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