

House Bill 1627 (AS PASSED HOUSE AND SENATE)

By: Representatives Rynders of the 152nd and Hanner of the 148th

A BILL TO BE ENTITLED
AN ACT

To amend an Act to create the Lee County Parks and Recreation Authority, approved May 17, 2004 (Ga. L. 2004, p. 3788), so as to provide terms for members; to provide for the removal of office for cause; to provide for related matters; to provide for an effective date and applicability; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act to create the Lee County Parks and Recreation Authority, approved May 17, 2004 (Ga. L. 2004, p. 3788), is amended by striking in its entirety subsection (b) of Section 2 and inserting in lieu thereof the following:

"(b) The authority shall consist of five members appointed by a majority vote of the board of commissioners of Lee County, any of whom may be members of such governing authority, and the county manager of Lee County, who shall be an ex officio, nonvoting member of the authority. Members of the Lee County Parks and Recreation Authority shall be appointed for terms of one year, and members may succeed themselves in office; provided, however, that the members serving on July 1, 2006, shall continue to serve for the remainder of the term to which they were appointed. If a member of a governing authority is appointed as a member of the authority, his or her term shall terminate at the end of his or her term of office on the governing authority or upon his or her ceasing to be a member of the governing authority. Such person may be reappointed as a member of the authority."

SECTION 2.

Said Act is further amended by inserting at the end of Section 2 a new subsection to read as follows:

"(j) The office of any member of the authority shall be declared vacant upon a determination by the members of the board of commissioners of Lee County that such

1 authority member has been, while in office, arrested for or convicted of a felony, a
2 misdemeanor of a high and aggravated nature, or a crime involving moral turpitude or is
3 found by the board of commissioners of Lee County to have moved such member's
4 residence from the unincorporated area of Lee County during such member's term of
5 office. The board of commissioners of Lee County shall be authorized to remove any
6 member of the authority from office by a two-thirds vote of the board of commissioners
7 of Lee County in the event that such member of the authority is found by the board of
8 commissioners of Lee County to be guilty of misfeasance or malfeasance in office, is found
9 by the board of commissioners of Lee County to have failed to attend three or more
10 successive regular meetings of the authority without a reasonable excuse approved by a
11 resolution of the authority, or who is found by the board of commissioners of Lee County
12 to have engaged in actions or activities which are determined by the board of
13 commissioners of Lee County to have been detrimental to the carrying out of the duties and
14 obligations of the authority."

15 **SECTION 3.**

16 This Act shall become effective upon its approval by the Governor or upon its becoming law
17 without such approval and shall be applicable to all members holding office on that date and
18 to all future members.

19 **SECTION 4.**

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