

House Bill 571

By: Representative Jenkins of the 110<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 47-11-50 of the Official Code of Georgia Annotated, relating to  
2 payment to Judges of the Probate Courts Retirement Fund of Georgia of a portion of fees  
3 collected in connection with marriage licenses, the duty to record and report collection,  
4 interest, delinquent payments, and penalties, so as to provide for the payment into such fund  
5 of certain additional amounts; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 47-11-50 of the Official Code of Georgia Annotated, relating to payment to  
9 Judges of the Probate Courts Retirement Fund of Georgia of a portion of fees collected in  
10 connection with marriage licenses, the duty to record and report collection, interest,  
11 delinquent payments, and penalties, is amended by striking in its entirety subsection (a) and  
12 inserting in lieu thereof the following:

13 "(a)(1) The judges of the probate courts shall withhold the following amounts and pay  
14 the same to the board by the twentieth day of the month following the month in which  
15 such fees were collected, irrespective of whether such collecting judge of the probate  
16 court is now or may hereafter be compensated from fees collected or by a salary, or both:

17 (A) Twenty percent of all fees collected by any and all judges of the probate courts for  
18 any service rendered as such in taking applications for marriage licenses, issuing and  
19 recording such marriage licenses, and filing such applications and marriage licenses  
20 with the Department of Human Resources;

21 (B) \$2.00 of each civil filing; and

22 (C) \$1.00 of the fee paid for each application for a license to carry a pistol or revolver.

23 ~~(2) shall be withheld by the judges of the probate courts collecting such fees and shall be~~  
24 ~~paid to the board by the twentieth day of the month following the month in which such~~  
25 ~~fees were collected, irrespective of whether such collecting judge of the probate court is~~

1 ~~now or may hereafter be compensated from fees collected or by a salary, or both.~~ It shall  
2 be the duty of each judge of the probate court to keep accurate records of all such fees  
3 collected, and such records may be audited by the board at any time. The sums remitted  
4 to the board under this Code section shall be used to provide adjustments of the  
5 compensation of the several judges of the probate courts by making retirement benefits  
6 available to such judges of the probate courts and to pay the costs of administration  
7 incurred by the board."

8 **SECTION 2.**

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