

House Bill 908

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 to the voters in even-numbered
4 years; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

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

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

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

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

- 16 (i) ~~The date of and in conjunction with the presidential preference primary if one is~~
17 ~~held that year~~ third Tuesday in March; provided, however, that in the event that a
18 special election is to be held under this provision in a year in which a presidential
19 preference primary is to be held, then any such special election shall be held on the
20 date of and in conjunction with the presidential preference primary;
21 (ii) The date of the general primary; or
22 (iii) The Tuesday after the first Monday in November."

23 **SECTION 2.**

24 All laws and parts of laws in conflict with this Act are repealed.