

House Bill 872

By: Representatives Jennings of the 63<sup>rd</sup>, Harrell of the 62<sup>nd</sup>, Mangham of the 75<sup>th</sup>, Mobley of the 69<sup>th</sup>, Davis of the 60<sup>th</sup> and others

A BILL TO BE ENTITLED  
AN ACT

1 To provide for the filling of vacancies in the office of sheriff of DeKalb County; to provide  
2 for related matters; to repeal conflicting laws; and for other purposes.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

4 **SECTION 1.**

- 5 (a) Any vacancy in the office of sheriff of DeKalb County shall be filled by appointment  
6 made by the judge of the probate court, and such appointment and the proceedings thereafter  
7 shall be as in cases of vacancies in the office of clerk of the superior court, as provided by  
8 Code Section 15-6-54 of the O.C.G.A., subject to the exception provided in subsection (b)  
9 of this section.
- 10 (b) If the judge of the probate court has not yet made an appointment and at least ten days  
11 have expired since the vacancy occurred, the chief judge of the Superior Court of DeKalb  
12 County may designate any law enforcement officer certified by the Georgia Peace Officer  
13 Standards and Training Council in the county to act as sheriff until the judge of the probate  
14 court makes the appointment or an election is held, whichever first occurs.
- 15 (c) Until such time as an appointment or designation is made as otherwise provided by this  
16 Act, the highest ranking officer in the DeKalb County sheriff's department shall act as sheriff  
17 in case of a vacancy in such office.

18 **SECTION 2.**

19 All laws and parts of laws in conflict with this Act are repealed.