

House Bill 1109 (AS PASSED HOUSE AND SENATE)

By: Representatives Tumlin of the 38th, Setzler of the 35th, Wix of the 33rd, Teilhet of the 40th, Golick of the 34th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act changing the compensation of the clerk of the superior court, the sheriff,
2 and the judge of the Probate Court of Cobb County from the fee system to the salary system,
3 approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act
4 approved May 29, 2007 (Ga. L. 2007, p. 4217), so as to change the compensation of the
5 deputy clerk of the superior court; to provide an effective date; to repeal conflicting laws; and
6 for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act changing the compensation of the clerk of the superior court, the sheriff, and the
10 judge of the Probate Court of Cobb County from the fee system to the salary system,
11 approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act
12 approved May 29, 2007 (Ga. L. 2007, p. 4217), is amended by striking subsection (b) of
13 Section 4 thereof and inserting in its place a new subsection (b) to read as follows:

14 "(b) The clerk of the superior court shall be allowed a deputy clerk whose annual salary
15 shall be \$95,440.39 to be paid in equal monthly installments from the funds in the county
16 treasury. Any candidate for the office of clerk of the Superior Court of Cobb County shall,
17 on the date of his or her qualification for such office in either a primary or general election,
18 certify to the judge of the Probate Court of Cobb County the name of the person he or she
19 shall appoint as deputy clerk in the event he or she is elected to the office of clerk; and the
20 person so named and certified by the successful candidate for such office shall serve as the
21 deputy clerk during the term for which he or she was so named. In the event of the death
22 or removal from office of said deputy clerk, the clerk of the superior court shall have 30
23 days from said date of death or removal from office of said deputy clerk to certify to the
24 judge of the Probate Court of Cobb County the name of the new deputy clerk to be
25 appointed. In addition to said deputy clerk, the clerk of the Superior Court of Cobb County
26 shall be authorized and empowered to employ the clerical help necessary to perform

1 properly the functions and duties of the office, provided that the number of employees and
2 salaries or other compensation to be paid to each shall first be approved by the governing
3 authority of Cobb County."

4 **SECTION 2.**

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

7 **SECTION 3.**

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