

House Bill 1200 (AS PASSED HOUSE AND SENATE)

By: Representative Williams of the 148<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act to create a board of elections and registration for Wilcox County and to  
2 provide for its powers and duties, approved May 6, 2013 (Ga. L. 2013, p. 4056), so as to  
3 provide for the hiring of employees, including an election supervisor, of such board by the  
4 county manager of Wilcox County; to provide for the employment of such employees by said  
5 county; to provide for the day-to-day supervision of the board's duties; to provide for the  
6 distribution of sample ballots and other information by the board; to provide for related  
7 matters; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act to create a board of elections and registration for Wilcox County and to provide for  
11 its powers and duties, approved May 6, 2013 (Ga. L. 2013, p. 4056), is amended by revising  
12 Section 9 as follows:

13 "SECTION 9.

14 (a) The board shall be authorized to organize itself, determine its procedural rules and  
15 regulations, adopt bylaws, specify policies for the functions and duties of its employees and  
16 poll workers, and otherwise take such action as is appropriate for the management of the  
17 affairs committed to its supervision; provided, however, that no such action shall conflict  
18 with state law. Actions and decisions by the board shall be by a majority vote of the  
19 members of the board at meetings held in compliance with Chapter 14 of Title 50 of the  
20 O.C.G.A., or as otherwise provided by law.

21 (b) The board shall recommend to the county manager for employment such full-time and  
22 part-time employees, including poll workers, as may be deemed necessary by the board and  
23 as approved in the annual budget adopted by the governing authority of Wilcox County.  
24 The governing authority of Wilcox County, at its own discretion, may provide that such

25 employees shall be considered county employees for purposes of pay, benefits, sick leave,  
 26 vacation, disciplinary action, termination of employment, and all other purposes.

27 (c) In the event that the board desires to have a full-time or part-time election supervisor  
 28 to administer and supervise the conduct of elections and primaries and the registration of  
 29 electors, the county manager of Wilcox County may hire such election supervisor based  
 30 upon a job description drafted and prepared by the board. The board shall have the  
 31 authority to review applications for the election supervisor position and to participate in  
 32 any interview process undertaken by Wilcox County. The board shall recommend to the  
 33 county manager a candidate for the election supervisor position; provided, however, that  
 34 the county manager may reject any recommendation of the board. If hired, the election  
 35 supervisor shall be considered a county employee for purposes of pay, benefits, sick leave,  
 36 vacation, disciplinary action, and termination of employment and subject to the direction,  
 37 evaluation, and corrective action of the county manager on matters of such employment;  
 38 provided, however, that the election supervisor shall also be subject to the direction,  
 39 evaluation, and corrective action of the board as it relates to the conducting and holding of  
 40 elections and the registration of electors and voters. The election supervisor shall not be  
 41 eligible to serve as a member of the board.

42 (d) The board shall fix and establish, by appropriate resolution entered on its minutes,  
 43 directives governing the execution of matters within its jurisdiction. The board shall have  
 44 regular monthly meetings. The chairperson or any three members of the board may call  
 45 a special meeting of the board. The board shall maintain a written record of policy  
 46 decisions, including any amendments making additions or deletions thereto. All such  
 47 written records shall be made available to the public pursuant to Chapter 18 of Title 50 of  
 48 the O.C.G.A., or as otherwise provided by law.

49 (e) In the absence of a county manager, the governing authority of the county shall carry  
 50 out any of the foregoing duties of such manager."

51 **SECTION 2.**

52 Said Act is further amended by revising Sections 12 and 13 as follows:

53 "SECTION 12.

54 (a) The board may adopt a resolution providing that the chairperson shall supervise the  
 55 day-to-day affairs of the conducting and holding of elections and the registration of electors  
 56 and voters.

57 (b) The board shall fix and establish, by appropriate resolution entered on its minutes,  
 58 directives governing the execution of matters within the board's jurisdiction.

