

House Bill 1104 (AS PASSED HOUSE AND SENATE)

By: Representatives Rogers of the 10th and Gasaway of the 28th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating and establishing the State Court of Habersham County (formerly
2 the City Court of Habersham County), approved February 13, 1941 (Ga. L. 1941, p. 651),
3 as amended, particularly by an Act approved April 11, 2012 (Ga. L. 2012, p. 5221), so as to
4 provide that the judge and solicitor of such court shall be part-time positions; to establish the
5 compensation of the judge and solicitor of such court; to provide an effective date; to repeal
6 conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 An Act creating and establishing the State Court of Habersham County (formerly the City
10 Court of Habersham County), approved February 13, 1941 (Ga. L. 1941, p. 651), as
11 amended, particularly by an Act approved April 11, 2012 (Ga. L. 2012, p. 5221), is amended
12 by revising Section 10 as follows:

13 "SECTION 10.

14 There shall be a judge of the state court, who shall be elected at the time of the nonpartisan
15 general election in the year immediately preceding the end of his or her term of office. The
16 judge serving on the effective date of this Act shall continue to serve until the end of his
17 or her term and until his or her successor is duly elected and qualified. The position of
18 judge of the state court shall be a part-time position, and the judge shall not be permitted
19 to engage in the practice of law in the State Court of Habersham County. The judge shall
20 be compensated with a salary equal to 80 percent of a superior court judge, including the
21 supplement paid such judge by the governing authority of Habersham County."

22 **SECTION 2.**

23 Said Act is further amended by revising Section 14 as follows:

24 "SECTION 14.

25 There shall be a solicitor of the state court, who shall be elected at the time of the
26 nonpartisan general election in the year immediately preceding the end of his or her term
27 of office. The solicitor serving on the effective date of this Act shall continue to serve until
28 the end of his or her term and until his or her successor is duly elected and qualified. The
29 position of solicitor of the state court shall be a part-time position, and the solicitor shall
30 not be permitted to engage in the practice of law in the State Court of Habersham County.
31 The solicitor shall be compensated with a salary equal to 80 percent of the district attorney,
32 including the supplement paid such district attorney by the governing authority of
33 Habersham County."

34 **SECTION 3.**

35 This Act shall become effective on the first day of the month following the month in which
36 it is approved by the Governor or becomes law without such approval.

37 **SECTION 4.**

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