

House Bill 1348

By: Representatives Burkhalter of the 41st, Campbell of the 42nd and Wilkinson of the 43rd

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act providing for the establishment of a county-wide library system in Fulton
2 County, approved April 12, 1982 (Ga. L. 1982, p. 4174), as amended, particularly by an Act
3 approved April 5, 1995 (Ga. L. 1995, p. 4084), an Act approved April 1, 1996 (Ga. L. 1996,
4 p. 3859), and an Act approved April 4, 1997 (Ga. L. 1997, p. 3635), so as to change the
5 membership and number of members of the library board of trustees; to provide for vacancies
6 and related matters; to provide an effective date; to repeal conflicting laws; and for other
7 purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act providing for the establishment of a county-wide library system in Fulton County,
11 approved April 12, 1982 (Ga. L. 1982, p. 4174), as amended, particularly by an Act approved
12 April 5, 1995 (Ga. L. 1995, p. 4084), an Act approved April 1, 1996 (Ga. L. 1996, p. 3859),
13 and an Act approved April 4, 1997 (Ga. L. 1997, p. 3635), is amended by striking Section
14 4 and inserting in lieu thereof a new Section 4 to read as follows:

15 "SECTION 4.

16 (a) Responsibility for constructing, operating, and maintaining all library facilities and
17 services within the above-mentioned portions of Fulton County shall hereinafter be vested
18 in the county-wide library system which shall be administered by the library board of
19 trustees. The terms of office of each member of the library board of trustees serving as
20 such trustee on December 30, 2002, shall expire upon January 1, 2003. On and after
21 January 1, 2003, the library board of trustees shall consist of seven members, with one
22 member appointed by each member of the Board of Commissioners of Fulton County.
23 Each member of the board of trustees appointed by a member of the Board of
24 Commissioners of Fulton County shall reside within the same commissioner district as the
25 appointing member of such board of commissioners and shall continue to reside in such

1 district during the term of office of such member of the board of trustees or that office shall
2 become vacant. No person may be appointed or serve as a member of the library board of
3 trustees who holds any elective office.

4 (b) The members of the board of trustees first appointed pursuant to subsection (a) of this
5 section shall be appointed by the members of the Board of Commissioners of Fulton
6 County who are elected to such board of commissioners at the general election in 2002, and
7 those members of the board of trustees so appointed shall take office the first day of
8 January immediately following that election and serve at the pleasure of the commissioner
9 that appointed such trustee; provided, however, that the office of each trustee shall become
10 vacant at the end of the term of office of the commissioner that appointed such trustee and
11 upon such commissioner leaving office as a member of the Board of Commissioners of
12 Fulton County for any reason including, but not limited to, expiration of term of office,
13 death, and resignation.

14 (c) Vacancies on the library board of trustees shall be filled in the same manner as the
15 initial appointments and persons appointed to fill such vacancies shall serve at the pleasure
16 of the appointing commissioner.

17 (d) Members of the library board of trustees shall be removed for failure to attend three
18 consecutive meetings pursuant to the bylaws of the library board of trustees.

19 (e) Members of the library board of trustees may receive a per diem allowance for each
20 meeting of the board of trustees which they attend. Such allowance shall be in such
21 amount as may be fixed from time to time by the Board of Commissioners of Fulton
22 County."

23 **SECTION 2.**

24 This Act shall become effective on January 1, 2003.

25 **SECTION 3.**

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