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House Bill 1399 (AS PASSED HOUSE AND SENATE)

By: Representative Ralston of the 7th

A BILL TO BE ENTITLED AN ACT

- 1 To amend Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to
- 2 magistrate courts, so as to provide that a magistrate's salary may be waived under certain
- 3 circumstances; to provide that monthly contingent expenses may be waived under certain
- 4 circumstances; to provide for related matters; to repeal conflicting laws; and for other
- 5 purposes.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 SECTION 1.

- 8 Chapter 10 of Title 15 of the Official Code of Georgia Annotated, relating to magistrate
- 9 courts, is amended by striking paragraph (5) of subsection (a) of Code Section 15-10-23,
- 10 relating to minimum compensation for magistrates, and inserting in lieu thereof the
- 11 following:
- 12 "(5) All magistrates other than chief magistrates who serve in less than a full-time
- capacity or on call shall receive a minimum monthly salary of the lesser of \$19.69 per
- hour for each hour worked as certified by the chief magistrate to the county governing
- authority or 90 percent of the monthly salary that a full-time chief magistrate would
- receive according to paragraph (2) of this subsection; provided, however, that
- 17 notwithstanding any other provisions of this subsection, no magistrate who serves in less
- than a full-time capacity shall receive a minimum monthly salary of less than \$525.08
- 19 unless a magistrate waives such minimum monthly salary in writing."

20 SECTION 2.

- 21 Said chapter is further amended by striking Code Section 15-10-23.1, relating to monthly
- 22 contingent expense allowance for the operation of the office of magistrate court, and
- 23 inserting in lieu thereof the following:

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1 "15-10-23.1.

In addition to any salary, fees, or expenses now or hereafter provided by law, <u>unless a magistrate waives such expenses in writing</u>, the governing authority of each county is authorized to provide as contingent expenses for the operation of the office of magistrate court, and payable from county funds, a monthly expense allowance to each magistrate of not less than the amount fixed in the following schedule:

7	<u>Population</u>	Minimum Monthly F	<u>Expenses</u>
8	0 — 11,889	\$	5 100.00
9	11,890 — 74,999		200.00
10	75,000 — 249,999		300.00
11	250,000 — 499,999		400.00
12	500,000 or more		500.00"

13 SECTION 3.

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