

House Bill 1417

By: Representatives Walker of the 141st, Holmes of the 53rd and Hudson of the 120th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 20 of Title 45 of the Official Code of Georgia Annotated,
2 relating to state personnel administration, so as to redefine the terms "department" and
3 "agency" as used in such article and thereby change the applicability of said article; to amend
4 Code Section 50-25-5.1 of the Official Code of Georgia Annotated, relating to the chief
5 information officer of the Georgia Technology Authority, so as to change provisions relating
6 to membership of certain authority personnel in the unclassified service of the merit system;
7 to provide for related matters; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Article 1 of Chapter 20 of Title 45 of the Official Code of Georgia Annotated, relating to state
11 personnel administration, is amended by striking paragraph (7) of Code Section 45-20-2,
12 relating to definitions, and inserting in its place a new paragraph to read as follows:

13 "(7) 'Department' and 'agency' are synonymous and mean all separate and distinct
14 divisions and subdivisions of state government whose heads are legally authorized to
15 appoint employees to positions; ~~but these terms shall not include authorities and public~~
16 ~~corporations.~~ 'Department' and 'agency' shall include an agency assigned to a department
17 for administrative purposes and shall also include local departments of public health,
18 county departments of family and children services, community service boards, and units
19 of the Department of Defense with local employees."

20 **SECTION 2.**

21 Code Section 50-25-5.1 of the Official Code of Georgia Annotated, relating to the chief
22 information officer of the Georgia Technology Authority, is amended by striking paragraph
23 (6) of subsection (b) and inserting in its place a new paragraph to read as follows:

24 "(6) To hire officers, agents, and employees, prescribe their duties and qualifications, and
25 perform such other duties as may be prescribed by the authority. Such officers, agents, and

1 employees shall serve at the pleasure of the executive director. The executive director and
2 other employees of the authority shall be considered state employees in the unclassified
3 service of the State Merit System of Personnel Administration ~~for the purposes of benefits~~
4 ~~administered by the merit system and for retirement purposes~~. Any officer or employee of
5 the authority who is already a member of the Employees' Retirement System of Georgia
6 by virtue of services with another employer shall be entitled to credit for his or her services
7 and shall not suffer any loss of such credit to which he or she is otherwise entitled. There
8 shall be paid from the funds appropriated or otherwise available for the operation of the
9 Georgia Technology Authority all employer's contributions required under this chapter;"

10 **SECTION 3.**

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