

Senate Bill 286

By: Senators Jones of the 10th and Strickland of the 17th

**AS PASSED SENATE**

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act amending and restating an Act known as the "Henry County Development  
2 Authority Act," approved April 25, 2002 (Ga. L. 2002, p. 5046), as amended, so as to provide  
3 for the appointment of a sixth member of the authority appointed by the chairperson of the  
4 Board of Commissioners of Henry County; to revise provisions regarding quorum and  
5 majorities of the authority board; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 To amend an Act amending and restating an Act known as the "Henry County Development  
9 Authority Act," approved April 25, 2002 (Ga. L. 2002, p. 5046), as amended, is amended in  
10 Section 4 by revising subsections (a) through ( c ) as follows:

11 "(a) The authority shall consist of six members appointed by the Board of Commissioners  
12 of Henry County from nominations as provided in this subsection. Those five members  
13 of the authority, each of whom was nominated by a member of the board of commissioners  
14 elected from a different numbered commissioner district (districts 1, 2, 3, 4 and 5), who are  
15 serving as such on the effective date of this Act, in the post corresponding to the number  
16 of such district (posts 1, 2, 3, 4, and 5), and any person selected to fill a vacancy in such

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17 office, shall serve until their respective current terms of office expire and their respective  
18 successors have been appointed and taken office. The sixth member of the authority shall  
19 be appointed by the board of commissioner from a nomination made by the chairperson of  
20 the board of commissioners. Upon the expiration of the term of a member of the authority  
21 who is serving in the post corresponding to a particular numbered commissioner district,  
22 the commissioner from such numbered commissioner district shall nominate a person from  
23 such district to serve as a member of the authority in the post corresponding to the number  
24 of such district. Upon the expiration of the term of the member of the authority who is  
25 serving in the post nominated by the chairperson of the board of commissioners, the  
26 chairperson of the board of commissioners shall nominate a person to serve as a member  
27 of the authority. No person nominated to any post may serve in that post unless such  
28 nomination is approved by a majority of the board of commissioners, such approval  
29 constituting the appointment of such person. Successors to the current members of the  
30 authority, and all future successors to such members, shall take office upon the first  
31 meeting of the Board of Commissioners of Henry County in January immediately  
32 following the expiration of the term of the predecessor in such post and shall serve for a  
33 term of office which expires upon the same date as the term of office of the chairperson or  
34 commissioner who nominated such member to fill such post. Members of the authority  
35 shall serve for the term specified in this subsection and until their respective successors are  
36 appointed and qualified. All members of the authority are eligible for reappointment if  
37 otherwise qualified. All members of the authority shall be citizens of the United States,  
38 shall be at least 21 years of age, shall have been a resident of this state for two years, and  
39 shall have been a resident of Henry County for one year. No member of the authority shall  
40 be a full-time employee of the authority during such member's term of office as a member  
41 of the authority.

42 (b) If, for any reason, a vacancy shall occur in any members numbered post on the  
43 authority, the commissioner from the commissioner district having the same number as

44 such post shall nominate a person to fill such vacancy. If, for any reason, a vacancy shall  
45 occur in the authority post appointed by the chairperson of the board of commissioner, the  
46 chairperson shall nominate a person to fill such vacancy. No person so nominated to any  
47 post may serve in that post unless such nomination is approved by a majority of the Board  
48 of Commissioners of Henry County, such approval constituting the appointment of such  
49 person. The member so appointed shall serve for the unexpired term.

50 (c) Four members of the authority shall constitute a quorum for conducting business;  
51 however, no action shall be taken by the authority unless approved by four members of the  
52 authority."

53 **SECTION 2.**

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