

Senate Bill 239

By: Senators Lee of the 29th and Meyer von Bremen of the 12th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Article 2 of Chapter 7 of Title 24 of the Official Code of Georgia Annotated,
2 relating to authentication of writings, so as to provide for authentication of ordinances and
3 resolutions of counties and municipal corporations; to amend Code Section 36-80-19 of the
4 Official Code of Georgia Annotated, relating to codification of local government ordinances,
5 so as to change the provisions relating to definitions; to provide for posting or furnishing of
6 codified ordinances and resolutions; to authorize authentication of codified ordinances and
7 resolutions; to provide an effective date; to repeal conflicting laws; and for other purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 Article 2 of Chapter 7 of Title 24 of the Official Code of Georgia Annotated, relating to
11 authentication of writings, is amended by striking Code Section 24-7-22, which is currently
12 reserved, and inserting a new Code section to read as follows:

13 "24-7-22.

14 When certified by a public officer, clerk, or keeper of the county or municipal records
15 specified in Code Section 24-7-20 or 24-7-21 and in the absence of contrary evidence,
16 judicial notice may be taken of a copy of any ordinance or resolution included within a
17 general codification required by paragraph (1) of subsection (b) of Code Section 36-80-19
18 as representing an ordinance or resolution duly approved by the governing authority and
19 currently in force as presented. Any such certified copy shall be self-authenticating and
20 shall be admissible as prima-facie proof of any such ordinance or resolution before any
21 court or administrative body."

22 **SECTION 2.**

23 Code Section 36-80-19 of the Official Code of Georgia Annotated, relating to codification
24 of local government ordinances, is amended by striking paragraph (1) of subsection (a)
25 thereof and inserting in its place the following:

1 "(1) 'Local governing authority' means the governing authority of each municipality; and
2 county; ~~and consolidated government~~ in this state."

3 **SECTION 3.**

4 Said Code section is further amended by striking subsection (d) thereof and inserting in its
5 place the following:

6 "(d) Each such general codification shall be:

7 (1) Made available by posting such codification on the Internet; or

8 (2) A copy of each such general codification shall be furnished Furnished promptly as
9 a copy to the State Law Library which shall be the official state repository for such
10 general codifications; and provided, further, that counties financing all or part of the cost
11 of codification through law library fees pursuant to Code Sections 36-15-7 and 36-15-9
12 shall furnish a copy of each general codification

13 (3) In counties which have established a county law library, furnished as a copy to the
14 county law library."

15 **SECTION 4.**

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

18 **SECTION 5.**

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