

Senate Bill 38

By: Senators Rogers of the 21st and Millar of the 40th

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to  
2 elementary and secondary education, so as to provide for authority for the State School  
3 Superintendent to employ and dismiss employees; to provide for related matters; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and  
8 secondary education, is amended in Code Section 20-2-11, relating to budgets, supervision  
9 of the Department of Education, and funds for the state office, by revising as follows:

10 "20-2-11.

11 The State Board of Education shall prepare and submit to the Governor and General  
12 Assembly an estimate of the funds necessary for the operation of the state public school  
13 system. It shall have general supervision of the Department of Education and may delegate  
14 to the State School Superintendent the authority to employ and dismiss such clerical  
15 employees, supervisors, administrators, and other employees who are members of the  
16 classified service under Article 1 of Chapter 20 of Title 45 as may be necessary for the  
17 efficient operation of the Department of Education. It shall set aside the necessary funds  
18 for the maintenance of the office of the department and the State School Superintendent,  
19 the amount and sufficiency of such funds to be in the discretion of the state board, such  
20 funds to be disbursed by the superintendent in the payment of salaries and travel expenses  
21 of employees and for printing, communication, equipment, repairs, and other expenses  
22 incidental to the operation of the department."

23 style="text-align:center">**SECTION 2.**

24 Said chapter is further amended in Code Section 20-2-241, relating to the State School  
25 Superintendent, by revising subsection (b) as follows:

26 "(b) The State School Superintendent shall have the sole authority to employ persons to  
27 serve in the five senior staff positions within the Department of Education and dismiss such  
28 clerical employees, supervisors, administrators, and other employees who are members of  
29 the classified service under Article 1 of Chapter 20 of Title 45 as may be necessary for the  
30 efficient operation of the Department of Education."

31 **SECTION 3.**

32 Said chapter is further amended in Code Section 20-2-302, relating to funds for the operation  
33 of schools for deaf and blind persons, by revising subsection (c) as follows:

34 "(c) ~~The State Board of Education may delegate to the~~ State School Superintendent shall  
35 have the sole authority to employ and dismiss employees at the state schools for the deaf  
36 and blind."

37 **SECTION 4.**

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