

Senate Bill 525

By: Senator Mullis of the 53rd

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend an Act to create the office of Commissioner of Roads and Revenues for the
2 County of Walker, approved February 10, 1939 (Ga. L. 1939, p. 751), as amended, so as to
3 modernize, update, and revise such Act; to eliminate archaic language; to revise provisions
4 relating to elections, runoffs, expenses, county attorney, financial statements, competitive
5 bidding, audits, road maintenance, and oversight; to provide for the ratification of certain
6 contracts; to provide for related matters; to repeal conflicting laws; and for other purposes.

7 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

8 **SECTION 1.**

9 An Act to create the office of Commissioner of Roads and Revenues for the County of
10 Walker, approved February 10, 1939 (Ga. L. 1939, p. 751), as amended, is amended by
11 revising Section 4 as follows:

12 "SECTION 4.
13 Election returns.

14 The managers of elections held under this Act shall consolidate the returns of such
15 elections as provided by law for general elections held in the county and certify the results
16 to the Board of Elections of Walker County, Georgia; and the one receiving the majority
17 of the votes cast in the election for commissioner shall be commissioned by the Governor
18 of the State of Georgia as commissioner. However, if no candidate receives a majority of
19 the votes cast for such office, a run-off election shall be held as provided by state law."

20 **SECTION 2.**

21 Said Act is further amended by revising Section 5 as follows:

22 "SECTION 5.
23 Run-off election.

24 The only eligible candidates for a run-off election, as provided in Section 4 of this Act,
25 shall be the candidates receiving the two highest numbers of votes cast for such office in
26 the general election."

27 **SECTION 3.**
28 Said Act is further amended by revising Section 6 as follows:

29 "SECTION 6.
30 Election expenses.

31 All expenses incurred in elections, as provided in Sections 4 and 5 of this Act, shall be
32 borne by Walker County and paid from the treasury or depository of such county."

33 **SECTION 4.**
34 Said Act is further amended by revising Section 10 as follows:

35 "SECTION 10.
36 Expense allowance.

37 Reserved."

38 **SECTION 5.**
39 Said Act is further amended by revising Section 12A as follows:

40 "SECTION 12A.
41 Financial statement.

42 Reserved."

43 **SECTION 6.**
44 Said Act is further amended by revising Section 13 as follows:

45 "SECTION 13.
46 County attorney.

47 The commissioner shall have all authority as provided by state law to employ and
48 compensate a county attorney."

49 **SECTION 7.**
50 Said Act is further amended by revising Section 17 as follows:

51 "SECTION 17.
52 Financial statement.

53 The commissioner, at the end of each quarter, shall make up an itemized statement showing
54 all amounts collected and expended on behalf of the county during that quarter. Such
55 statement shall show the balance of cash on hand at the beginning of the quarter and at the
56 end of the quarter and such outstanding obligations as the commissioner or his or her
57 predecessor in office shall have made. Such statement shall be published on the county's
58 official website."

59 **SECTION 8.**
60 Said Act is further amended by revising Section 20 as follows:

61 "SECTION 20.
62 Competitive bidding generally.

63 All laws of the state relating to competitive bidding shall be strictly observed."

64 **SECTION 9.**
65 Said Act is further amended by revising Section 24 as follows:

66 "SECTION 24.
67 Roads in municipalities - Maintenance.

68 Reserved."

69 **SECTION 10.**
70 Said Act is further amended by revising Section 27 as follows:

71 "SECTION 27.

72 Audits.

73 The county shall be audited each year according to the provisions of state law."

74 **SECTION 11.**

75 Said Act is further amended by revising Section 28 as follows:

76 "SECTION 28.

77 Removal of commissioner.

78 It shall be the duty of the grand jury of Walker County, Georgia, to inquire into the acts of
79 the commissioner; and, if any grand jury of Walker County, Georgia, shall find by majority
80 vote thereof that the commissioner has violated state law and has wrongfully or
81 fraudulently conducted the affairs of his or her office, such grand jury so finding shall take
82 the appropriate actions according to state law."

83 **SECTION 13.**

84 All contracts entered into by the Commissioner of Walker County that are in existence on
85 the effective date of this Act are ratified and shall continue in force and effect according to
86 their terms.

87 **SECTION 14.**

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