

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated,
2 relating to local boards of education, so as to require public notice of a budget deficit within
3 three business days; to provide for related matters; to repeal conflicting laws; and for other
4 purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

6 Article 3 of Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to local
7 boards of education, is amended by revising Code Section 20-2-67, relating to local school
8 system or school subject to corrective action plan for budget deficit, as follows:
9

10 "20-2-67.

11 (a) When an audit by the Department of Audits and Accounts finds and reports
12 irregularities or budget deficits in the fund accounting information regarding a local school
13 system or a school within the local school system, the Department of Audits and Accounts
14 shall report the findings of irregularities or budget deficits to the State Board of Education
15 and the local board of education.

16 (b) The State Board of Education shall inform the superintendent of the local school
17 system of the irregularities or budget deficits regarding a local school system's or a
18 school's fund accounting information. Within three business days of notice to the
19 superintendent of the irregularities or budget deficits, the superintendent and the
20 chairperson of the local board shall cause to be published in a newspaper having the largest
21 general circulation in the county or municipality in which the local school system is located
22 once a week for two consecutive weeks a notice of such irregularities or budget deficits;
23 provided, however, such notice shall not be placed in that section of the newspaper where
24 legal notices appear. The superintendent shall submit to the Department of Education a
25 response to the findings and a corrective action plan as defined by rules and regulations
26 adopted by the State Board of Education designed to correct the financial irregularities or

1 budget deficits for the school or school system. From the time such irregularity or budget
2 deficit is discovered until the time it is eliminated, the local school superintendent shall
3 present to each member of the local board of education for his or her review and written
4 acknowledgment a monthly report containing all anticipated expenditures by budget
5 function for such school or school system during the current month. The report shall be
6 presented to local board members on or before the tenth business day of each month. Each
7 monthly report shall be signed by each member of that local board and recorded and
8 retained in the minutes of the meeting of the local board of education.

9 (c) Not later than September 30 of the year, each local board of education shall cause to
10 be published in ~~the official county organ wherein~~ a newspaper having the largest general
11 circulation in the county or municipality in which the local school system is located once
12 a week for two weeks a statement of actual financial operations for such schools or school
13 system identified by the Department of Audits and Accounts as having financial
14 irregularities; provided, however, such notice shall not be placed in that section of the
15 newspaper where legal notices appear. Such statement of actual financial operations shall
16 be in a form to be specified and prescribed by the state auditor for the purpose of indicating
17 the current financial status of the schools or school system. Prior to publication, such form
18 shall be executed by the local board of education and signed by each member of said board
19 and the local school superintendent.

20 (d) A copy of the actual financial operations form required to be published by subsection
21 (c) of this Code section shall be mailed by each local board of education to the Department
22 of Education and the local county board of commissioners or local municipal governing
23 authority. A current copy of said form shall be maintained on file in the central
24 administrative office of the local school system for public inspection for a period of at least
25 two years from the date of its publication. Copies of the statement shall be made available
26 on request."

27 SECTION 2.

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