

House Bill 734

By: Representative Peake of the 141<sup>st</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 13 of Title 40 of the Official Code of Georgia Annotated,  
2 relating to arrests, trials, and appeals relating to the prosecution of traffic offenses, so as to  
3 provide for the concurrent jurisdiction of state courts and probate courts over misdemeanor  
4 traffic offenses; 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 Article 2 of Chapter 13 of Title 40 of the Official Code of Georgia Annotated, relating to  
9 arrests, trials, and appeals relating to the prosecution of traffic offenses, is amended by  
10 revising Code Section 40-13-29, relating to exclusive jurisdiction, as follows:

11 "40-13-29.

12 In all counties except those having a city; or county; or state courts, court, the judge of the  
13 probate court shall have exclusive jurisdiction of all traffic misdemeanor cases originating  
14 in the county outside of municipal corporations; ~~and the~~. If a state court is created or exists  
15 in a county, the judge of the probate court shall have concurrent jurisdiction over all traffic  
16 misdemeanor cases with such state court. The judge of the municipal court in each  
17 municipal corporation shall have exclusive jurisdiction of traffic misdemeanor cases  
18 originating inside the corporate limits of municipalities."

19 **SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.