

House Bill 116 (COMMITTEE SUBSTITUTE)

By: Representative Howard of the 118th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 45-10-70 of the Official Code of Georgia Annotated, relating to
2 holding office in political subdivision, political party, or political organization by nonelective
3 state officers or employees, so as to provide that nonelective state officers and employees
4 may use annual and personal leave to fulfill the duties or functions of such elective or
5 appointive offices that occur during the officer's or employee's work hours; to provide an
6 effective date; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 45-10-70 of the Official Code of Georgia Annotated, relating to holding office
10 in political subdivision, political party, or political organization by nonelective state officers
11 or employees, is amended by striking the Code section in its entirety and inserting in lieu
12 thereof a new Code section to read as follows:

13 "45-10-70.

14 No rules or regulations of any state agency, department, or authority shall prohibit
15 nonelective officers or employees of this state from offering for or holding any elective or
16 appointive office of a political subdivision of this state or any elective or appointive office
17 of a political party or political organization of this state, provided that the office is not full
18 time and does not conflict with the performance of the official duties of the person as a
19 state employee. Such nonelective officers and employees are authorized to use annual and
20 personal leave for the purpose of fulfilling any official duties or functions of such elective
21 or appointive offices that arise during the officer's or employee's work hours. The agency,
22 department, or authority employing such nonelective officer or employee may require
23 written certification from the officer or employee that the leave time was used for the
24 purpose of fulfilling the official duties or functions of such elective or appointive offices."

1 **SECTION 2.**

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

4 **SECTION 3.**

5 All laws and parts of laws in conflict with this Act are repealed.