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SENATE BILL NO. 1363

Offered January 9, 2019

Prefiled January 8, 2019

A *BILL to amend and reenact §§ 3-13 and 3-14, as amended, and §§ 3-15 and 3-16 of Chapter 259 of the Acts of Assembly of 1962, which provided a charter for the City of Petersburg, relating to the city treasurer.*

Patron—Dance

Referred to Committee on Local Government

Be it enacted by the General Assembly of Virginia:

1. That §§ 3-13 and 3-14, as amended, and §§ 3-15 and 3-16 of Chapter 259 of the Acts of Assembly of 1962 are amended and reenacted as follows:

§ 3-13. Powers and duties of treasurer.

The city treasurer shall be the custodian of all moneys belonging to the city, shall deposit the same in such bank or banks as the council shall prescribe; shall keep his office in some place designated by the city council; shall keep his books and accounts in such manner as the city council may require, which books and accounts shall always be open to the inspection of the mayor, and any member or committee of the city council, city manager, and finance director or equivalent officer. He shall report to the city council at the end of each fiscal year, and more often, if required, a full and detailed account of all receipts and expenditures during that year and the state of the treasury. He shall keep as a separate fund any special assessment, and the same shall only be used for the purpose for which it was raised. He shall keep all city moneys separate and distinct from his own moneys, and he is prohibited from using either directly or indirectly the corporation money in his custody and keeping, for his own use and benefit or that of any other person or persons whomsoever and any violation of this provision shall subject him to immediate removal from office *collect and receive all moneys due the city from the State and all taxes and levies due the State and collected within the city, and shall disburse the same, using any procedure now or hereafter prescribed by law. In performing his duties, the city treasurer shall be entitled to employ such staff as the State Compensation Board authorizes.*

§ 3-14. Collector of city taxes generally.

There may be appointed by the city council, in its discretion, a collector of city taxes who shall serve at the pleasure of the city council. He shall perform such duties and have such powers as are prescribed by the city council or by state law. *The city manager shall serve as the collector of city taxes.* If the city council does not appoint a collector of city taxes, duties and powers prescribed to the collector of city taxes shall be administered by the treasurer and as provided for by state law.

§ 3-15. Deputies of collector of city taxes.

The collector of city taxes may appoint one or more deputies, *who shall have oversight of city finances,* as may be provided by the city council, but the sureties in the bond of such officer shall be equally liable for the acts of the deputies as for those of the principal.

§ 3-16. Powers and duties of collector of city taxes and collector of delinquent taxes.

The collector of city taxes shall be the custodian of all moneys belonging to the city; shall deposit the same in such bank or banks as the council shall prescribe; shall keep his office in some place designated by the city council; and shall keep his books and accounts in such manner as the city council may require, which books and accounts shall always be open to the inspection of the mayor, any member or committee of the city council, and the finance director or equivalent officer. He shall report to the city council at the end of each fiscal year, and more often if required, a full and detailed account of all receipts and expenditures during that year and the state of the treasury. He shall keep as a separate fund any special assessment, and the same shall only be used for the purpose for which it was raised. The collector of city taxes shall collect all taxes and assessments ~~which~~ that may be levied by the city; and perform such other duties as may be herein prescribed or ordained by the council. The collector of city taxes shall keep his office at such place as shall be designated by the city council, and shall keep in such office such books, vouchers, and accounts as the city council may direct and prescribe, all of which shall be subject to the inspection and examination of the mayor, members of the council, and of any committee of the council. He shall ~~make report in writing, under oath, to the city treasurer weekly, or oftener, if required, as to the amount of all moneys collected by him, and shall pay the same into the city treasury weekly.~~ At the end of each fiscal year he shall submit to the council a statement of all moneys collected by him during the year, and the particular assessment or account upon which collected, ~~also~~ and a statement showing the amount uncollected.