

House Bill 763 (COMMITTEE SUBSTITUTE)

By: Representative Smith of the 168<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act re-creating the Board of Commissioners of Bacon County, approved  
2 April 4, 1991 (Ga. L. 1991, p. 4436), as amended, particularly by an Act approved April 21,  
3 1997 (Ga. L. 1997, p. 4454), so as to revise the chairperson of the board of commissioners  
4 duties; to give to the chairperson a vote only in the event of a tie vote; to provide for related  
5 matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act re-creating the Board of Commissioners of Bacon County, approved April 4, 1991  
9 (Ga. L. 1991, p. 4436), as amended, particularly by an Act approved April 21, 1997 (Ga. L.  
10 1997, p. 4454), is amended by revising subsection (b) of Section 7 as follows:

11 "(b) It shall be the duty of the chairperson to act as presiding officer at all meetings of the  
12 board of commissioners, and he or she shall be recognized as the ceremonial head of the  
13 county government and shall have other duties as provided in this Act. In the event of the  
14 temporary absence, disqualification, or disability of the chairperson, the vice chairperson  
15 shall assume the duties of the chairperson and shall receive a per diem allowance, not less  
16 than the per diem allowance received by members of the General Assembly, for every day  
17 that the vice chairperson performs the duties of the chairperson. It shall be the duty of the  
18 chairperson to preserve order and decorum at all meetings of the board, to state every  
19 question coming before the board, to announce the decisions of the board on all subjects,  
20 and to decide all questions of order, subject however, to an appeal to the board, in which  
21 event a majority vote of the board shall govern and conclusively determine such question  
22 of order. The chairperson shall not have the right to vote on any matters coming before the  
23 board except in the case of a tie vote. All commissioners including the chairperson shall  
24 be bonded in the amount of \$10,000.00 by a good and solvent bonding company authorized  
25 to do business in the State of Georgia, said bond to be approved by the judge of the probate  
26 court, payable to the judge of the probate court and his or her successors in the office, for

27 the use of Bacon County, conditioned upon the faithful performance of their duties. The  
28 costs of said bonds shall be paid from the general funds of Bacon County."

29 **SECTION 2.**

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

32 **SECTION 3.**

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