

**LOCAL AND SPECIAL ACTS AND RESOLUTIONS OF THE GENERAL ASSEMBLY  
OF THE STATE OF GEORGIA 1995 [VOLUME 2]**

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**Sequential Number:** 154

**Short Title:** FULTON COUNTY -- LIBRARY SYSTEM; BOARD OF TRUSTEES.

**Law Number:** No. 169

**Origin:** (House Bill No. 799).

**Type:** AN ACT

**Full Title:** To amend an Act providing for the establishment of a county-wide library system in Fulton County, approved April 12, 1982 (Ga. L. 1982, p. 4174), as amended, particularly by an Act approved March 21, 1984 (Ga. L. 1984, p. 4711), and an Act approved March 24, 1988 (Ga. L. 1988, p. 4613), so as to change the membership and number of members of the library board of trustees; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

An Act providing for the establishment of a county-wide library system in Fulton County, approved April 12, 1982 (Ga. L. 1982, p. 4174), as amended, particularly by an Act approved March 21, 1984 (Ga. L. 1984, p. 4711), and an Act approved March 24, 1988 (Ga. L. 1988, p. 4613), is amended by striking Section 4 and inserting in lieu thereof a new Section 4 to read as follows:

**"SECTION 4.**

- (a) Responsibility for constructing, operating, and maintaining all library facilities and services within the above-mentioned portions of Fulton County shall hereinafter be vested in the county-wide library system which shall be administered by the library board of trustees. The members of the current library board of trustees in office at the time of the effective date of this section shall remain members of the library board of trustees and shall serve in that capacity for the remainder of their respective terms.
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- (b) The mayor of the City of Atlanta or his or her designee shall serve on the library board of trustees in an ex officio capacity. One member of the Atlanta City Council shall be elected by the city council to serve as a regular member on the library board of trustees. The chairperson of the Fulton County Board of Commissioners or his or her designee shall also serve on the library board of trustees in an ex officio capacity; and the board of commissioners shall elect one member from their board to serve as a regular member of the library board of trustees.
- (c) The Board of Commissioners of Fulton County shall appoint six members of such library board of trustees, and of such membership one member shall be a resident of a municipality from the north Fulton area, one member shall be a resident of a municipality from the south Fulton area, one member shall be a resident from the special tax district of the unincorporated area, and three members shall be residents of the City of Atlanta. The chairperson of the Fulton County Board of Commissioners shall appoint a seventh member, who shall be a resident of any area of Fulton County.
- (d) The board of trustees shall nominate two persons to fill each of five positions on the board of trustees, and of the two persons so nominated for each position the Board of Commissioners of Fulton County shall appoint one. The nomination and appointment of members under this subsection shall be made such that of these five members at least one shall at all times be a resident of unincorporated south Fulton County.
- (e) On or before July 1, 1995, the mayor of the City of Atlanta shall appoint one resident of DeKalb County within the City of Atlanta to serve as a member of the library board of trustees.
- (f) All members of the board of trustees shall serve for terms of four years expiring on June 30 of the final year of the term.
- (g) Members of the library board of trustees shall be removed for cause or for failure to attend three consecutive meetings pursuant to the bylaws of the library board of trustees.
- (h) The total membership of the board of trustees shall at all times on and after July 1, 1995, consist of 17 members: four under subsection (b) of this section; seven under subsection (c) of this section; five under subsection (d) of this section; and one under subsection (e) of this section. Successors shall be appointed in the same manner as the members they succeed, so that the total membership of the board will always remain 17 members. Vacancies on the library board of trustees shall be filled in the same manner as initial appointments are made. If a vacancy occurs prior to the expiration of a trustee's term, the person who is appointed to fill that vacancy shall serve for the unexpired term."

## SECTION 2.

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

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**SECTION 3.**

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

**NOTICE OF INTENTION TO INTRODUCE LOCAL LEGISLATION**

Notice is given that there will be introduced at the regular 1995 session of the General Assembly of Georgia a bill to amend an Act creating a county-wide library system in Fulton County, approved April 12, 1982 (Ga. L. 1982, p. 4174) as amended; and for other purposes.

This 3rd day of February, 1995.

MICHAEL J. EGAN  
Senator, 40th District  
GEORGIA, FULTON COUNTY

Personally appeared before me, the undersigned authority, duly authorized to administer oaths, JoAnn McClinton, who, on oath, deposes and says that she is Representative from the 68th District, and that the attached copy of Notice of Intention to Introduce Local Legislation was published in the Fulton County Daily Report, which is the official organ of Fulton County, on the following date: February 10, 1995.

/s/ JoAnn McClinton Representative, 68th District Sworn to and subscribed before me,  
this 17th day of February, 1995.

/s/ Connie F. Smith  
Notary Public, Clayton County, Georgia  
My Commission Expires Dec. 6, 1997  
(SEAL)

**Approval Date:** Approved April 5, 1995.