

The House Committee on Judiciary Non-civil offers the following substitute to HB 51:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 15-16-10 of the Official Code of Georgia Annotated, relating to  
2 sheriffs' duties, penalties, and electronic storage, so as to change the frequency with which  
3 a sheriff reviews security plans; to provide for related matters; to repeal conflicting laws; and  
4 for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 15-16-10 of the Official Code of Georgia Annotated, relating to sheriffs'  
8 duties, penalties, and electronic storage, is amended by revising paragraph (10) of subsection  
9 (a) as follows:

10 "(10) To develop and implement a comprehensive plan for the security of the county  
11 courthouse and any courthouse annex. Prior to the implementation of any security plan,  
12 the plan shall be submitted to the chief judge of the superior court of the circuit wherein  
13 the courthouse or courthouse annex is located for review. The chief judge shall have 30  
14 days to review the original or any subsequent security plan. The chief judge may make  
15 modifications to the original or any subsequent security plan. The sheriff shall provide  
16 to the county governing authority the estimated cost of any security plan and a schedule  
17 for implementation 30 days prior to adoption of any security plan. A comprehensive plan  
18 for courthouse security shall be considered a confidential matter of public security.  
19 Review of a proposed security plan by the governing authority shall be excluded from the  
20 requirements of Code Section 50-14-1 and any such review shall take place as provided  
21 in Code Section 50-14-3. Such security plan shall also be excluded from public  
22 disclosure pursuant to paragraph (15) of subsection (a) of Code Section 50-18-72. The  
23 sheriff shall be the official custodian of the comprehensive courthouse security plan and  
24 shall determine who has access to such plan and any such access and review shall occur  
25 in the sheriff's office or at a meeting of the county governing authority held as provided  
26 in paragraph (9) of Code Section 50-14-3; provided, however, that the sheriff shall make

1 the original security plan available upon request for temporary, exclusive review by any  
2 judge whose courtroom or chambers is located within the courthouse or courthouse annex  
3 or by any commissioner of the county in which the courthouse or courthouse annex is  
4 located. The sheriff shall be responsible to conduct a formal review of the security plan  
5 ~~not less than~~ at least once every four years."

6 **SECTION 2.**

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