

Senate Bill 139

By: Senators Stone of the 23rd, Davis of the 22nd, Bethel of the 54th and Jackson of the 24th

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Article 2 of Chapter 6 of Title 5 of the Official Code of Georgia Annotated,
2 relating to appellate practice, so as to provide for appeals involving nonmonetary judgments
3 in child custody cases; to change provisions relating to judgments and ruling deemed directly
4 appealable; to change provisions relating to cases requiring application for appeal; to provide
5 for related matters; to provide an effective date and applicability; to repeal conflicting laws;
6 and for other purposes.

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

8 **SECTION 1.**

9 Article 2 of Chapter 6 of Title 5 of the Official Code of Georgia Annotated, relating to
10 appellate practice, is amended by revising Code Section 5-6-34, relating to judgments and
11 rulings deemed directly appealable, by adding a new subsection to read as follows:

12 "(e) Where an appeal is taken pursuant to this Code section for a judgment or order
13 granting nonmonetary relief in a child custody case, such judgment or order shall stand
14 until reversed or modified by the reviewing court unless the trial court states otherwise in
15 its judgment or order."

16 **SECTION 2.**

17 Said article is further amended by revising Code Section 5-6-35, relating to cases requiring
18 application for appeal, by adding a new subsection to read as follows:

19 "(k) Where an appeal is taken pursuant to this Code section for a judgment or order
20 granting nonmonetary relief in a child custody case, such judgment or order shall stand
21 until reversed or modified by the reviewing court unless the trial court states otherwise in
22 its judgment or order."

23 **SECTION 3.**

24 This Act shall become effective on July 1, 2011, and shall apply to all notices or applications
25 for appeal filed on or after July 1, 2011.

26 **SECTION 4.**

27 All laws and parts of laws in conflict with this Act are repealed.