

House Bill 370

By: Representatives Hilton of the 95<sup>th</sup>, Hatchett of the 150<sup>th</sup>, Powell of the 171<sup>st</sup>, and Fleming of the 121<sup>st</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 3 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated,  
2 relating to the Council of Municipal Court Judges of Georgia, so as to authorize the council  
3 to create and administer savings plans and deferred compensation plans for its members; to  
4 provide for the manner of funding; to provide for limitations on funding and liability; to  
5 provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 3 of Chapter 32 of Title 36 of the Official Code of Georgia Annotated, relating to the  
9 Council of Municipal Court Judges of Georgia, is amended by adding a new Code section  
10 to read as follows:

11 "36-32-41.

12 (a) The Council of Municipal Court Judges of Georgia is authorized to create and oversee  
13 savings plans and deferred compensation plans for its members in good standing.

14 (b) Participation in such plans shall be optional for members of the council in good  
15 standing.

16 (c) Such plans shall be funded solely by the individual contributions of the members of the  
17 council who choose to participate in the plan.

18 (d) No money or other funds collected through a municipal court shall be used to fund  
19 such plans.

20 (e) The creation and oversight of such plans by the council shall not create a debt or other  
21 financial obligation for this state or any political subdivision of this state.

22 (f) The creation and oversight of such plans by the council shall not create any fiduciary  
23 liability on the part of the council."

24

25 **SECTION 2.**

26 All laws and parts of laws in conflict with this Act are repealed.