

## House Bill 346

By: Representatives Geisinger of the 48<sup>th</sup>, Jones of the 47<sup>th</sup>, Lindsey of the 54<sup>th</sup>, Willard of the 51<sup>st</sup>, Riley of the 50<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act providing for the consolidation of the offices of tax receiver of Fulton  
2 County and tax collector of Fulton County into the office of tax commissioner of Fulton  
3 County, approved February 21, 1951 (Ga. L. 1951, p. 3006), as amended, particularly by an  
4 Act approved May 9, 2002 (Ga. L. 2002, p. 5680), so as to provide for a citation of authority;  
5 to provide for the appointment of the tax commissioner of Fulton County; to limit certain  
6 compensation of the tax commissioner; to provide for submission of this Act under the  
7 federal Voting Rights Act of 1965, as amended; to provide for related matters; to repeal  
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

11 This Act is based on authority contained in a local constitutional amendment (Ga. L. 1952,  
12 p. 514) granting the General Assembly power to provide by law for the method of selecting  
13 a tax commissioner of Fulton County.

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

15 An Act providing for the consolidation of the offices of tax receiver of Fulton County and  
16 tax collector of Fulton County into the office of tax commissioner of Fulton County,  
17 approved February 21, 1951 (Ga. L. 1951, p. 3006), as amended, particularly by an Act  
18 approved May 9, 2002 (Ga. L. 2002, p. 5680), is amended by striking Section 5 and inserting  
19 in lieu thereof a new Section 5 to read as follows:

20 style="text-align:center">"SECTION 5.

21 The tax commissioner in office on the effective date of this section shall serve out the  
22 remaining term of office to which such person was elected. The successor in office to the  
23 current tax commissioner shall begin his or her term on January 1, 2017, shall be  
24 nominated by the chairperson of the Board of Commissioners of Fulton County subject to

25 approval by the Board of Commissioners of Fulton County and the appointment shall be  
26 completed when transmitted in writing to and entered on the minutes of the board of county  
27 commissioners of Fulton County. The first such appointment for a full term shall be made  
28 during the month of September, 2016, the appointee to hold office for a four-year term  
29 beginning January 1, 2017, and ending December 31, 2021, and thereafter the  
30 appointments for full terms shall be made as heretofore provided in the month of  
31 September of the last year of the incumbent's term of office."

32 **SECTION 3.**

33 Said Act is further amended by adding a new section to read as follows:

34 **"SECTION 8A.**

35 The tax commissioner is prohibited from receiving compensation from any source for  
36 performing the duties of his or her office other than the salary, expense reimbursements,  
37 and benefits paid to the tax commissioner by Fulton County."

38 **SECTION 4.**

39 The governing authority of Fulton County shall through its legal counsel cause this Act to  
40 be submitted for preclearance under Section 5 of the federal Voting Rights Act of 1965, as  
41 amended, no later than 45 days after the date on which this Act is approved by the Governor  
42 or otherwise becomes law without such approval.

43 **SECTION 5.**

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