

Senate Bill 352

By: Senator Crosby of the 13th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 18 of Title 15 of the Official Code of Georgia Annotated, relating to
2 prosecuting attorneys, so as to provide for prosecuting attorneys in probate courts, municipal
3 courts, and courts exercising municipal court jurisdiction; to provide for the process of such
4 employment; to provide for related matters; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 SECTION 1.

8 Chapter 18 of Title 15 of the Official Code of Georgia Annotated, relating to prosecuting
9 attorneys, is amended by adding a new Article 5 to read as follows:

10 "ARTICLE 5

11 15-18-90.

12 (a) Probate courts, municipal courts, and courts exercising municipal court jurisdiction
13 shall be authorized to employ full-time or part-time prosecuting attorneys to represent the
14 jurisdiction in criminal proceedings in such court. The decision to employ prosecuting
15 attorneys and the length and nature of each prosecuting attorney's employment shall be
16 vested in the respective governing authority of the county or city served by such court.
17 Any costs associated with creating an office for a prosecuting attorney, including approving
18 personnel needs, shall be borne by the respective governing authority of the county or city
19 served by such court.

20 (b) A prosecuting attorney in a probate court, municipal court, or court exercising
21 municipal court jurisdiction may be known as the 'Solicitor of the _____ Court of
22 _____.'

23 (c) Except as otherwise provided by local law or a city charter, a prosecuting attorney in
24 a probate court, municipal court, or court exercising municipal court jurisdiction shall have

25 the same duties and authority a state court solicitor-general has as set forth in Code Section
26 15-18-66."

27 **SECTION 2.**

28 All laws and parts of laws in conflict with this Act are repealed.