

Senate Bill 144

By: Senators Tippins of the 37th, Gooch of the 51st, Cowsert of the 46th, Miller of the 49th,
Summers of the 13th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 1 of Article 1 of Chapter 3 of Title 8 of the Official Code of Georgia
2 Annotated, relating to general provisions for housing authorities, so as to limit the ability of
3 city housing authorities to operate outside municipal boundaries without authorization; to
4 revise a definition; to provide for related matters; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

8 Part 1 of Article 1 of Chapter 3 of Title 8 of the Official Code of Georgia Annotated, relating
9 to general provisions for housing authorities, is amended in Code Section 8-3-3, relating to
10 definitions, by revising paragraph (1) as follows:

11 "(1) 'Area of operation,' in the case of a housing authority of a city, means such city and
12 ~~the area within ten miles of the territorial boundaries thereof but does not mean~~ any area
13 which lies within the territorial boundaries of any other city unless, provided that a
14 resolution shall have been adopted by the governing body of such other city declaring that
15 there is a need for the city housing authority to exercise its powers within the territorial
16 boundaries of said other city. No city, county, regional, or consolidated authority shall

17 operate in any area in which an authority already established is operating without the
18 consent by resolution of the authority already operating therein."

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SECTION 2.

20 Said part is further amended in Code Section 8-3-14, relating to consolidated housing
21 authorities for two or more municipalities, by revising subsection (c) as follows:

22 "(c) The creation of a consolidated housing authority and the finding of need therefor shall
23 be subject to the same provisions and limitations as are applicable to the creation of a
24 regional housing authority; and all of the provisions of this article applicable to regional
25 housing authorities and the commissioners thereof shall be applicable to consolidated
26 housing authorities and the commissioners thereof; provided, however, that
27 Code Section 8-3-107 shall not be applicable to the consolidation of housing authorities
28 into a designated existing housing authority; and provided, further, that the area of
29 operation of a consolidated housing authority shall include all of the territory within the
30 boundaries of each municipality joining in the creation of such authority ~~together with the~~
31 ~~territory within ten miles of the boundaries of each such municipality~~; and provided,
32 further, that for all such purposes, the term 'county' shall be construed as meaning
33 'municipality,' the term 'governing body' in Code Section 8-3-106 shall be construed as
34 meaning 'mayor or other executive head of the municipality,' and the terms 'county housing
35 authority' and 'regional housing authority' shall be construed as meaning 'housing authority
36 of the city' and 'consolidated housing authority,' respectively."

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SECTION 3.

38 Said part is further amended in Code Section 8-3-15, relating to extraterritorial operation of
39 city housing authorities, by adding a new subsection to read as follows:

40 "(f) Any city housing authority operating housing projects that are outside such city and
41 within ten miles of the boundaries of such city on July 1, 2021, shall be entitled to continue

42 to operate such extraterritorial housing projects; provided, however, that no new housing
43 projects outside such city shall be authorized without the governing body of the county or
44 municipality where such housing project will be located consenting to the expansion of the
45 housing authority's area of operation into such county or other municipality."

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SECTION 4.

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