

House Bill 398 (AS PASSED HOUSE AND SENATE)

By: Representative Holmes of the 129th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to incorporate and grant a new charter to the City of Monticello, approved
2 March 10, 1959 (Ga. L. 1959, p. 2683), as amended, so as to dissolve the municipal court;
3 to provide for related matters; to provide for an effective date; to repeal conflicting laws; and
4 for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 An Act to incorporate and grant a new charter to the City of Monticello, approved March 10,
8 1959 (Ga. L. 1959, p. 2683), as amended, is amended by revising Section 29 as follows:

9 style="text-align:center">"SECTION 29.

10 Jurisdiction over all matters in which the municipal court of the City of Monticello had
11 jurisdiction while in existence is granted to the following courts:

12 (1) As to all matters which are pending in the municipal court of the City of Monticello
13 on July 1, 2015, of this section shall be transferred to the following courts:

14 (A) As to all matters pending in the municipal court of the City of Monticello which
15 are within the jurisdiction of the Probate Court of Jasper County as provided by law in
16 the absence of a municipal court, to the Probate Court of Jasper County; and

17 (B) As to all matters pending in the municipal court of the City of Monticello which
18 are not within the jurisdiction of the Probate Court of Jasper County as provided by law
19 in the absence of a municipal court, to the Magistrate Court of Jasper County.

20 (2) As to all matters arising on and after July 1, 2015, or pending on the effective date
21 of this section over which the municipal court had jurisdiction and which are not within
22 the jurisdiction of the Probate Court of Jasper County in the absence of a municipal court,
23 including, but not limited to, any violation of city ordinance of the City of Monticello,
24 shall be tried before the Magistrate Court of Jasper County to which jurisdiction is hereby
25 granted.

26 (3) From and after July 1, 2015, all fines, fees, and forfeitures collected in the cases
27 transferred to either the Probate Court of Jasper County or the Magistrate Court of Jasper
28 County shall be paid to the respective court and remitted to Jasper County."

29 **SECTION 2.**

30 Said Act is further amended by repealing and reserving Sections 30, 31, 32, 33, 34, and 35.

31 **SECTION 3.**

32 This Act shall become effective on July 1, 2015.

33 **SECTION 4.**

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