

Senate Bill 104

By: Senator Rhett of the 33rd

**AS PASSED SENATE**

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act changing the compensation of the clerk of the superior court, the sheriff,  
2 and the judge of the Probate Court of Cobb County from the fee system to the salary system,  
3 approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act  
4 approved May 13, 2022 (Ga. L. 2022, p. 6110), so as to change the compensation of the  
5 sheriff; to revise provisions relating to the compensation of deputies, the chief deputy, the  
6 assistant chief deputy, and the executive assistant to the sheriff; 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 changing the compensation of the clerk of the superior court, the sheriff, and the  
11 judge of the Probate Court of Cobb County from the fee system to the salary system,  
12 approved February 9, 1949 (Ga. L. 1949, p. 427), as amended, particularly by an Act  
13 approved May 13, 2022 (Ga. L. 2022, p. 6110), is amended by revising Section 5 as follows:

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## "SECTION 5.

14  
15 (a) The sheriff of Cobb County shall be paid an amount not to exceed \$220,000.00 per  
16 year in equal monthly installments from the funds of Cobb County.

17 (b) The sheriff of Cobb County shall have one chief deputy whose salary shall be  
18 recommended by the sheriff and approved by the governing authority of Cobb County to  
19 be paid in equal monthly installments from the funds of Cobb County. The chief deputy  
20 sheriff shall possess the same qualifications for office as required for the sheriff. The chief  
21 deputy shall serve at the pleasure of the sheriff. Each candidate for the office of sheriff of  
22 Cobb County shall, at the time he or she qualifies to run for the office of sheriff, designate  
23 and certify to the judge of the probate court the name of the person who shall be his or her  
24 chief deputy sheriff. In the event the office of sheriff becomes vacant by death,  
25 resignation, or otherwise, the vacancy shall be filled until the next general election by said  
26 chief deputy, who shall in such event enter upon the performance of said duties upon taking  
27 the oath of office prescribed by law for the sheriff of Cobb County. The chief deputy  
28 sheriff is authorized, when directed by the sheriff, to discharge any and all of the duties and  
29 powers of the sheriff. In addition to said chief deputy, said sheriff shall be authorized to  
30 name and appoint such additional deputies as shall be approved from time to time by the  
31 governing authority of Cobb County. The salaries of said additional deputies shall be set  
32 by the governing authority of Cobb County. In addition to said chief deputy and other  
33 deputies provided for in this subsection, the sheriff of Cobb County shall be authorized to  
34 employ the clerical help necessary to perform properly the functions and duties of his or  
35 her office, provided that the number of employees and salaries or other compensation to  
36 be paid to each shall first be approved by the governing authority of Cobb County.

37 (c) In addition to those employees provided for by subsection (b) of this section, there is  
38 created the office of assistant chief deputy for Cobb County. The assistant chief deputy  
39 shall be appointed by the sheriff, shall be under his or her direct supervision and control,  
40 and shall serve at the pleasure of the sheriff. The salary of the assistant chief deputy shall

41 be recommended by the sheriff and approved by the governing authority of Cobb County  
42 to be paid in equal monthly installments from the funds of Cobb County.

43 (d) In addition to those employees provided for in subsections (b) and (c) of this section,  
44 there is created the position of executive assistant to the sheriff. The executive assistant  
45 shall be appointed by the sheriff, shall be under his or her direct supervision and control,  
46 and shall serve at the pleasure of the sheriff. The sheriff shall establish such qualifications,  
47 education, and experience as he or she deems necessary for the individual appointed to the  
48 position of executive assistant. The salary of the executive assistant shall be recommended  
49 by the sheriff and approved by the governing authority of Cobb County to be paid in equal  
50 monthly installments from the funds of Cobb County."

51 **SECTION 2.**

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