

_____ offers the following
 substitute to HB 302:

A BILL TO BE ENTITLED
 AN ACT

1 To amend Title 15 of the Official Code of Georgia Annotated, relating to courts; to amend
 2 Title 21 of the Official Code of Georgia Annotated, relating to elections; to amend Article
 3 1 of Chapter 16 of Title 45 of the Official Code of Georgia Annotated, relating to general
 4 provisions relative to coroners; to amend Article 3 of Chapter 5 of Title 48 of the Official
 5 Code of Georgia Annotated, relating to county tax officials and administration, so as to
 6 change the provisions relating to the compensation of sheriffs, clerks of the superior courts,
 7 judges of the probate courts, tax collectors and tax commissioners, chief deputy tax
 8 commissioners, chief magistrates, magistrates, clerks of superior or state courts serving as
 9 clerks of magistrate courts, magistrates or chief magistrates serving as clerks of the
 10 magistrate court, registrars and deputy registrars, and coroners of certain counties; to amend
 11 Code Section 1-3-1 of the Official Code of Georgia Annotated, relating to construction of
 12 statutes generally, so as to revise certain provisions regarding the effective date of a census
 13 for certain purposes; to correct certain cross-references; to provide for other matters relative
 14 to the foregoing; to repeal conflicting laws; and for other purposes.

15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

16 Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by striking
 17 Code Section 15-6-88, relating to minimum salaries for clerks of the superior courts, and
 18 inserting in its place the following:

19 "15-6-88.

20 (a) Any other provision of law to the contrary notwithstanding, the minimum annual salary
 21 of each clerk of the superior court in each county of this state shall be fixed according to
 22 the population of the county in which he or she serves, as determined by the United States
 23 decennial census of 1990 or any future such census. Except as otherwise provided in
 24 subsection (b) of this Code section, each such clerk shall receive an annual salary, payable
 25

1 in equal monthly installments from the funds of the county, of not less than the amount
 2 fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
0 — 5,999	\$ 21,780.00 <u>26,433.73</u>
6,000 — 11,889	29,910.00 <u>36,300.86</u>
11,890 — 19,999	33,882.00 <u>41,121.55</u>
20,000 — 28,999	36,301.00 <u>44,057.42</u>
29,000 — 38,999	38,720.00 <u>46,993.29</u>
39,000 — 49,999	41,142.00 <u>49,932.80</u>
50,000 — 74,999	43,563.00 <u>52,871.09</u>
75,000 — 99,999	44,772.00 <u>54,338.42</u>
100,000 — 149,999	45,982.00 <u>55,806.96</u>
150,000 — 199,999	47,192.00 <u>57,275.49</u>
200,000 — 249,999	48,402.00 <u>58,744.04</u>
250,000 — 299,999	66,936.00 <u>81,238.19</u>
300,000 — 399,999	73,890.00 <u>89,678.05</u>
400,000 — 499,999	76,890.00 <u>93,319.06</u>
500,000 or more	79,890.00 <u>96,960.07</u>

19 (b) On and after July 1, ~~1998~~ 2001, whenever the employees in the classified service of
 20 the state merit system receive a cost-of-living increase or general performance based
 21 increase of a certain percentage or a certain amount, the amounts fixed in the minimum
 22 salary schedule in subsection (a) of this Code section, in Code Section 15-6-89, and in
 23 subsection (b) of Code Section 15-10-105, or the amounts derived by increasing each of
 24 said amounts through the application of longevity increases pursuant to subsection (a) of
 25 Code Section 15-6-90, where applicable shall be increased by the same percentage or same
 26 amount applicable to such state employees. If the cost-of-living increase or general
 27 performance based increase received by state employees is in different percentages or
 28 different amounts as to certain categories of employees, the amounts fixed in the minimum
 29 salary schedule in subsection (a) of this Code section, in Code Section 15-6-89, and in
 30 subsection (b) of Code Section 15-10-105, or the amounts derived through the application
 31 of longevity increases, shall be increased by a percentage or an amount not to exceed the
 32 average percentage or average amount of the general increase in salary granted to the state
 33 employees. The Office of Planning and Budget shall calculate the average percentage
 34 increase or average amount increase when necessary. The periodic changes in the amounts
 35 fixed in the minimum salary schedule in subsection (a) of this Code section, in Code
 36 Section 15-6-89, in subsection (b) of Code Section 15-10-105, or the amounts derived

1 through the application of longevity increases, as authorized by this subsection shall
 2 become effective on the first day of January following the date that the cost-of-living
 3 increases or general performance based increases received by state employees become
 4 effective; provided, however, that if the cost-of-living increases received by state
 5 employees become effective on January 1, such periodic changes in the amounts fixed in
 6 the minimum salary schedule in subsection (a) of this Code section, in Code Section
 7 15-6-89, and in subsection (b) of Code Section 15-10-105, or the amounts derived by
 8 increasing each of said amounts through the application of longevity increases pursuant to
 9 subsection (a) of Code Section 15-6-90, shall become effective on the same date that the
 10 cost-of-living increases or general performance based increases received by state
 11 employees become effective.

12 (c) This Code section shall not be construed to reduce the salary of any clerk of the
 13 superior court in office on July 1, 1991; provided, however, that successors to such clerks
 14 in office on July 1, 1991, shall be governed by the provisions of subsections (a) and (b) of
 15 this Code section.

16 (d) The county governing authority may supplement the minimum annual salary of the
 17 clerk of the superior court in such amount as it may fix from time to time; but no clerk's
 18 compensation supplement shall be decreased during any term of office. Any prior
 19 expenditure of county funds to supplement the clerk's salary in the manner authorized by
 20 this subsection is ratified and confirmed. Nothing contained in this subsection shall
 21 prohibit the General Assembly by local law from supplementing the annual salary of the
 22 clerk."

23 **SECTION 2.**

24 Said title is further amended by adding a new Code section immediately following Code
 25 Section 15-6-88.1, to be designated Code Section 15-6-88.2, to read as follows:

26 "15-6-88.2.

27 In addition to any salary, fees, or expenses now or hereafter provided by law, the governing
 28 authority of each county is authorized to provide as contingent expenses for the operation
 29 of the office of clerk of the superior court, and payable from county funds, a monthly
 30 expense allowance of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00

1	250,000 — 499,999	400.00
2	500,000 or more	500.00"

SECTION 3.

Said title is further amended by striking Code Section 15-6-89, relating to additional remuneration for clerks of the superior courts for certain services, and inserting in its place the following:

"15-6-89.

In addition to the minimum salary provided in Code Section 15-6-88 or any other salary provided by any applicable general or local law, each clerk of the superior court of any county who also serves as clerk of a state court, city court, juvenile court, or civil court under any applicable general or local law of this state shall receive for his or her services in such other court a salary of not less than ~~\$236.25~~ \$286.73 per month, to be paid from the funds of the county. In the event any such court for which a clerk of the superior court is serving as clerk is abolished, the clerk of the superior court shall not be entitled to any salary heretofore received for service in such court."

SECTION 4.

Said title is further amended by striking subsection (a) of Code Section 15-9-63, relating to the schedule of minimum salaries of judges of the probate courts, and inserting in its place the following:

"(a)(1) Any other laws to the contrary notwithstanding, the minimum annual salary of each judge of the probate court in this state shall be fixed according to the population of the county in which he or she serves, as determined by the United States decennial census of 1990 or any future such census. Each such judge of the probate court shall receive an annual salary, payable in equal monthly installments from the funds of his or her county, of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
0 — 5,999	\$ 20,511.00 <u>24,893.57</u>
6,000 — 11,889	27,083.00 <u>32,869.82</u>
11,890 — 19,999	30,084.00 <u>36,512.04</u>
20,000 — 28,999	33,235.00 <u>40,336.31</u>
29,000 — 38,999	36,769.00 <u>44,625.42</u>
39,000 — 49,999	38,783.00 <u>47,069.75</u>
50,000 — 74,999	41,737.00 <u>50,654.92</u>
75,000 — 99,999	45,973.00 <u>55,796.04</u>

1	100,000 — 149,999	50,210.00 <u>60,938.35</u>
2	150,000 — 199,999	55,936.00 <u>67,887.82</u>
3	200,000 — 249,999	61,662.00 <u>74,837.29</u>
4	250,000 — 299,999	64,435.00 <u>78,202.80</u>
5	300,000 — 399,999	67,209.00 <u>81,569.52</u>
6	400,000 — 499,999	70,209.00 <u>85,210.53</u>
7	500,000 or more	73,209.00 <u>88,851.53</u>

8 (2) On and after July 1, ~~1998~~ 2001, whenever the employees in the classified service of
9 the state merit system receive a cost-of-living increase or general performance based
10 increase of a certain percentage or a certain amount, the amounts fixed in the minimum
11 salary schedule in paragraph (1) of this subsection and in Code Section 15-9-64, or the
12 amounts derived by increasing each of said amounts through the application of longevity
13 increases pursuant to Code Section 15-9-65, where applicable, shall be increased by the
14 same percentage or same amount applicable to such state employees. If the cost-of-living
15 increase or general performance based increase received by state employees is in different
16 percentages or different amounts as to certain categories of employees, the amounts fixed
17 in the minimum salary schedule in paragraph (1) of this subsection, and in Code Section
18 15-9-64, or the amounts derived through the application of longevity increases, shall be
19 increased by a percentage or an amount not to exceed the average percentage or average
20 amount of the general increase in salary granted to the state employees. The Office of
21 Planning and Budget shall calculate the average percentage increase or average amount
22 increase when necessary. The periodic changes in the amounts fixed in the minimum
23 salary schedule in paragraph (1) of this subsection, and in Code Section 15-9-64, or the
24 amounts derived through the application of longevity increases, as authorized by this
25 paragraph shall become effective on the first day of January following the date that the
26 cost-of-living increases or general performance based increases received by state
27 employees become effective; provided, however, that if the cost-of-living increases
28 received by state employees become effective on January 1, such periodic changes in the
29 amounts fixed in the minimum salary schedule in paragraph (1) of this subsection and in
30 Code Section 15-9-64, or the amounts derived by increasing each of said amounts
31 through the application of longevity increases pursuant to Code Section 15-9-65, where
32 applicable, as authorized by this paragraph shall become effective on the same date that
33 the cost-of-living increases or general performance based increases received by state
34 employees become effective.

35 (3) The county governing authority may supplement the minimum annual salary of the
36 judge of the probate court in such amount as it may fix from time to time; but no probate

1 judge's compensation supplement shall be decreased during any term of office. Any
 2 prior expenditure of county funds to supplement the probate judge's salary in the manner
 3 authorized by this paragraph is ratified and confirmed. Nothing contained in this
 4 paragraph shall prohibit the General Assembly by local law from supplementing the
 5 annual salary of the probate judge."

6 SECTION 5.

7 Said title is further amended by striking Code Section 15-9-63.1, relating to compensation
 8 for services as magistrate or chief magistrate, and inserting in its place the following:

9 "15-9-63.1.

10 (a) Beginning ~~January 1, 2000~~ July 1, 2001, in any county in which the probate judge
 11 serves as chief magistrate or magistrate, he or she shall be compensated for such services
 12 based on a minimum annual amount of ~~\$8,500.00~~ \$10,316.20; provided, however, that
 13 compensation for a probate judge shall not be reduced during his or her term of office.

14 (b) On and after ~~January 1, 2000~~ July 1, 2001, whenever the employees in the classified
 15 service of the state merit system receive a cost-of-living increase or general performance
 16 based increase of a certain percentage or a certain amount, the amount provided in
 17 subsection (a) of this Code section shall be increased by the same percentage or same
 18 amount applicable to such state employees. If the cost-of-living increase or general
 19 performance based increase received by state employees is in different percentages or
 20 different amounts as to certain categories of employees, the amount provided in subsection
 21 (a) of this Code section shall be increased by a percentage or an amount not to exceed the
 22 average percentage or average amount of the general increase in salary granted to the state
 23 employees. The Office of Planning and Budget shall calculate the average percentage
 24 increase or average amount increase when necessary. The periodic changes in the amount
 25 provided in subsection (a) of this Code section, as authorized by this subsection, shall
 26 become effective on the first day of ~~January~~ July following the date that the cost-of-living
 27 increases or general performance based increases received by state employees become
 28 effective; provided, however, that if such increases received by state employees become
 29 effective on ~~January 1~~ July 1, such periodic changes in the amount provided in
 30 subsection (a) of this Code section, as authorized by this subsection, shall become effective
 31 on the same date that the cost-of-living increases or general performance based increases
 32 received by state employees become effective.

33 (c) On and after ~~January 1, 2000~~ July 1, 2001, the amounts provided in subsections (a)
 34 and (b) of this Code section shall be increased by multiplying said amounts by the
 35 percentage which equals 5 percent times the number of completed four-year terms of office
 36 served by any probate judge serving as a chief magistrate or magistrate where such terms

1 have been completed after December 31, 1999, effective the first day of January following
2 the completion of each such period of service."

3 **SECTION 6.**

4 Said title is further amended by striking Code Section 15-9-64, relating to supplementation
5 of minimum salaries of judges of the probate courts, and inserting in its place the following:

6 "15-9-64.

7 The amount of minimum salary provided in Code Section 15-9-63 for the judges of the
8 probate courts of any county presently on a salary who also hold and conduct elections or
9 are responsible for conducting elections for members of the General Assembly under any
10 applicable general or local law of this state shall be increased by ~~\$236.25~~ \$286.73 per
11 month. The amount of the minimum salary provided in Code Section 15-9-63 for the
12 judges of the probate courts on a salary who are responsible for traffic cases under any
13 general or local law of this state shall also be increased by ~~\$295.25~~ \$358.34 per month."

14 **SECTION 7.**

15 Said title is further amended by adding a new Code section immediately following Code
16 Section 15-9-64, to be designated Code Section 15-9-64.1, to read as follows:

17 "15-9-64.1.

18 In addition to any salary, fees, or expenses now or hereafter provided by law, the governing
19 authority of each county is authorized to provide as contingent expenses for the operation
20 of the office of judge of the probate court, and payable from county funds, a monthly
21 expense allowance of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00
250,000 — 499,999	400.00
500,000 or more	500.00"

28 **SECTION 8.**

29 Said title is further amended by striking Code Section 15-10-23, relating to minimum
30 compensation of magistrates, and inserting in its place the following:

31 "15-10-23.

32 (a)(1) As used in this Code section, the term 'full-time capacity' means ~~a work week of~~
33 ~~no less than 40 hours~~ in the case of a chief magistrate means a chief magistrate who

1 regularly exercises the powers of a magistrate as set forth in Code Section 15-10-2 at
 2 least 40 hours per workweek. In the case of all other magistrates, such term means a
 3 magistrate who was appointed to a full-time magistrate position and who regularly
 4 exercises the powers of a magistrate as set forth in Code Section 15-10-2 at least 40 hours
 5 per workweek.

6 ~~(2) Unless otherwise provided by local law and except as otherwise provided in~~
 7 ~~paragraphs (2) and (3) of this subsection, effective January 1, 1996~~ July 1, 2001, the chief
 8 magistrate of each county who serves in a full-time capacity other than those counties
 9 where the probate judge serves as chief magistrate shall receive a minimum annual salary
 10 of the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
0 — 5,999	\$ 10,397.00
6,000 — 11,889	14,510.00
11,890 — 19,999	16,318.00
20,000 — 28,999	18,130.00
29,000 — 38,999	20,772.00
39,000 — 49,999	22,285.00
50,000 — 74,999	23,819.00
75,000 — 99,999	25,015.00
100,000 — 149,999	29,891.00
150,000 — 199,999	31,507.00
200,000 — 249,999	38,386.00
250,000 — 299,999	39,168.00
300,000 or more	41,818.00

25 ~~The minimum salary for each affected chief magistrate shall be fixed from the above~~
 26 ~~table according to the population of the county in which the chief magistrate serves as~~
 27 ~~determined by the United States decennial census of 1990 or any future such census. The~~
 28 ~~county governing authority may supplement the minimum annual salary of the chief~~
 29 ~~magistrate in such amount as it may fix from time to time, but no chief magistrate's~~
 30 ~~compensation or supplement shall be decreased during any term of office.~~

31 ~~(2) Unless otherwise provided by local law, effective January 1, 1997, the chief~~
 32 ~~magistrate of each county who serves in a full-time capacity other than those counties~~
 33 ~~where the probate judge serves as chief magistrate shall receive a minimum annual salary~~
 34 ~~of the amount fixed in the following schedule:~~

<u>Population</u>	<u>Minimum Salary</u>
0 — 5,999	\$ 13,882.00
6,000 — 11,889	18,720.00
11,890 — 19,999	20,894.00
20,000 — 28,999	23,135.00
29,000 — 38,999	25,952.00
39,000 — 49,999	27,560.00
50,000 — 74,999	29,578.00
75,000 — 99,999	31,970.00
100,000 — 149,999	36,201.00
150,000 — 199,999	39,433.00
200,000 — 249,999	45,297.00
250,000 — 299,999	46,861.00
300,000 or more	49,361.00

The minimum salary for each affected chief magistrate shall be fixed from the above table according to the population of the county in which the chief magistrate serves as determined by the United States decennial census of 1990 or any future such census. The county governing authority may supplement the minimum annual salary of the chief magistrate in such amount as it may fix from time to time; but no chief magistrate's compensation or supplement shall be decreased during any term of office.

(3) Unless otherwise provided by local law, effective January 1, 1998, the chief magistrate of each county who serves in a full-time capacity other than in those counties where the judge of the probate court serves as chief magistrate shall receive a minimum annual salary of the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
0 — 5,999	\$ 18,783.00 <u>24,893.57</u>
6,000 — 11,889	24,801.00 <u>32,869.82</u>
11,890 — 19,999	27,549.00 <u>36,512.04</u>
20,000 — 28,999	31,365.00 <u>40,336.31</u>
29,000 — 38,999	33,671.00 <u>44,625.42</u>
39,000 — 49,999	35,515.00 <u>47,069.75</u>
50,000 — 74,999	38,221.00 <u>50,654.92</u>
75,000 — 99,999	42,100.00 <u>55,796.04</u>
100,000 — 149,999	45,980.00 <u>60,938.35</u>
150,000 — 199,999	51,223.00 <u>67,887.82</u>

1	200,000 — 249,999	56,467.00	<u>74,837.29</u>
2	250,000 — 299,999	59,007.00	<u>78,202.80</u>
3	300,000 or more — 399,999	61,546.00	<u>81,569.52</u>
4	<u>400,000 — 499,999</u>		<u>85,210.53</u>
5	<u>500,000 or more</u>		<u>88,851.53</u>

6 The minimum salary for each affected chief magistrate shall be fixed from the above
 7 table according to the population of the county in which the chief magistrate serves as
 8 determined by the United States decennial census of 1990 or any future such census. The
 9 county governing authority may supplement the minimum annual salary of the chief
 10 magistrate in such amount as it may fix from time to time; but no chief magistrate's
 11 compensation supplement shall be decreased during any term of office.

12 (b) All other chief magistrates shall receive a minimum monthly salary equal to the hourly
 13 rate which a full-time chief magistrate of the county would receive multiplied by the
 14 number of actual working hours of the chief magistrate.

15 (c) Unless otherwise provided by local law, each magistrate who serves in a full-time
 16 capacity other than the chief magistrate shall receive a minimum monthly salary of
 17 \$2,812.00 per month or 90 percent of the monthly salary of the chief magistrate, whichever
 18 is less. All other magistrates shall receive a minimum monthly salary of the lesser of
 19 \$16.22 per hour or 90 percent of the monthly salary of the chief magistrate; provided,
 20 however, that notwithstanding any other provisions of this subsection, no magistrate who
 21 serves in less than a full-time capacity shall receive a minimum monthly salary of less than
 22 \$432.64. The county governing authority may supplement the minimum annual salary of
 23 each magistrate in such amount as it may fix from time to time; but no such magistrate's
 24 compensation supplement shall be decreased during any term of office. Nothing contained
 25 in this subsection shall prohibit the General Assembly by local law from supplementing the
 26 annual salary of any magistrates.

27 (d) Magistrates shall be compensated solely on a salary basis and not in whole or in part
 28 from fees; and the salaries and supplements of all magistrates shall be paid in equal
 29 monthly installments from county funds.

30 (e) The General Assembly may by local law fix the compensation of any or all of a
 31 county's magistrates.

32 (f) Notwithstanding the provisions of subsection (a) of this Code section, unless otherwise
 33 provided by local law, effective January 1, 1996, in any county in which more than 70
 34 percent of the population according to the United States decennial census of 1990 or any
 35 future such census resides on property of the United States government which is exempt
 36 from taxation by this state, the population of the county for purposes of subsection (a) of

1 ~~this Code section shall be deemed to be the total population of the county minus the~~
2 ~~population of the county which resides on property of the United States government.~~

3 ~~(g) During the term of office of any chief magistrate or magistrate whose salary is~~
4 ~~supplemented by the county governing authority, the chief magistrate or magistrate shall~~
5 ~~be entitled to the greater of the current salary, including any supplement by the county~~
6 ~~governing authority, or the minimum annual salary stated in subsection (a) of this Code~~
7 ~~section but in no event to both.~~

8 ~~(h) This Code section shall not apply to any chief magistrate who is also serving as a judge~~
9 ~~of a civil court which is provided for in Article VI, Section I, Paragraph I of the~~
10 ~~Constitution of the State of Georgia of 1983. In such case, the salary of such chief~~
11 ~~magistrate shall be as provided by the local governing authority of the county.~~

12 ~~(i) The salaries and supplements of senior magistrates shall be paid from county funds at~~
13 ~~a per diem rate equal to the compensation paid to the magistrate of the county; provided,~~
14 ~~however, that the minimum annual and monthly salaries provided for in this Code section~~
15 ~~shall not necessarily apply to senior magistrates.~~

16 ~~(j) The amounts provided in subsections (a) and (c) of this Code section, as increased by~~
17 ~~subsection (k) of this Code section, shall be increased by multiplying said amounts by the~~
18 ~~percentage which equals 5 percent times the number of completed four-year terms of office~~
19 ~~served by any chief magistrate or magistrate where such terms have been completed after~~
20 ~~December 31, 1995, effective the first day of January following the completion of each~~
21 ~~such period of service.~~

22 ~~(k) On and after January 1, 1996, whenever the employees in the classified service of the~~
23 ~~state merit system receive a cost-of-living increase or general performance based increase~~
24 ~~of a certain percentage or a certain amount, the amounts provided in subsections (a) and~~
25 ~~(c) of this Code section and the amounts derived by increasing each of said amounts~~
26 ~~through the application of longevity increases pursuant to subsection (j) of this Code~~
27 ~~section shall be increased by the same percentage or same amount applicable to such state~~
28 ~~employees. If the cost-of-living increase or general performance based increase received~~
29 ~~by state employees is in different percentages or different amounts as to certain categories~~
30 ~~of employees, the amounts provided in subsections (a) and (c) of this Code section and the~~
31 ~~amounts derived by increasing each of said amounts through the application of longevity~~
32 ~~increases pursuant to subsection (j) of this Code section shall be increased by a percentage~~
33 ~~or an amount not to exceed the average percentage or average amount of the general~~
34 ~~increase in salary granted to the state employees. The Office of Planning and Budget shall~~
35 ~~calculate the average percentage increase or average amount increase when necessary. The~~
36 ~~periodic changes in the amounts provided in subsections (a) and (c) of this Code section~~
37 ~~and the amounts derived by increasing each of said amounts through the application of~~

1 ~~longevity increases pursuant to subsection (j) of this Code section, as authorized by this~~
2 ~~subsection, shall become effective on the first day of January following the date that the~~
3 ~~cost-of-living increases or general performance based increases received by state~~
4 ~~employees become effective; provided, however, that if the cost-of-living increases~~
5 ~~received by state employees become effective on January 1, such periodic changes in the~~
6 ~~amounts provided in subsections (a) and (c) of this Code section and the amounts derived~~
7 ~~by increasing each of said amounts through the application of longevity increases pursuant~~
8 ~~to subsection (j) of this Code section, as authorized by this subsection, shall become~~
9 ~~effective on the same date that the cost-of-living increases or general performance based~~
10 ~~increases received by state employees become effective.~~

11 The minimum salary for each affected chief magistrate shall be fixed from the table in
12 this subsection according to the population of the county in which the chief magistrate
13 serves as determined by the United States decennial census of 1990 or any future such
14 census. Notwithstanding the provisions of this subsection, unless otherwise provided by
15 local law, effective January 1, 1996, in any county in which more than 70 percent of the
16 population according to the United States decennial census of 1990 or any future such
17 census resides on property of the United States government which is exempt from
18 taxation by this state, the population of the county for purposes of this subsection shall
19 be deemed to be the total population of the county minus the population of the county
20 which resides on property of the United States government.

21 (3) All other chief magistrates shall receive a minimum monthly salary equal to the
22 hourly rate that a full-time chief magistrate of the county would receive according to
23 paragraph (2) of this subsection multiplied by the number of actual hours worked by the
24 chief magistrate as certified by the chief magistrate to the county governing authority.

25 (4) Unless otherwise provided by local law, each magistrate who serves in a full-time
26 capacity other than the chief magistrate shall receive a minimum monthly salary of
27 \$3,093.00 per month or 90 percent of the monthly salary that a full-time chief magistrate
28 would receive according to paragraph (2) of this subsection, whichever is less.

29 (5) All magistrates other than chief magistrates who serve in less than a full-time
30 capacity or on call shall receive a minimum monthly salary of the lesser of \$17.84 per
31 hour for each hour worked as certified by the chief magistrate to the county governing
32 authority or 90 percent of the monthly salary that a full-time chief magistrate would
33 receive according to paragraph (2) of this subsection; provided, however, that
34 notwithstanding any other provisions of this subsection, no magistrate who serves in less
35 than a full-time capacity shall receive a minimum monthly salary of less than \$475.90.

1 (6) Magistrates shall be compensated solely on a salary basis and not in whole or in part
2 from fees. The salaries and supplements of all magistrates shall be paid in equal monthly
3 installments from county funds.

4 (b) The amounts provided in subsection (a) of this Code section, as increased by the
5 supplement, if any, provided by subsection (d) of Code Section 15-10-105, shall be
6 increased by multiplying said amounts by the percentage which equals 5 percent times the
7 number of completed four-year terms of office served by any chief magistrate or magistrate
8 where such terms have been completed after December 31, 1995, effective the first day of
9 January following the completion of each such period of service.

10 (c) On and after July 1, 2001, whenever the employees in the classified service of the state
11 merit system receive a cost-of-living increase or general performance based increase of a
12 certain percentage or a certain amount, the amounts provided in subsection (a) of this Code
13 section, as increased by the supplement, if any, provided by subsection (d) of Code Section
14 15-10-105 and as increased by the application of longevity increases pursuant to subsection
15 (b) of this Code section, shall be increased by the same percentage or same amount
16 applicable to such state employees. If the cost-of-living increase or general performance
17 based increase received by state employees is in different percentages or different amounts
18 as to certain categories of employees, the amounts provided in subsection (a) of this Code
19 section, as increased by the supplement, if any, provided by subsection (d) of Code Section
20 15-10-105 and as increased by the application of longevity increases pursuant to subsection
21 (b) of this Code section, shall be increased by a percentage or an amount not to exceed the
22 average percentage or average amount of the general increase in salary granted to the state
23 employees. The Office of Planning and Budget shall calculate the average percentage
24 increase or average amount increase when necessary. The periodic changes in the amounts
25 provided in subsection (a) of this Code section, as increased by the supplement, if any,
26 provided by subsection (d) of Code Section 15-10-105 and as increased by the application
27 of longevity increases pursuant to subsection (b) of this Code section, as authorized by this
28 subsection, shall become effective on the first day of January following the date that the
29 cost-of-living increases or general performance based increases received by state
30 employees become effective; provided, however, that if the cost-of-living increases
31 received by state employees become effective on January 1, such periodic changes in the
32 amounts provided in subsection (a) of this Code section, as increased by the supplement,
33 if any, provided by subsection (d) of Code Section 15-10-105 and as increased by the
34 application of longevity increases pursuant to subsection (b) of this Code section, as
35 authorized by this subsection, shall become effective on the same date that the
36 cost-of-living increases or general performance based increases received by state
37 employees become effective.

1 (d) The county governing authority may supplement the minimum annual salary of the
 2 chief or other magistrate in such amount as it may fix from time to time, but no such
 3 magistrate’s compensation or supplement shall be decreased during any term of office.
 4 Nothing contained in this subsection shall prohibit the General Assembly by local law
 5 from supplementing the annual salary of any magistrates.

6 (e) The General Assembly may by local law fix the compensation of any or all of a
 7 county’s magistrates. The chief magistrate or magistrate shall be entitled to the greater of
 8 the compensation established by local law, including any supplement by the county
 9 governing authority, or the minimum annual salary stated in subsection (a) of this Code
 10 section but in no event to both.

11 (f) This Code section shall apply to any chief magistrate who is also serving as a judge of
 12 a civil court which is provided for in Article VI, Section I, Paragraph I of the Constitution
 13 of the State of Georgia of 1983. In such case, the salary of such chief magistrate shall be
 14 as provided by the local governing authority of the county.

15 (g) The salaries and supplements of senior magistrates shall be paid from county funds at
 16 a per diem rate equal to the daily rate that a full-time chief magistrate of the county would
 17 receive under paragraph (2) of subsection (a) of this Code section; provided, however, that
 18 the minimum annual and monthly salaries provided for in this Code section shall not apply
 19 to senior magistrates.”

20 **SECTION 9.**

21 Said title is further amended by adding a new Code section immediately following Code
 22 Section 15-10-23, to be designated Code Section 15-10-23.1, to read as follows:

23 "15-10-23.1.

24 In addition to any salary, fees, or expenses now or hereafter provided by law, the governing
 25 authority of each county is authorized to provide as contingent expenses for the operation
 26 of the office of magistrate court, and payable from county funds, a monthly expense
 27 allowance to each magistrate of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00
250,000 — 499,999	400.00
500,000 or more	500.00"

SECTION 10.

Said title is further amended by striking Code Section 15-10-105, relating to selection of clerks of the magistrate courts and their compensation and eligibility, and inserting in its place the following:

"15-10-105.

(a) The General Assembly may provide by local law for the superior court clerk or state court clerk to serve as clerk of magistrate court or for the selection of some other person as the clerk of magistrate court and for the compensation of the clerk of magistrate court.

In the absence of local law, the selection and compensation of the clerk of magistrate court shall be as provided by subsections (b), (c), and (d) of this Code section.

(b) With the consent of the clerk of superior court the county governing authority may provide that the clerk of superior court shall serve as clerk of magistrate court and shall be compensated for his or her services as clerk of magistrate court in an amount not less than ~~\$236.25~~ \$286.73 per month. With the consent of the clerk of the superior court and clerk of the state court, the county governing authority may provide that the state court clerk shall serve as clerk of magistrate court and shall be compensated for his or her service as clerk of magistrate court in an amount not less than ~~\$236.25~~ \$286.73 per month. Such compensation shall be retained by the clerk of superior court as his or her personal funds without regard to whether he or she is otherwise compensated on a fee basis or salary basis or both.

(c) If the clerk of superior court or the clerk of state court does not serve as clerk of magistrate court, then the county governing authority may provide for the appointment by the chief magistrate of a clerk to serve at the pleasure of the chief magistrate. A clerk of magistrate court so appointed shall be compensated in an amount fixed by the county governing authority at not less than ~~\$236.25~~ \$286.73 per month.

(d) If there is no clerk of magistrate court, the chief magistrate or some other magistrate appointed by the chief magistrate shall perform the duties of clerk. A chief magistrate performing the duties of clerk, or another magistrate appointed by the chief magistrate to perform the duties of clerk, shall receive, in addition to any other compensation to which he or she is entitled, compensation for performing the duties of clerk, the amount of which compensation shall be fixed by the county governing authority at not less than ~~\$236.25~~ \$286.73 per month.

(e) The compensation of the clerk or magistrate performing the duties of clerk shall be paid in equal monthly installments from county funds.

(f) The clerk shall be required to be at least 18 years of age and shall possess a high school diploma or its equivalent. The clerk shall not be subject to a residency requirement.

(g) In any case any magistrate may perform any duty to be performed by the clerk."

SECTION 11.

Said title is further amended by adding a new Code section immediately following Code Section 15-10-105.1, to be designated Code Section 15-10-105.2, to read as follows:

"15-10-105.2.

In addition to any salary, fees, or expenses now or hereafter provided by law, the governing authority of each county is authorized to provide as contingent expenses for the operation of the office of clerk of the magistrate court, and payable from county funds, a monthly expense allowance of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00
250,000 — 499,999	400.00
500,000 or more	500.00"

SECTION 12.

Said title is further amended by striking subsection (a) of Code Section 15-16-20, relating to minimum annual salaries of the sheriffs, and inserting in its place the following:

"(a)(1) Any other law to the contrary notwithstanding, the minimum annual salary of each sheriff in this state shall be fixed according to the population of the county in which he or she serves, as determined by the United States decennial census of 1990 or any future such census. Except as otherwise provided in paragraph (2) of this subsection, each such sheriff shall receive an annual salary, payable in equal monthly installments from the funds of the sheriff's county, of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
0 — 5,999	\$ 30,697.00 <u>37,256.02</u>
6,000 — 11,889	34,254.00 <u>41,573.04</u>
11,890 — 19,999	39,337.00 <u>47,742.11</u>
20,000 — 28,999	43,315.00 <u>52,570.10</u>
29,000 — 38,999	47,292.00 <u>57,396.87</u>
39,000 — 49,999	51,272.00 <u>62,227.28</u>
50,000 — 74,999	55,249.00 <u>67,054.03</u>
75,000 — 99,999	57,127.00 <u>69,333.30</u>
100,000 — 149,999	59,005.00 <u>71,612.57</u>

1	150,000 — 199,999	61,105.00	<u>74,161.29</u>
2	200,000 — 249,999	63,205.00	<u>76,710.00</u>
3	250,000 — 299,999	69,182.00	<u>83,964.09</u>
4	300,000 — 399,999	77,259.00	<u>93,766.90</u>
5	400,000 — 499,999	80,259.00	<u>97,407.90</u>
6	500,000 — and up	83,259.00	<u>101,048.91</u>

7 (2) On and after July 1, ~~1998~~ 2001, whenever the employees in the classified service of
8 the state merit system receive a cost-of-living increase or general performance based
9 increase of a certain percentage or a certain amount, the amounts fixed in the minimum
10 salary schedule in paragraph (1) of this subsection and in Code Section 15-16-20.1, or the
11 amounts derived by increasing each of said amounts through the application of longevity
12 increases pursuant to subsection (b) of this Code section, where applicable, shall be
13 increased by the same percentage or same amount applicable to such state employees.
14 If the cost-of-living increase or general performance based increase received by state
15 employees is in different percentages or different amounts as to certain categories of
16 employees, the amounts fixed in the minimum salary schedule in paragraph (1) of this
17 subsection, and in Code Section 15-16-20.1, or the amounts derived through the
18 application of longevity increases, shall be increased by a percentage or an amount not
19 to exceed the average percentage or average amount of the general increase in salary
20 granted to the state employees. The Office of Planning and Budget shall calculate the
21 average percentage increase or average amount increase when necessary. The periodic
22 changes in the amounts fixed in the minimum salary schedule in paragraph (1) of this
23 subsection, and in Code Section 15-16-20.1, or the amounts derived through the
24 application of longevity increases, as authorized by this paragraph shall become effective
25 on the first day of January following the date that the cost-of-living increases received by
26 state employees become effective; provided, however, that if the cost-of-living increases
27 or general performance based increases received by state employees become effective on
28 January 1, such periodic changes in the amounts fixed in the minimum salary schedule
29 in paragraph (1) of this subsection, and in Code Section 15-16-20.1, or the amounts
30 derived through the application of longevity increases, as authorized by this paragraph
31 shall become effective on the same date that the cost-of-living increases or general
32 performance based increases received by state employees become effective.

33 (3) The county governing authority may supplement the minimum annual salary of the
34 sheriff in such amount as it may fix from time to time; but no sheriff's compensation
35 supplement shall be decreased during any term of office. Any prior expenditure of county
36 funds to supplement the sheriff's salary in the manner authorized by this paragraph is

1 ratified and confirmed. Nothing contained in this paragraph shall prohibit the General
 2 Assembly by local law from supplementing the annual salary of the sheriff."

3 **SECTION 13.**

4 Said title is further amended by striking Code Section 15-16-20.1, relating to additional
 5 minimum salary for sheriffs, and inserting in its place the following:

6 "15-16-20.1.

7 In addition to the minimum salary provided in Code Section 15-16-20, the sheriff of any
 8 county who performs the duties of a sheriff for a state court, probate court, magistrate
 9 court, juvenile court, or county recorder's court under any applicable general or local law
 10 of this state shall receive for his or her services in such court or courts a salary of not less
 11 than ~~\$236.25~~ \$286.73 per month, to be paid from the funds of the county. A sheriff who
 12 serves in more than one such court shall receive only one such salary."

13 **SECTION 14.**

14 Said title is further amended by adding a new Code section immediately following Code
 15 Section 15-16-20.1, to be designated Code Section 15-16-20.2, to read as follows:

16 "15-16-20.2.

17 In addition to any salary, fees, or expenses now or hereafter provided by law, the governing
 18 authority of each county is authorized to provide as contingent expenses for the operation
 19 of the office of sheriff, and payable from county funds, a monthly expense allowance of
 20 not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00
250,000 — 499,999	400.00
500,000 or more	500.00"

27 **SECTION 15.**

28 Title 21 of the Official Code of Georgia Annotated, relating to elections, is amended by
 29 striking subsection (d) of Code Section 21-2-212, relating to county registrars, and inserting
 30 in its place a new subsection (d) to read as follows:

31 "(d) The chief registrar shall be the chief administrative officer of the board of registrars
 32 and shall generally supervise and direct the administration of the affairs of the board of
 33 registrars. The chief registrar shall act as chairperson of the board of registrars and, as

1 chief registrar, shall perform those functions normally devolving upon the chairperson.
 2 The board of registrars shall meet each month on a day selected by the chief registrar to
 3 transact the business of the board. The board shall also meet at other times as needed upon
 4 the call of the chief registrar or upon the request of two or more of the registrars. The chief
 5 registrar shall be compensated in an amount of not less than ~~\$55.00~~ \$61.00 per day for each
 6 day of service on the business of the board of registrars. The other registrars shall be
 7 compensated in an amount of not less than ~~\$44.00~~ \$48.00 per day for each day of service
 8 on the business of the board of registrars. In lieu of the per diem compensation provided
 9 for in this subsection, the chief registrar may be compensated in an amount not less than
 10 ~~\$247.50~~ \$272.00 per month and the other registrars in an amount not less than ~~\$220.00~~
 11 \$242.00 per month. The per diem or monthly compensation, as the case may be, shall be
 12 fixed, subject to the limitations provided for in this subsection, by the governing authority
 13 of each county and shall be paid from county funds. The compensation of other officers
 14 and employees appointed and employed under this article shall be fixed by the board of
 15 registrars with the approval of the governing authority of each county and shall be paid
 16 from county funds."

17 SECTION 16.

18 Said title is further amended by striking subsection (c) of Code Section 21-2-213, relating
 19 to county deputy registrars, clerical help, and appointment of a county officer or employee
 20 as chief deputy registrar, and inserting in its place the following:

21 "(c) In every county wherein the registrars do not maintain an office which is open and
 22 staffed during regular business hours, the registrars shall designate and appoint as chief
 23 deputy registrar a full-time county officer or employee for the purpose of registering
 24 eligible electors and performing other duties as may be required by the board of registrars.
 25 The governing authority of the county shall provide for the compensation of the chief
 26 deputy registrar in an amount not less than ~~\$236.25~~ \$259.88 per month. The name,
 27 business address, telephone number, and any other pertinent information relative to the
 28 chief deputy registrar shall be forwarded by the registrars to the Secretary of State's office,
 29 where such information shall be maintained on file."

30 SECTION 17.

31 Said title is further amended by adding a new Code section immediately following Code
 32 Section 21-2-213, to be designated 21-2-213.1, to read as follows:

33 "21-2-213.1.

34 In addition to any salary, fees, or expenses now or hereafter provided by law, the governing
 35 authority of each county is authorized to provide as contingent expenses for the operation

of the office of the board of registrars, and payable from county funds, a monthly expense allowance for each registrar of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00
250,000 — 499,999	400.00
500,000 or more	500.00"

SECTION 18.

Article 1 of Chapter 16 of Title 45 of the Official Code of Georgia Annotated, relating to general provisions relative to coroners, is amended by striking Code Section 45-16-11, relating to compensation of county coroners, and inserting in its place the following:

"45-16-11.

(a)(1) Any other law to the contrary notwithstanding, the minimum annual salary of each coroner in this state shall be fixed according to the population of the county in which he or she serves, as determined by the United States decennial census of 1990 or any future such census. Except as otherwise provided in paragraph (2) of this subsection, each such coroner shall receive an annual salary, payable in equal monthly installments from the funds of the coroner’s county, of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
<u>0 — 11,889</u>	<u>\$ 2,400.00</u>
<u>11,890 — 74,999</u>	<u>4,800.00</u>
<u>75,000 — 249,999</u>	<u>7,200.00</u>
<u>250,000 — 499,999</u>	<u>9,600.00</u>
<u>500,000 — and up</u>	<u>12,000.00</u>

(2) On and after July 1, 2001, whenever the employees in the classified service of the state merit system receive a cost-of-living increase or general performance based increase of a certain percentage or a certain amount, the amounts fixed in the minimum salary schedule in paragraph (1) of this subsection, and in Code Section 45-16-11.1, or the amounts derived by increasing each of said amounts through the application of longevity increases pursuant to subsection (b) of this Code section, where applicable, shall be increased by the same percentage or same amount applicable to such state employees. If the cost-of-living increase or general performance based increase received by state employees is in different percentages or different amounts as to certain categories of employees, the amounts fixed in the minimum salary schedule in paragraph (1) of this

1 subsection, and in Code Section 45-16-11.1, or the amounts derived through the
2 application of longevity increases, shall be increased by a percentage or an amount not
3 to exceed the average percentage or average amount of the general increase in salary
4 granted to the state employees. The Office of Planning and Budget shall calculate the
5 average percentage increase or average amount increase when necessary. The periodic
6 changes in the amounts fixed in the minimum salary schedule in paragraph (1) of this
7 subsection, and in Code Section 45-16-11.1, or the amounts derived through the
8 application of longevity increases, as authorized by this paragraph shall become effective
9 on the first day of January following the date that the cost-of-living increases received by
10 state employees become effective; provided, however, that if the cost-of-living increases
11 or general performance based increases received by state employees become effective on
12 January 1, such periodic changes in the amounts fixed in the minimum salary schedule
13 in paragraph (1) of this subsection, and in Code Section 45-16-11.1, or the amounts
14 derived through the application of longevity increases, as authorized by this paragraph
15 shall become effective on the same date that the cost-of-living increases or general
16 performance based increases received by state employees become effective.

17 (3) The county governing authority may supplement the minimum annual salary of the
18 coroner in such amount as it may fix from time to time; but no coroner's compensation
19 supplement shall be decreased during any term of office. Any prior expenditure of county
20 funds to supplement the coroner's salary in the manner authorized by this paragraph is
21 ratified and confirmed. Nothing contained in this paragraph shall prohibit the General
22 Assembly by local law from supplementing the annual salary of the coroner.

23 (b) The amounts provided in paragraph (1) of subsection (a) of this Code section and Code
24 Section 45-16-11.1, as increased by paragraph (2) of subsection (a) of this Code section,
25 shall be increased by multiplying said amounts by the percentage which equals 5 percent
26 times the number of completed four-year terms of office served by any coroner after
27 December 31, 2000, effective the first day of January following the completion of each
28 such period of service.

29 (c) The minimum salaries provided for in this Code section shall be considered as salary
30 only. Expenses for deputies, equipment, supplies, copying equipment, and other necessary
31 and reasonable expenses for the operation of a coroner's office shall come from funds other
32 than the funds specified as salary in this Code section.

33 (d) This Code section shall not be construed to reduce the salary of any coroner in office
34 on July 1, 2001; provided, however, that successors to such coroners in office on July 1,
35 2001, shall be governed by the provisions of this Code section. All local legislation in
36 effect on July 1, 2001, or enacted thereafter affecting compensation for coroners of the
37 various counties shall be of full force and effect except where the same provides for a

1 salary lower than provided in this Code section, in which event this Code section shall
 2 prevail.

3 45-16-11.1.

4 In addition to the minimum salary provided for in Code Section 45-16-11, in any county
 5 which is the site of more than one state correctional institution or prison for adults or
 6 juveniles and which compensates the county coroner by salary, the state shall compensate
 7 the county coroner in the amount of ~~\$100.00~~ \$110.00 for each state inmate death in such
 8 county. The county coroner of such a county is authorized to accept the compensation
 9 provided in accordance with this Code section despite any local Act which requires such
 10 a coroner to send fees to the county treasury or the county governing authority.

11
 12 45-16-11.2.

13 In addition to any salary, fees, or expenses now or hereafter provided by law, the governing
 14 authority of each county is authorized to provide as contingent expenses for the operation
 15 of the office of coroner, and payable from county funds, a monthly expense allowance of
 16 not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00
250,000 — 499,999	400.00
500,000 or more	500.00"

23 **SECTION 19.**

24 Article 3 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to
 25 county tax officials and administration, is amended by striking subsection (g) of Code
 26 Section 48-5-137, relating to tax collectors and tax commissioners as ex officio sheriffs, and
 27 inserting in its place the following:

28 "(g) Each tax collector or tax commissioner who is compensated on a salary basis and who
 29 is authorized to act as an ex officio sheriff under this Code section and whose office
 30 performs substantially all of the duties of the sheriff with respect to tax executions shall be
 31 entitled to a salary of ~~\$236.25~~ \$309.93 per month for his or her service as ex officio sheriff.
 32 Such compensation shall be in addition to any other compensation to which such tax
 33 commissioner or tax collector is entitled. Such additional compensation shall not be paid
 34 to any tax commissioner who is compensated solely by the fee system of compensation;

1 but such compensation shall be paid to any tax commissioner who is compensated in part
 2 by fees and in part by a salary. Such compensation shall be paid in equal monthly
 3 installments from county funds."

4 **SECTION 20.**

5 Said article is further amended by striking subsection (b) of Code Section 48-5-183, relating
 6 to salaries of tax collectors and tax commissioners, and inserting in its place the following:

7 "(b)(1) Any other law to the contrary notwithstanding, except for the provisions of
 8 paragraph (2) of this subsection, the minimum annual salary of each tax collector and tax
 9 commissioner who is compensated by an annual salary shall be fixed according to the
 10 population of the county in which he or she serves, as determined by the United States
 11 decennial census of 1990 or any future such census. Each such officer shall receive an
 12 annual salary, payable in equal monthly installments from the funds of his or her county,
 13 of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
14 0 — 5,999	\$ 20,108.00 <u>26,336.77</u>
15 6,000 — 11,889	25,126.00 <u>32,909.17</u>
16 11,890 — 19,999	28,326.00 <u>37,100.42</u>
17 20,000 — 28,999	30,165.00 <u>39,509.07</u>
18 29,000 — 38,999	32,674.00 <u>42,795.28</u>
19 39,000 — 49,999	36,437.00 <u>47,723.93</u>
20 50,000 — 74,999	42,732.00 <u>55,968.90</u>
21 75,000 — 99,999	45,868.00 <u>60,076.32</u>
22 100,000 — 149,999	49,003.00 <u>64,182.45</u>
23 150,000 — 199,999	52,325.00 <u>68,533.49</u>
24 200,000 — 249,999	55,647.00 <u>72,884.53</u>
25 250,000 — 299,999	60,013.00 <u>78,602.96</u>
26 300,000 — 399,999	64,379.00 <u>84,321.40</u>
27 400,000 — 499,999	67,379.00 <u>88,250.70</u>
28 500,000 and more	70,379.00 <u>92,179.99</u>

29
 30 (2)(A) On and after July 1, ~~1998~~ 2001, whenever the employees in the classified service
 31 of the state merit system receive a cost-of-living increase or general performance based
 32 increase of a certain percentage or a certain amount, the amounts fixed in the minimum
 33 salary schedule in paragraph (1) of this subsection, in subsection (g) of Code Section
 34 48-5-137, and, where applicable, in subsection (c) of Code Section 21-2-213, or the
 35 amounts derived by increasing each of said amounts through the application of

1 longevity increases pursuant to subsection (d) of this Code section, where applicable
2 shall be increased by the same percentage or same amount applicable to such state
3 employees. If the cost-of-living increase or general performance based increase
4 received by state employees is in different percentages or different amounts as to
5 certain categories of employees, the amounts fixed in the minimum salary schedule in
6 paragraph (1) of this subsection, in subsection (g) of Code Section 48-5-137, and,
7 where applicable, in subsection (c) of Code Section 21-2-213, or the amounts derived
8 through the application of longevity increases, shall be increased by a percentage or an
9 amount not to exceed the average percentage or average amount of the general increase
10 in salary granted to the state employees. The Office of Planning and Budget shall
11 calculate the average percentage increase or average amount increase when necessary.
12 The periodic changes in the amounts fixed in the minimum salary schedule in paragraph
13 (1) of this subsection, in subsection (g) of Code Section 48-5-137, and, where
14 applicable, in subsection (c) of Code Section 21-2-213, or the amounts derived through
15 the application of longevity increases, as authorized by this paragraph shall become
16 effective on the first day of January following the date that the cost-of-living increases
17 received by state employees become effective; provided, however, that if the
18 cost-of-living increases or general performance based increases received by state
19 employees become effective on January 1, such periodic changes in the amounts fixed
20 in the minimum salary schedule in paragraph (1) of this subsection, in subsection (g)
21 of Code Section 48-5-137, and, where applicable, in subsection (c) of Code Section
22 21-2-213, or the amounts derived through the application of longevity increases as
23 authorized by this paragraph, shall become effective on the same date that the
24 cost-of-living increases or general performance based increases received by state
25 employees become effective.

26 (B) On and after ~~July 1, 1999, and prior to~~ July 1, 2001, whenever the employees in the
27 classified service of the state merit system receive a cost-of-living increase or general
28 performance based increase of a certain percentage or a certain amount, the amounts
29 fixed in the minimum salary schedule in paragraph (1) of this subsection, in subsection
30 (g) of Code Section 48-5-137, and, where applicable, in subsection (c) of Code Section
31 21-2-213, or the amounts derived by increasing each of said amounts through the
32 application of longevity increases pursuant to subsection (d) of this Code section, where
33 applicable shall be increased by a percentage or amount applicable to such state
34 employees which shall be four percentage points greater than such percentage or an
35 amount equivalent to such increased percentage point amount. If the cost-of-living
36 increase or general performance based increase received by state employees is in
37 different percentages or different amounts as to certain categories of employees, the

1 increased percentage or increased amount authorized under this paragraph shall be
 2 based upon the average percentage or average amount of the general increase in salary
 3 granted to the state employees. The Office of Planning and Budget shall calculate the
 4 average percentage increase or average amount increase when necessary. Any periodic
 5 increase authorized by this paragraph shall become effective on the first day of January
 6 following the date that the cost-of-living increases received by state employees become
 7 effective; provided, however, that if the cost-of-living increases or general performance
 8 based increases received by state employees become effective on January 1, such
 9 periodic increases as authorized by this paragraph, shall become effective on the same
 10 date that the cost-of-living increases or general performance based increases received
 11 by state employees become effective.

12 (3) The county governing authority may supplement the minimum annual salary of the
 13 tax commissioner in such amount as it may fix from time to time; but no tax
 14 commissioner’s compensation supplement shall be decreased during any term of office.
 15 Any prior expenditure of county funds to supplement the tax commissioner’s salary in
 16 the manner authorized by this paragraph is ratified and confirmed. Nothing contained in
 17 this paragraph shall prohibit the General Assembly by local law from supplementing the
 18 annual salary of the tax commissioner.”

19 **SECTION 21.**

20 Said article is further amended by adding a new Code section immediately following Code
 21 Section 48-5-183, to be designated Code Section 48-5-183.1, to read as follows:

22 "48-5-183.1.

23 In addition to any salary, fees, or expenses now or hereafter provided by law, the governing
 24 authority of each county is authorized to provide as contingent expenses for the operation
 25 of the office of tax commissioner, and payable from county funds, a monthly expense
 26 allowance of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Monthly Expenses</u>
0 — 11,889	\$ 100.00
11,890 — 74,999	200.00
75,000 — 249,999	300.00
250,000 — 499,999	400.00
500,000 or more	500.00”

SECTION 22.

Code Section 1-3-1 of the Official Code of Georgia Annotated, relating to construction of statutes generally, is amended in subparagraph (d)(2)(A) by striking "and" at the end of division (iv) and by inserting two new divisions immediately following division (v), to be designated divisions (vi) and (vii), to read as follows:

"(vi) Code Section 15-10-23; and

(vii) Code Section 45-16-11;".

SECTION 23.

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