

The Senate State and Local Governmental Operations Committee offered the following substitute to HB 857:

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act revising and reenacting the law creating a Board of Commissioners of
2 Bacon County, approved April 4, 1991 (Ga. L. 1991, p. 4436), as amended, so as to revise
3 provisions regarding membership of the chairperson and commissioners on certain boards
4 and authorities; to provide for related matters; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act revising and reenacting the law creating a Board of Commissioners of Bacon County,
9 approved April 4, 1991 (Ga. L. 1991, p. 4436), as amended, is amended by revising Section
10 3 as follows:

11 "SECTION 3.

12 (a) No person shall be a member of the board if that person is ineligible for such office
13 pursuant to Code Section 45-2-1 of the Official Code of Georgia Annotated or any other
14 general law applicable to that office.

15 (b) In order to be elected or appointed as a member of the board from a commissioner
16 district, a person must have resided in that commissioner district for at least 12 months
17 prior to election or appointment thereto and, if elected, must receive the number of votes
18 cast as required by general law for that office in that district only and not at large. Only
19 electors who are residents of that commissioner district may vote for a member of the board
20 for that district. At the time of qualifying for election as a member of the board from a
21 commissioner district, each candidate for such office shall specify the commissioner
22 district for which that person is a candidate. A person elected or appointed as a member
23 of the board from a commissioner district must continue to reside in that district during that
24 person's term of office or that office shall become vacant. The appointment by the
25 chairperson of any commissioner to a local governing or advisory board shall be subject

26 to a majority vote of the board of commissioners; provided, however, that no commissioner
27 shall serve on more than two additional local governing or advisory boards.

28 (c) The member of the board who is chairperson of the board may reside anywhere within
29 Bacon County and, if elected, must receive the number of votes cast for that office as
30 required by general law in the entire county. The chairperson must continue to reside
31 within the county during that person's term of office or that office shall become vacant.
32 The chairperson shall not serve on any public board or authority or any entity which
33 receives funds from the county, either directly or indirectly, or any entity for which the
34 county is responsible, in whole or in part, for such entity's indebtedness, while serving as
35 chairperson unless expressly required to do so by general law or the Constitution of
36 Georgia or unless membership on any such public board or authority is in an ex officio
37 capacity as a result of service as chairperson of the board of commissioners; provided,
38 however, that the chairperson shall be allowed to serve on any state or federal board or
39 authority if such service is not in violation of state or federal law."

40 SECTION 2.

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