

House Bill 446 (AS PASSED HOUSE AND SENATE)

By: Representatives Holmes of the 48th, Post 1, Campbell of the 39th, Willard of the 40th, Sinkfield of the 50th, Thomas of the 43rd, Post 1, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating a State Court of Fulton County by consolidation of the existing
2 Civil Court of Fulton County and the Criminal Court of Fulton County, approved March 24,
3 1976 (Ga. L. 1976, p. 3023), as amended, particularly by an Act approved March 24, 1994
4 (Ga. L. 1994, p. 3944), so as to provide an additional judge for the State Court of Fulton
5 County; to provide for the appointment of the initial additional judge and the election of
6 successors; to provide for terms of office of said additional judge and successors to such
7 judge; to provide for the powers and privileges of said additional judge; to provide for the
8 compensation and expenses of said additional judge; to provide for other matters relative
9 thereto; to repeal conflicting laws; and for other purposes.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

11 **SECTION 1.**

12 An Act creating a State Court of Fulton County by consolidation of the existing Civil Court
13 of Fulton County and the Criminal Court of Fulton County, approved March 24, 1976 (Ga.
14 L. 1976, p. 3023), as amended, particularly by an Act approved March 24, 1994 (Ga. L.
15 1994, p. 3944), is amended by adding at the end of subsection (b) of Section 6 a new
16 paragraph to read as follows:

17 "An additional judge is added to the State Court of Fulton County, thereby increasing to 10
18 the number of judges of said court. Such judge shall be appointed by the Governor as soon
19 as practicable after the effective date of this Act for a term beginning on the date of such
20 appointment and expiring December 31, 2004, and until a successor is elected and
21 qualified. A successor to the initial judge shall be elected in a manner provided by law for
22 the election of judges of the state courts of this state at the general election in November,
23 2004, for a term of four years beginning on January 1, 2005, and until the election and
24 qualification of a successor. Successors shall be elected at the general election in the year
25 in which their respective terms of office expire and shall serve for terms of four years and
26 until their successors are elected and qualified. They shall take office on the first day of

1 January following the date of the election. Such elections shall be held and conducted in
2 a manner provided by law for the election of judges of the state courts of this state. Said
3 additional judge shall have and may exercise all powers, duties, dignity, jurisdiction,
4 privileges, and immunities of the present judges of the State Court of Fulton County. The
5 compensation, salary, and contingent expense allowances of said additional judge shall be
6 the same as that of the other judges of the State Court of Fulton County. Any salary
7 supplements heretofore enacted by Fulton County shall also be applicable to the additional
8 judge provided for in this Act."

9 **SECTION 2.**

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