

Senate Bill 149

By: Senator Smith of the 52nd

**AS PASSED SENATE**

**A BILL TO BE ENTITLED  
AN ACT**

1 To provide that future elections for the office of judge of the Probate Court of Floyd County  
2 shall be nonpartisan elections; to provide for submission of this Act under the federal Voting  
3 Rights Act of 1965, as amended; to provide for related matters; to repeal conflicting laws;  
4 and for other purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 All elections for the office of judge of the Probate Court of Floyd County conducted after  
8 January 1, 2008, shall be nonpartisan elections as provided for in Code Section 21-2-139 of  
9 the O.C.G.A. Such nonpartisan election shall be held at the nonpartisan general election  
10 immediately preceding the expiration of the term of office of such judge of probate court and  
11 shall be conducted as provided in Chapter 2 of Title 21 of the O.C.G.A., the "Georgia  
12 Election Code."

13 **SECTION 2.**

14 Nothing in this Act shall affect the term of office of the judge of the Probate Court of Floyd  
15 County in office on January 1, 2008. The sitting judge of the probate court shall serve out  
16 the term of office for which he or she was elected and shall be eligible to succeed himself or  
17 herself as provided in this Act.

18 **SECTION 3.**

19 The governing authority of Floyd County shall through its legal counsel cause this Act to be  
20 submitted for preclearance under the federal Voting Rights Act of 1965, as amended, no later  
21 than 60 days after the date on which this Act is approved by the Governor or otherwise  
22 becomes law without such approval.

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- All laws and parts of laws in conflict with this Act are repealed.