

## Haywood County “Toeprints”

August 4, 2013

Vol. #4 Issue #8 (Subject: **Willfully failing to discharge duties.** )

[www.haywoodtp.net](http://www.haywoodtp.net)

### What’s Happening?

The purpose of this newsletter is to inform Haywood County Taxpayers of what transpires at the bi-monthly County Commission Meetings. This newsletter will be written from the perspective of a casual observer, myself. Any opinions expressed will be mine.

#### § 14-230. Willfully failing to discharge duties.

If any **clerk of any court of record**, sheriff, magistrate, school board member, **county commissioner**, county surveyor, coroner, treasurer, or **official of any of the State institutions, or of any county**, city or town, shall willfully omit, neglect or refuse to discharge any of the duties of his office, for default whereof it is not elsewhere provided that he shall be indicted, **he shall be guilty of a Class 1 misdemeanor**. If it shall be proved that such officer, after his qualification, willfully and corruptly omitted, neglected or refused to discharge any of the duties of his office, or willfully and corruptly violated his oath of office according to the true intent and meaning thereof, such officer shall be guilty of misbehavior in office, and **shall be punished by removal therefrom** under the sentence of the court as a part of the punishment for the offense.

#### § 14-231. Failing to make reports and discharge other duties.

If any State or county officer shall fail, neglect or refuse to make, file or publish any report, statement or other paper, or to deliver to his successor all books and other property belonging to his office, or to pay over or deliver to the proper person all moneys which come into his hands by virtue or color of his office, or to discharge any duty devolving upon him by virtue of his office and required of him by law, he shall be guilty of a Class 1 misdemeanor.

Looks like it is time for a visit to the Sheriff’s Office and District Attorney’s office again to see if they are going to throw my concerns in the trash this time. If they are thrown in the trash again, it’s off to the Grand Jury we go...

**Legend:** If any name is in **bold**, it can’t be a good thing.  
[RINO] Republican In Name Only (i.e. **Kevin Ensley**, **Mitchell Powell**).

[Editors Note: Who is **Mitchell Powell**?]

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