

House Bill 1057 (AS PASSED HOUSE AND SENATE)

By: Representatives Kendrick of the 95<sup>th</sup>, Efstoration of the 104<sup>th</sup>, Park of the 107<sup>th</sup>, Reeves of the 99<sup>th</sup>, Hong of the 103<sup>rd</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act to continue and re-create the State Court of Gwinnett County, approved  
2 March 23, 1977 (Ga. L. 1977, p. 3331), as amended, particularly by an Act approved  
3 May 2, 2022 (Ga. L. 2002, p. 6031), so as to provide for an eighth judge for the State Court  
4 of Gwinnett County beginning January 1, 2027; to provide for a ninth judge for said court  
5 beginning January 1, 2028; to provide for related matters; to provide for effective dates; to  
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **PART I**  
9 **SECTION 1-1.**

10 An Act to continue and re-create the State Court of Gwinnett County, approved March 23,  
11 1977 (Ga. L. 1977, p. 3331), as amended, particularly by an Act approved May 2, 2022  
12 (Ga. L. 2002, p. 6031), is amended by striking subsection (a) of Section 13 and inserting in  
13 its place a new subsection (a) to read as follows:

14 "(a) Until January 1, 2027, there shall be seven judges of the State Court of Gwinnett  
15 County. Effective January 1, 2027, there shall be eight judges of the State Court of

16 Gwinnett County. The seven judges of the state court in office on January 1, 2027, shall  
17 continue to serve the terms of office to which they were elected. The eighth judge added  
18 effective January 1, 2027, shall be appointed by the Governor for an initial term of office  
19 ending on December 31, 2028, and until his or her successor is elected and qualified.  
20 Future successors shall be elected at the general election conducted immediately prior to  
21 the expiration of the term of office, and they shall take office on the first day of January  
22 following their election and shall serve for a term of office of four years and until their  
23 successors are duly elected and qualified. Said additional judge shall have and may  
24 exercise all powers, duties, jurisdictions, privileges, and immunities of the present judges  
25 of the State Court of Gwinnett County. Any of the judges of said court may preside over  
26 any cause and perform any official act as judge thereof. The compensation of the  
27 additional judge shall be the same as that provided for other judges of the State Court of  
28 Gwinnett County. Upon request of the additional judge, the governing authority of  
29 Gwinnett County is authorized to furnish the additional judge with suitable courtroom  
30 space and facilities, office space, office equipment, supplies, and such personnel as may  
31 be considered necessary by the court to the proper function of the court. All of the  
32 expenditures authorized herein are declared to be an expense of court and payable out of  
33 the county treasury as such."

34 **PART II**

35 **SECTION 2-1.**

36 An Act to continue and re-create the State Court of Gwinnett County, approved March 23,  
37 1977 (Ga. L. 1977, p. 3331), as amended, particularly by an Act approved May 2, 2022  
38 (Ga. L. 2002, p. 6031), is amended by striking subsection (a) of Section 13 and inserting in  
39 its place a new subsection (a) to read as follows:

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40 "(a) Until January 1, 2028, there shall be eight judges of the State Court of Gwinnett  
41 County. Effective January 1, 2028, there shall be nine judges of the State Court of  
42 Gwinnett County. The eight judges of the state court in office on January 1, 2028, shall  
43 continue to serve the terms of office to which they were elected. The ninth judge added  
44 effective January 1, 2028, shall be appointed by the Governor for an initial term of office  
45 ending on December 31, 2030, and until his or her successor is elected and qualified.  
46 Future successors shall be elected at the general election conducted immediately prior to  
47 the expiration of the term of office, and they shall take office on the first day of January  
48 following their election and shall serve for a term of office of four years and until their  
49 successors are duly elected and qualified. Said additional judge shall have and may  
50 exercise all powers, duties, jurisdictions, privileges, and immunities of the present judges  
51 of the State Court of Gwinnett County. Any of the judges of said court may preside over  
52 any cause and perform any official act as judge thereof. The compensation of the  
53 additional judge shall be the same as that provided for other judges of the State Court of  
54 Gwinnett County. Upon request of the additional judge, the governing authority of  
55 Gwinnett County is authorized to furnish the additional judge with suitable courtroom  
56 space and facilities, office space, office equipment, supplies, and such personnel as may  
57 be considered necessary by the court to the proper function of the court. All of the  
58 expenditures authorized herein are declared to be an expense of court and payable out of  
59 the county treasury as such."

60 **PART III**

61 **SECTION 3-1.**

62 (a) Except as provided for in subsections (b) and (c) of this section, this Act shall become  
63 effective upon its approval by the Governor or upon its becoming law without such approval.

64 (b) Part I of this Act shall become effective on January 1, 2027, except that the Governor is  
65 authorized to appoint the eighth judge added by Section 1-1 of this Act prior to January 1,  
66 2027, but any person so appointed shall not take office until January 1, 2027.

67 (c) Part II of this Act shall become effective on January 1, 2028, except that the Governor  
68 is authorized to appoint the ninth judge added by Section 2-1 of this Act prior to January 1,  
69 2028, but not earlier than July 1, 2027, and any person so appointed shall not take office until  
70 January 1, 2028.

71 **SECTION 3-2.**

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