

Senate Bill 270

By: Senators Kemp of the 3rd, Hecht of the 34th and Ray of the 48th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Code Section 17-10-1 of the Official Code of Georgia Annotated, relating to
2 sentencing, so as to allow state and magistrate court judges to set bond under certain
3 circumstances; to provide for related matters; to repeal conflicting laws; and for other
4 purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 Code Section 17-10-1 of the Official Code of Georgia Annotated, relating to sentencing, is
8 amended by striking subparagraph (a)(3)(B) in its entirety and inserting in lieu thereof the
9 following:

10 "(B) A parolee or probationer charged with a misdemeanor involving physical injury
11 or an attempt to commit physical injury or terroristic threats or with a new felony shall
12 not be entitled to bond pending a hearing on the revocation of his or her parole or
13 probation, except by order of a judge of the superior, state, or magistrate court wherein
14 the alleged new offense occurred after a hearing and upon determination of the
15 superior, state, or magistrate court that the parolee or probationer does not constitute
16 a threat to the community."

17 **SECTION 2.**

18 All laws and parts of laws in conflict with this Act are repealed.