

The House Committee on Public Safety and Homeland Security offers the following substitute to SB 138:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 16 of Title 45 of the Official Code of Georgia Annotated, relating to
2 coroners, so as to provide minimum salaries of coroners; to revise compensation provisions
3 for deputy coroners; to provide for benefits to certain coroners; to remove certain death
4 investigation fees; to provide for related matters; to provide for an effective date; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 16 of Title 45 of the Official Code of Georgia Annotated, relating to coroners, is
9 amended by revising Code Section 45-16-7, relating to appointment of deputy coroners, oath,
10 bond, fees, powers, and qualifications, as follows:

11 "45-16-7.

12 (a) ~~As soon as practicable after July 1, 1980, and at~~ At the beginning of each term of the
13 ~~coroner thereafter~~, the coroner of each county shall appoint a deputy coroner or coroners
14 thereafter, the coroner of each county shall appoint a deputy coroner or coroners as
15 provided in this Code section. A deputy coroner shall be appointed for each county, and
16 one or more additional deputy coroners may be appointed for any county, ~~in the discretion~~

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17 ~~of the coroner pursuant to the provisions of subsection (c) of this Code section.~~ Each
 18 deputy coroner shall serve at the pleasure of the coroner and may be replaced by the
 19 coroner at any time. Each deputy coroner shall take the same oath, give the same bond, be
 20 ~~entitled to the same fees,~~ and have the same powers as the coroner; but a deputy coroner
 21 shall act as coroner only when the coroner is himself or herself unable to act.

22 (b) No person shall be eligible to hold the office of deputy coroner unless he or she holds
 23 a high school diploma or its recognized equivalent. Any deputy coroner who is in office
 24 on July 1, 1980, however, shall without limitation be eligible to serve as deputy coroner at
 25 any time after said date without regard to whether he or she meets the requirements of this
 26 subsection.

27 (c) Notwithstanding any law to the contrary, ~~there shall be appointed only one deputy~~
 28 ~~coroner, and, on and after July 1, 1999,~~ there shall only be one deputy coroner in each ~~such~~
 29 county unless otherwise approved by the local governing authority of the county.

30 (d) Deputy coroners shall receive a fee of at least \$250.00 for each case that he or she
 31 works.

32 (e) As of January 1, 2026, any deputy coroner being compensated by a county in an
 33 amount greater than the compensation formulas provided in subsection (d) of this Code
 34 section shall not have their compensation reduced for the remainder of the term of the
 35 coroner."

36 SECTION 2.

37 Said chapter is further amended by revising Code Section 45-16-11, relating to compensation
 38 of county coroners, increases, calculation, supplements, and expenses, as follows:

39 "45-16-11.

40 (a)(1) Any other law to the contrary notwithstanding, the minimum annual salary of each
 41 coroner in any of the counties in this state in the following population brackets shall be
 42 fixed according to the population of the county in which he or she serves, as determined

43 by the United States decennial census of ~~1990~~ 2020 or any future such census. Except
 44 as otherwise provided in paragraph (2) of this subsection, each such coroner shall receive
 45 an annual salary, payable in equal monthly installments from the funds of the coroner's
 46 county, of not less than the amount fixed in the following schedule:

<u>Population</u>	<u>Minimum Salary</u>
0 — 11,889	\$ 1,200.00
11,890 — 19,999	2,400.00
20,000 — 34,999	3,600.00
<u>0 — 5,999</u>	<u>\$17,700.00</u>
<u>6,000 — 11,889</u>	<u>\$20,000.00</u>
<u>11,890 — 19,999</u>	<u>\$25,000.00</u>
<u>20,000 — 28,999</u>	<u>\$30,000.00</u>
<u>29,000 — 38,999</u>	<u>\$35,000.00</u>
<u>39,000 — 49,999</u>	<u>\$40,000.00</u>
<u>50,000 — 74,999</u>	<u>\$45,000.00</u>
<u>75,000 — 99,999</u>	<u>\$50,000.00</u>
<u>100,000 — 149,999</u>	<u>\$55,000.00</u>
<u>150,000 — 199,999</u>	<u>\$70,000.00</u>
<u>200,000 — 249,000</u>	<u>\$80,000.00</u>
<u>250,000 — 299,999</u>	<u>\$90,000.00</u>
<u>300,000 — 399,999</u>	<u>\$95,000.00</u>
<u>400,000 — 499,999</u>	<u>\$100,000.00</u>
<u>500,000 or more</u>	<u>\$105,000.00</u>

66 (2) Whenever, after January 1, 2026, the state employees subject to compensation plans
 67 authorized and approved in accordance with Code Section 45-20-4 receive a
 68 cost-of-living increase or general performance based increase of a certain percentage or

69 a certain amount, the amounts fixed in the minimum salary schedule in paragraph (1) of
70 this subsection, and in Code Section 45-16-11.1, or the amounts derived by increasing
71 each of said amounts through the application of longevity increases pursuant to
72 subsection (b) of this Code section, where applicable, shall be increased by the same
73 percentage or same amount applicable to such state employees. If the cost-of-living
74 increase or general performance based increase received by state employees is in different
75 percentages or different amounts as to certain categories of employees, the amounts fixed
76 in the minimum salary schedule in paragraph (1) of this subsection, and in Code
77 Section 45-16-11.1, or the amounts derived through the application of longevity
78 increases, shall be increased by a percentage or an amount not to exceed the average
79 percentage or average amount of the general increase in salary granted to the state
80 employees. The Office of Planning and Budget shall calculate the average percentage
81 increase or average amount increase when necessary. The periodic changes in the
82 amounts fixed in the minimum salary schedule in paragraph (1) of this subsection, and
83 in Code Section 45-16-11.1, or the amounts derived through the application of longevity
84 increases, as authorized by this paragraph shall become effective on the first day of
85 January following the date that the cost-of-living increases received by state employees
86 become effective; provided, however, that if the cost-of-living increases or general
87 performance based increases received by state employees become effective on January 1,
88 such periodic changes in the amounts fixed in the minimum salary schedule in
89 paragraph (1) of this subsection, and in Code Section 45-16-11.1, or the amounts derived
90 through the application of longevity increases, as authorized by this paragraph shall
91 become effective on the same date that the cost-of-living increases or general
92 performance based increases received by state employees become effective.

93 (2.1) Longevity increases that occurred prior to January 1, 2026, shall not be applicable
94 to any salary calculated under this Code section on or after January 1, 2026.

95 (3) The county governing authority may supplement the minimum annual salary of the
96 coroner in such amount as it may fix from time to time; but no coroner's compensation
97 supplement shall be decreased during any term of office. Any prior expenditure of
98 county funds to supplement the coroner's salary in the manner authorized by this
99 paragraph is ratified and confirmed. Nothing contained in this paragraph shall prohibit
100 the General Assembly by local law from supplementing the annual salary of the coroner.

101 (a.1) In the event that the coroner or his or her immediate predecessor spent at least 2,080
102 hours on duties related to his or her role as the coroner and the coroner's office in such
103 county administered at least 100 death investigations in the preceding calendar year, the
104 county governing authority shall provide the coroner the same employment benefits it
105 provides the clerk of the superior court, judge of the probate court, sheriff, or tax
106 commissioner.

107 (b) The amounts provided in paragraph (1) of subsection (a) of this Code section and Code
108 Section 45-16-11.1, as increased by paragraph (2) of subsection (a) of this Code section,
109 shall be increased by multiplying said amounts by the percentage which equals 5 percent
110 times the number of completed four-year terms of office served by any coroner after
111 December 31, ~~2000~~ 2025, effective the first day of January following the completion of
112 each such period of service.

113 ~~(c) The minimum salaries provided for under this Code section shall be in addition to any~~
114 ~~fees, including the death investigation fee provided for under subsection (b) of Code~~
115 ~~Section 45-16-27, paid by the county governing authority to the coroner on a per-call basis~~
116 ~~and in addition to any expenses~~ Reserved.

117 (d) The minimum salaries provided for in this Code section shall be considered as salary
118 only. Expenses for deputies, equipment, supplies, copying equipment, and other necessary
119 and reasonable expenses for the operation of a coroner's office shall come from funds other
120 than the funds specified as salary in this Code section.

121 (e) ~~This Code section shall not be construed to reduce the salary of any coroner in office~~
122 ~~on July 1, 2001; provided, however, that successors to such coroners in office on July 1,~~
123 ~~2001; Terms of office beginning on or after January 1, 2026,~~ shall be governed by the
124 provisions of this Code section. All local legislation in effect on ~~July 1, 2001~~ January 1,
125 2026, or enacted thereafter affecting compensation for coroners of the various counties
126 shall be of full force and effect except where the same provides for a salary lower than
127 provided in this Code section, in which event this Code section shall prevail."

128 **SECTION 3.**

129 Said chapter is further amended by repealing subsection (b) of Code Section 45-16-27,
130 relating to when inquest to be held, special situations, coroner's fee, issuance of subpoenas,
131 cost of copying, and limited disclosure of photographs, and designating said subsection as
132 reserved.

133 **SECTION 4.**

134 This Act shall become effective on January 1, 2026.

135 **SECTION 5.**

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