

House Resolution 689

By: Representatives Jackson of the 128th, Jasperse of the 11th, Powell of the 32nd, Frazier of the 126th, and Glanton of the 75th

A RESOLUTION

1 Creating the House Study Committee on the Transfer of Probation Supervision in
2 Misdemeanor Probation Cases; and for other purposes.

3 WHEREAS, pursuant to Georgia law, defendants are placed on probation by courts in
4 counties and municipalities for committing ordinance violations and misdemeanors; and
5

6 WHEREAS, many defendants are placed on probation by a court other than for the county
7 or municipality in which they reside; and

8 WHEREAS, in many cases, equity and fairness may dictate that a defendant's probation
9 supervision be transferred to the county or municipality in which he or she resides; and

10 WHEREAS, study is needed on the transfer of probation supervision for situations involving
11 defendants who are placed on probation for committing ordinance violations and
12 misdemeanors.

13 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES:

14 (1) **Creation of House study committee.** There is created the House Study Committee
15 on the Transfer of Probation Supervision in Misdemeanor Probation Cases.

16 (2) **Members and officers.** The committee shall be composed of five members of the
17 House of Representatives to be appointed by the Speaker of the House of
18 Representatives. The Speaker shall designate a member of the committee as chairperson
19 of the committee.

20 (3) **Powers and duties.** The committee shall undertake a study of the conditions, needs,
21 issues, and problems mentioned above or related thereto and recommend any action or
22 legislation which the committee deems necessary or appropriate.

23 (4) **Meetings.** The chairperson shall call all meetings of the committee. The committee
24 may conduct such meetings at such places and at such times as it may deem necessary or

25 convenient to enable it to exercise fully and effectively its powers, perform its duties, and
26 accomplish the objectives and purposes of this resolution.

27 **(5) Allowances and funding.**

28 (A) The legislative members of the committee shall receive the allowances provided
29 for in Code Section 28-1-8 of the Official Code of Georgia Annotated.

30 (B) The allowances authorized by this resolution shall not be received by any member
31 of the committee for more than five days unless additional days are authorized. Funds
32 necessary to carry out the provisions of this resolution shall come from funds
33 appropriated to the House of Representatives.

34 **(6) Report.**

35 (A) In the event the committee adopts any specific findings or recommendations that
36 include suggestions for proposed legislation, the chairperson shall file a report of the
37 same prior to the date of abolishment specified in this resolution, subject to
38 subparagraph (C) of this paragraph.

39 (B) In the event the committee adopts a report that does not include suggestions for
40 proposed legislation, the chairperson shall file the report, subject to subparagraph (C)
41 of this paragraph.

42 (C) No report shall be filed unless the same has been approved prior to the date of
43 abolishment specified in this resolution by majority vote of a quorum of the committee.
44 A report so approved shall be signed by the chairperson of the committee and filed with
45 the Clerk of the House of Representatives.

46 (D) In the absence of an approved report, the chairperson may file with the Clerk of the
47 House of Representatives a copy of the minutes of the meetings of the committee in lieu
48 thereof.

49 **(7) Abolishment.** The committee shall stand abolished on December 1, 2017.