

Senate Bill 174

By: Senators Grant of the 25th and Mullis of the 53rd

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 2 of Title 45 of the Official Code of Georgia Annotated, relating to  
2 eligibility and qualifications for office, so as to provide for the development of medical and  
3 physical fitness standards for persons employed in positions in state government; to provide  
4 for the appointment of a medical review board; to provide for payment; to provide for rules  
5 and regulations; to provide for the expenditure of funds; to provide for applicability; to repeal  
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 2 of Title 45 of the Official Code of Georgia Annotated, relating to eligibility and  
10 qualifications for office, is amended by adding a new article to read as follows:

11 "ARTICLE 4

12 45-2-60.

13 (a) The commissioner of personnel administration shall appoint a medical review board  
14 composed of not more than five doctors of medicine licensed by the state or such other  
15 specialists as the commissioner deems appropriate to develop medical and physical fitness  
16 standards for persons employed in positions in state service. Such standards shall be  
17 related to the essential functions of specific positions in state service. The required duties  
18 comprising the essential functions for identified positions shall be provided to the medical  
19 review board by the appropriate department, agency, authority, or council.

20 (b) The State Personnel Board is authorized to establish a fee and make payment of same  
21 to the members of the medical review board appointed pursuant to subsection (a) of this  
22 Code section for services rendered; provided, however, that no state employee shall receive  
23 additional compensation for providing such services.

1 45-2-61.

2 The State Personnel Board shall adopt and promulgate rules and regulations for the  
3 administration of this article. The board, through the commissioner of personnel  
4 administration, is authorized to expend allocated funds for the services of the medical  
5 review board service and other incidental administrative expenses in effectuating this  
6 article. All other expenses shall be borne by the respective employing department,  
7 reviewing agency, or employee in accordance with the rules of the State Personnel Board.

8 45-2-62.

9 This article shall not apply to department heads, temporary employees, other categories of  
10 employees of the state as defined by the State Personnel Board, or to students in the  
11 University System of Georgia in the employ of the state. As used in this Code section, the  
12 term 'temporary employee' means a person whose period of employment is of short  
13 duration or is part time as defined by the State Personnel Board."

14 **SECTION 2.**

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