

House Bill 1374

By: Representative Shaw of the 176th

A BILL TO BE ENTITLED
AN ACT

1 To abolish the State Court of Clinch County; to repeal an Act to create and establish the State
2 Court of Clinch County (formerly the County Court of Clinch County), approved January 29,
3 1943 (Ga. L. 1943, p. 731), as amended, particularly by an Act approved February 22, 1943
4 (Ga. L. 1943, p. 746), by an Act approved March 2, 1945 (Ga. L. 1945, p. 829), by an Act
5 approved January 30, 1946 (Ga. L. 1946, p. 304), by an Act approved February 14, 1958
6 (Ga. L. 1958, p. 2080), by an Act approved March 30, 1971 (Ga. L. 1971, p. 2644), and by
7 an Act approved March 27, 1985 (Ga. L. 1985, p. 4183); to provide that no further elections
8 shall be held for judge or solicitor; to provide for the transfer of pending cases and matters;
9 to provide for related matters; to provide for preclearance of this Act; to provide effective
10 dates; to repeal conflicting laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 **SECTION 1.**

13 An Act to create and establish the State Court of Clinch County (formerly the County Court
14 of Clinch County), approved January 29, 1943 (Ga. L. 1943, p. 731), as amended,
15 particularly by an Act approved February 22, 1943 (Ga. L. 1943, p. 746), by an Act approved
16 March 2, 1945 (Ga. L. 1945, p. 829), by an Act approved January 30, 1946 (Ga. L. 1946,
17 p. 304), by an Act approved February 14, 1958 (Ga. L. 1958, p. 2080), by an Act approved
18 March 30, 1971 (Ga. L. 1971, p. 2644), and by an Act approved March 27, 1985
19 (Ga. L. 1985, p. 4183) is hereby repealed.

20 **SECTION 2.**

21 There shall be no further elections for Judge of the State Court of Clinch County nor
22 Solicitor of the State Court of Clinch County.

SECTION 3.

All cases and matters pending in the State Court of Clinch County on December 31, 2008, shall be transferred to the Superior Court of Clinch County on January 1, 2009.

SECTION 4.

It shall be the duty of the governing authority of Clinch County through its legal counsel to submit this Act for preclearance pursuant to Section 5 of the federal Voting Rights Act of 1965, as amended, 42 U.S.C. Section 1973c, within 45 days after its approval by the Governor or its becoming law without such approval.

SECTION 5.

Section 1 of this Act shall become effective on January 1, 2009. The remaining parts of this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 6.

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