

House Bill 764 (AS PASSED HOUSE AND SENATE)

By: Representatives Benfield of the 56th, Post 1, Mobley of the 58th, Mangham of the 62nd, Stephenson of the 60th, Post 1, Mitchell of the 61st, Post 3, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating and establishing the recorder's court of DeKalb County, approved
2 March 17, 1959 (Ga. L. 1959, p. 3093), as amended, so as to repeal a certain provision that
3 allows a person arrested for violation of a county ordinance to make a cash deposit with the
4 county Chief of Police in lieu of bond; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 An Act creating and establishing the recorder's court of DeKalb County, approved March
8 17, 1959 (Ga. L. 1959, p. 3093), as amended, is amended by striking in its entirety Section
9 29 which reads as follows:

10 "SECTION 29.

11 Cash Deposit in Lieu of Bond.

12 When an arrest is made for the violation of any county ordinance, regulation, rule or
13 resolution the party arrested, at his sole discretion, may deposit with the Chief of Police of
14 DeKalb County a sum of money to insure his appearance in said recorder's court for trial,
15 said deposit to be in lieu of bond and not to be less than ten dollars or more than one
16 hundred dollars; and said party shall be released as if bond had been given. Where such
17 cash deposit has been made in lieu of bond and the person making such deposit shall fail
18 to appear before said court at the time appointed said sum of money shall be forfeited by
19 the owner thereof and paid over by the Chief of Police of DeKalb County to the county
20 depository as general funds of said county, without necessity of any further notice or
21 proceedings.";

22 and inserting in lieu thereof the following:

1 "SECTION 29.

2 'Reserved.'"

3 **SECTION 2.**

4 All laws and parts of laws in conflict with this Act are repealed.