

House Bill 1122

By: Representatives Watson of the 172nd, Jasperse of the 11th, England of the 116th, and Corbett of the 174th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 8 of Title 50 of the Official Code of Georgia Annotated,
2 relating to regional commissions, so as to revise provisions regarding the appointment of
3 nonpublic members to the regional commission councils; to provide for executive
4 committees for each regional commission council; to provide for related matters; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 2 of Chapter 8 of Title 50 of the Official Code of Georgia Annotated, relating to
9 regional commissions, is amended by revising Code Section 50-8-34, relating to councils of
10 regional commissions, membership, terms of membership, voting, officers, and powers, as
11 follows:

12 "50-8-34.

13 (a) The council of each regional commission shall establish policy and direction for the
14 regional commission and shall perform such other functions as may be provided or
15 authorized by law.

16 (b) The manner of selecting such regional commission ~~council members~~ councilmembers
17 shall be as prescribed by its bylaws and membership on the council shall be determined as
18 follows:

19 (1) The council shall include the chief elected official of each county governing body in
20 the region for a period of time concurrent with each such elected official's term of elected
21 office. If the chief elected official for a county is unable to serve on the council, he or she
22 shall appoint another elected county official. In the case of a consolidated government
23 where there is not another municipality located within the boundaries of the county, a
24 second member of such consolidated government shall be appointed to the board;

25 (2) The council shall include one elected official from one municipality in each county
 26 in the region for a period of time concurrent with each such elected official's term of
 27 elected office; and

28 (3) The council shall include ~~three residents of the region appointed by the Governor,~~
 29 ~~each for a term of two years. One of such three appointees shall be a member of a school~~
 30 ~~board located within the region or a superintendent of schools within the region, and two~~
 31 ~~of such three appointees shall be nonpublic council members; one nonpublic resident of~~
 32 ~~each county in the region appointed by the governing authority of such county.~~

33 (4) ~~The council shall include one nonpublic council member appointed by the Lieutenant~~
 34 ~~Governor for a term of two years and one nonpublic council member appointed by the~~
 35 ~~Speaker of the House of Representatives for a term of two years; and~~

36 (5) ~~The council may include any additional members determined necessary by the~~
 37 ~~commissioner for purposes of complying with laws or regulations, or otherwise. Any~~
 38 ~~such additional members shall be selected by the council and shall serve for a term of one~~
 39 ~~year.~~

40 (c) The term of a member shall terminate immediately upon:

41 (1) Resignation by a member;

42 (2) Death of a member or inability to serve as a member due to medical infirmity or other
 43 incapacity; or

44 (3) Any change in local elective office or residence of a member which would cause the
 45 composition of the council not to comply with the requirements of subsection (b) of this
 46 Code section.

47 (d) Each member of the council shall have one vote. Establishment of a quorum for
 48 purposes of the conduct of business shall be determined by the bylaws of the regional
 49 commission.

50 (e) Each regional commission council shall elect from among its ~~council members~~
 51 councilmembers a chairperson, vice chairperson, and secretary or treasurer who shall serve
 52 for a term of two years and until their successors are elected and qualified. Such elections
 53 shall be held biennially at a meeting designated for that purpose in the regional
 54 commission's bylaws.

55 (f) Each council shall exercise the following powers:

56 (1) The powers, duties, responsibilities, and functions enumerated in Code
 57 Section 50-8-35;

58 (2) The appointment and removal of a full-time executive director for the regional
 59 commission;

60 (3) The establishment of such committees as the council shall deem appropriate;

61 (4) The adoption of an annual work program for the regional commission;

- 62 (5) The adoption of an annual budget to support the annual work program; and
63 (6) The determination of the policies and programs to be implemented and operated by
64 the regional commission as may be provided or authorized by law.
- 65 (g) Each council shall also have an executive committee comprising no less than five but
66 no more than nine members of the council appointed by the chairperson. Notwithstanding
67 subsection (f) of this Code section, the executive committee shall oversee the following:
- 68 (1) The commission's budget;
69 (2) Implementation of the work program;
70 (3) The commission's personnel; and
71 (4) Any other task assigned to the executive committee by the council."

72 **SECTION 2.**

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