

House Bill 440

By: Representatives Holly of the 111<sup>th</sup>, Lewis-Ward of the 109<sup>th</sup>, Wilkerson of the 38<sup>th</sup>, and Douglas of the 78<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to  
2 incorporation of municipal corporations, so as to provide that a bill to incorporate a new  
3 municipality cannot contain any territory that is a part of an existing municipality; to provide  
4 for related matters; to provide for an effective date; to repeal conflicting laws; and for other  
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 31 of Title 36 of the Official Code of Georgia Annotated, relating to incorporation  
9 of municipal corporations, is amended by revising Code Section 36-31-6, which was  
10 previously reserved, as follows:

11 "36-31-6.

12 ~~Reserved~~ A bill to incorporate a new municipality shall not contain any territory that is a  
13 part of the territory of an existing municipality."

14 **SECTION 2.**

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

17 **SECTION 3.**

18 All laws and parts of laws in conflict with this Act are repealed.