

Senate Bill 76

By: Senators James of the 35th, Butler of the 55th and Thomas of the 10th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to
2 juvenile proceedings, parental rights, and mental incompetency and dependency for
3 juveniles, so as to provide for the minimum age that a child may be committed to the
4 Department of Juvenile Justice; to provide for the minimum age that a child may be detained
5 in a youth detention center; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 style="text-align:center">**SECTION 1.**

8 Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to juvenile
9 proceedings, parental rights, and mental incompetency and dependency for juveniles, is
10 amended by inserting immediately following Code Section 15-11-62 a new Code Section
11 15-11-62.1 to read as follows:

12 "15-11-62.1.

13 (a) A child shall not be considered for commitment to the Department of Juvenile Justice
14 unless the child has attained the age of 12 years at the time of the act, omission, or
15 negligence constituting the delinquent or unruly conduct.

16 (b) A child shall not be detained in a youth detention center unless the child has attained
17 the age of ten years at the time of the act, omission, or negligence constituting the
18 delinquent or unruly conduct.

19 (c) A child shall not be subject to the provisions of subsection (b) of Code Section
20 15-11-66 unless the minimum age requirements set forth in subsection (b) of this Code
21 section have been met."

22 style="text-align:center">**SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.