

Senate Bill 171

By: Senators Burns of the 23rd, Gooch of the 51st, Rhett of the 33rd, Parent of the 42nd and Dixon of the 45th

AS PASSED

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 62 of Title 36 of the Official Code of Georgia Annotated, relating to
2 development authorities, so as to limit the length of a director's hold-over period following
3 expiration of term of office; to provide for vacancy in office at the end of such hold-over
4 period; to amend Code Section 36-62A-21 of the Official Code of Georgia Annotated,
5 relating to required training on development and redevelopment programs, so as to require
6 directors to do yearly continuing education; to provide for suspension of voting eligibility
7 of directors for failing to undertake such training; 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 **SECTION 1.**

11 Chapter 62 of Title 36 of the Official Code of Georgia Annotated, relating to development
12 authorities, is amended by revising subsection (a) of Code Section 36-62-4, relating to
13 development authorities created, appointment and terms of directors, quorum, and adoption
14 and filing of resolution of need, as follows:

15 "(a) There is created in and for each county and municipal corporation in the state a public
16 body corporate and politic to be known as the 'development authority' of such county or

17 municipal corporation, which shall consist of a board of not less than seven and not more
 18 than nine directors to be appointed by resolution of the governing body of the county or
 19 municipal corporation. At the expiration of the current terms of office of the first four
 20 members of the board of directors, the governing body of the county or municipal
 21 corporation shall elect successors to such members to serve for initial terms of two years
 22 and shall elect successors to the remaining members of the board for initial terms of four
 23 years. Thereafter, the terms of all directors shall be for four years. The terms of any
 24 directors added to the original seven directors shall be four years. If, at the end of any term
 25 of office of any director, a successor thereto has not been elected, the director whose term
 26 of office has expired shall continue to hold office until his or her successor is so elected;
 27 provided, however, that such hold-over period shall not exceed six months. In the event
 28 that such six-month hold-over period expires without a successor being elected, the
 29 remaining directors shall elect such successor."

30 **SECTION 2.**

31 Code Section 36-62A-21 of the Official Code of Georgia Annotated, relating to required
 32 training on development and redevelopment programs, is amended as follows:

33 "36-62A-21.

34 (a) Except for a director who is also a member of the governing body of a municipal
 35 corporation or county, each director or member of the governing board or body of a
 36 development authority shall attend and complete at least eight hours of training on
 37 development and redevelopment programs within the first 12 months of the director's or
 38 member's appointment to the development authority. ~~Directors and members in office on~~
 39 ~~January 1, 2000, shall be exempt from this requirement unless reappointed for an additional~~
 40 ~~term.~~

41 (b) After July 1, 2025, directors or members required to complete the training provided for
 42 in subsection (a) of this Code section shall also attend and complete at least two hours of

43 continuing training on development and redevelopment programs each year such director
44 or member is a director or member of such authority. Such training can occur either in
45 person or online.

46 (c) Any director who fails to undertake the continuing training required by subsection (b)
47 of this Code section for two consecutive years shall have his or her voting rights on any
48 authority suspended until the director completes the required continuing training."

49

SECTION 3.

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