

House Bill 764 (AS PASSED HOUSE AND SENATE)

By: Representatives Hill of the 3rd, Tarvin of the 2nd, and Cameron of the 1st

A BILL TO BE ENTITLED

AN ACT

1 To authorize the City of Fort Oglethorpe to exercise all redevelopment and other powers
2 under Article IX, Section II, Paragraph VII(b) of the Georgia Constitution and Chapter 44
3 of Title 36 of the O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for
4 a referendum; to provide for effective dates; to provide for automatic repeal under certain
5 circumstances; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 The City of Fort Oglethorpe shall be and is authorized to exercise all redevelopment and
9 other powers under Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers
10 Law," as amended. The intention of this Act is to authorize the City of Fort Oglethorpe to
11 undertake and carry out community redevelopment, to create tax allocation districts, to issue
12 tax allocation bonds, to incur other obligations within the meaning of and as fully permitted
13 under the provisions of Article IX, Section II, Paragraph VII(b) of the Georgia Constitution,
14 as amended, to authorize the City of Fort Oglethorpe to exercise redevelopment powers as
15 fully as the "Redevelopment Powers Law" may now or hereafter permit, and not to limit any
16 redevelopment powers permitted under the "Redevelopment Powers Law."

H. B. 764

17

SECTION 2.

18 The municipal election superintendent of the City of Fort Oglethorpe shall call and conduct
19 an election, as provided in this section, for the purpose of submitting this Act to the electors
20 of the City of Fort Oglethorpe for approval or rejection. The municipal election
21 superintendent shall conduct that election on the Tuesday next following the first Monday
22 in November, 2021, and shall issue the call and conduct that election as provided by general
23 law. The election superintendent shall cause the date and purpose of the election to be
24 published once a week for two weeks immediately preceding the date thereof in the official
25 organ of Catoosa County. The ballot shall have written or printed thereon the words:

26 "() YES Shall the Act be approved which authorizes the City of Fort Oglethorpe to
27 () NO exercise all redevelopment powers allowed under the 'Redevelopment
28 Powers Law,' as it may be amended from time to time?"

29 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring
30 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on
31 such question are for approval of the Act, then Section 1 of this Act shall become of full
32 force and effect immediately. If this Act is not so approved or if the election is not
33 conducted as provided in this section, Section 1 of this Act shall not become effective and
34 this Act shall be automatically repealed on the first day of January immediately following
35 such election date. The expense of such election shall be borne by the City of Fort
36 Oglethorpe. It shall be the election superintendent's duty to certify the result thereof to the
37 Secretary of State.

38

SECTION 3.

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

41

SECTION 4.

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