

House Bill 1057

By: Representatives Amerson of the 9<sup>th</sup>, Collins of the 27<sup>th</sup>, and Willard of the 49<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 15-10-105 of the Official Code of Georgia Annotated, relating to  
2 magistrate court clerks, so as to provide that the General Assembly may at any time specify  
3 by local law who shall serve as clerk of magistrate court; to provide for related matters; to  
4 provide an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 15-10-105 of the Official Code of Georgia Annotated, relating to magistrate  
8 court clerks, is amended by revising subsection (a) as follows:

9 "(a) The General Assembly may at any time provide by local law for the compensation of  
10 the clerk of magistrate court and for:

11 (1) The superior court clerk or state court clerk to serve as clerk of magistrate court; or  
12 for the

13 (2) The selection or method of selection of some other person as the clerk of magistrate  
14 court and for the compensation of the clerk of magistrate court.

15 In the absence of local law, the selection and compensation of the clerk of magistrate court  
16 shall be as provided by subsections (b), (c), and (d) of this Code section, but a later enacted  
17 local law shall control over any prior action under subsection (b), (c), or (d) of this Code  
18 section."

19 **SECTION 2.**

20 This Act shall become effective upon its approval by the Governor or upon its becoming law  
21 without such approval.

22 **SECTION 3.**

23 All laws and parts of laws in conflict with this Act are repealed.