

Senate Bill 258

By: Senators Tillery of the 19th, Cowser of the 46th, Burke of the 11th, Gooch of the 51st and Mullis of the 53rd

**AS PASSED SENATE**

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1 of Chapter 2 of Title 45 of the Official Code of Georgia Annotated,  
2 relating to general provisions regarding eligibility and qualifications for office, so as to  
3 provide for ineligibility for office for holders of public money of municipalities who refuse  
4 or fail to account and pay over such funds to the proper officer; 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 Article 1 of Chapter 2 of Title 45 of the Official Code of Georgia Annotated, relating to  
9 general provisions regarding eligibility and qualifications for office, is amended by revising  
10 paragraph (2) of Code Section 45-2-1, relating to persons ineligible to hold civil office,  
11 vacation of office, and validity of acts performed while in office, as follows:

12 "(2) All holders or receivers of public money of this state or any county or municipality  
13 thereof who have refused or failed when called upon after reasonable opportunity to  
14 account for and pay over the same to the proper officer;"

15 **SECTION 2.**

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

18 **SECTION 3.**

19 All laws and parts of laws in conflict with this Act are repealed.