

Senate Bill 438

By: Senators Johnson of the 1st, Lee of the 29th, Shafer of the 48th, Smith of the 52nd and Williams of the 19th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 32-2-20, relating to the composition and operations of the State  
2 Transportation Board, so as to provide that voting in caucuses to elect members of the State  
3 Transportation Board shall be by roll-call vote, show of hands, or some other open voting  
4 method; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 32-2-20, relating to the composition and operations of the State Transportation  
8 Board, is amended by striking subsection (b) and inserting in its place a new subsection to  
9 read as follows:

10 "(b) Each member shall be elected to serve for a term of five years and until his or her  
11 successor is duly elected and certified. The member of the board from each congressional  
12 district shall be elected by a majority vote of the members of the House of Representatives  
13 and Senate whose respective districts are embraced or partly embraced within such  
14 congressional district, meeting in caucus at the regular session of the General Assembly  
15 immediately preceding the expiration of the term of office of each such board member.  
16 Said caucus shall be called at the state capitol by the Speaker of the House of  
17 Representatives and the President of the Senate within the first ten days of the convening  
18 of the General Assembly in regular session by mailing to the members of the General  
19 Assembly who are affected written notice at least four days before the caucus, which notice  
20 shall state the time, place, and purpose of said caucus. Voting in the caucus shall not be  
21 conducted by secret ballot and shall be conducted by roll-call vote, show of hands, or some  
22 other method which will allow observers and participants to observe how each member of  
23 the caucus votes. Within 15 days after each such election, the Speaker of the House and the  
24 President of the Senate shall jointly transmit a certificate of such election to the Secretary  
25 of State who, upon receipt thereof, shall immediately issue his or her commission thereon,  
26 with the great seal of the state affixed thereto."

1

**SECTION 2.**

2 All laws and parts of laws in conflict with this Act are repealed.