

The Senate Judiciary Committee offered the following substitute to SB134:

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, so as to change provisions relating to disposition of a delinquent child;
3 to provide for certain circumstances under which a child may be ordered to serve time in a
4 youth development center; to change the length of commitment to a youth development
5 center; to provide that the Department of Juvenile Justice or juvenile courts establish certain
6 community based alternative programs; to provide for related matters; to repeal conflicting
7 laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Chapter 11 of Title 15 of the Official Code of Georgia Annotated, relating to juvenile
11 proceedings, is amended by striking subsection (b) of Code Section 15-11-66, relating to
12 disposition of a delinquent child, and inserting in lieu thereof the following:

13 "(b) At the conclusion of the dispositional hearing provided in subsection (a) of Code
14 Section 15-11-65, if the child is found to have committed a delinquent act, the court may,
15 in addition to any other treatment or rehabilitation, suspend the driver's license of such
16 child for any period not to exceed the date on which the child becomes 18 years of age or,
17 in the case of a child who does not have a driver's license, prohibit the issuance of a
18 driver's license to such child for any period not to exceed the date on which the child
19 becomes 18 years of age. The court shall retain the driver's license for a period of
20 suspension and return it to the offender at the end of such period. The court shall notify the
21 Department of Motor Vehicle Safety of any such actions taken pursuant to this subsection.
22 If the child is adjudicated for the commission of a delinquent act, the court may in its
23 discretion in those cases involving a felony, misdemeanor of a high and aggravated nature
24 involving bodily injury or harm or substantial likelihood of bodily injury or harm, or
25 violation of probation involving another delinquent act and upon the court making a finding
26 of fact that the child has failed to respond to the graduated alternative sanctions established

1 by the Department of Juvenile Justice or the juvenile court, whichever provides for the
2 supervision of the child, in addition to any other treatment or rehabilitation, order the child
3 to serve up to a maximum of ~~90~~ 60 days in a youth development center, or after assessment
4 and with the court's approval, in a treatment program provided by the Department of
5 Juvenile Justice or the juvenile court. A child ordered to a youth development center under
6 this subsection and detained in a secured facility pending placement in the youth
7 development center shall be given credit for time served in the secured facility awaiting
8 placement. The Department of Juvenile Justice or the juvenile court, whichever is
9 supervising the child, shall establish a graduated alternative sanctions program.

10

SECTION 2.

11

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