

The House Committee on Judiciary Non-Civil offers the following substitute to HB 576:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Title 15 of the Official Code of Georgia Annotated, relating to courts, so as to  
2 provide for the distribution priority of partial payments of fines, bond forfeitures, and costs;  
3 to provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

6 Title 15 of the Official Code of Georgia Annotated, relating to courts, is amended by revising  
7 Code Section 15-6-95, relating to priorities of distribution of fines, bond forfeitures,  
8 surcharges, additional fees, and costs in cases of partial payments into the court, as follows:  
9 "15-6-95.

10 Notwithstanding any law to the contrary, a clerk of any superior court of this state who  
11 receives partial payments, as ordered by the court, of criminal fines, bond forfeitures, or  
12 costs shall distribute such sums in the order of priority set forth below:

13 (1) The amount provided for in Chapter 17 of Title 47 for the Peace Officers' Annuity  
14 and Benefit Fund;

15 (2) The amount provided for in Chapter 14 of Title 47 for the Superior Court Clerks'  
16 Retirement Fund of Georgia;

17 (3) The amount provided for in Chapter 16 of Title 47 for the Sheriffs' Retirement Fund  
18 of Georgia;

19 ~~(4) The amounts provided under subparagraphs (a)(1)(A) and (a)(2)(A) of Code~~  
20 ~~Section 15-21-73~~ The amount provided for in cases of driving under the influence for  
21 purposes of the Brain and Spinal Injury Trust Fund under Code Section 15-21-149 and  
22 the amount provided for in cases of reckless driving for purposes of the Brain and Spinal  
23 Injury Trust Fund under Code Section 15-21-151;

24 ~~(5) The amounts provided for under subparagraphs (a)(1)(B) and (a)(2)(B) of Code~~  
25 ~~Section 15-21-73~~ The balance of the base fine owed to the county;

26 (6) The amounts provided for in Code Section 15-21-93 for jail construction and staffing;

- 27 ~~(7) The amount provided for in Code Section 15-21-131 for funding local victim~~  
 28 ~~assistance programs~~ The amounts provided under subparagraphs (a)(1)(A) and (a)(2)(A)  
 29 of Code Section 15-21-73;
- 30 ~~(8) The amount provided for in Code Section 36-15-9 for county law libraries~~ The  
 31 amounts provided for under subparagraphs (a)(1)(B) and (a)(2)(B) of Code  
 32 Section 15-21-73;
- 33 ~~(9) The balance of the base fine owed to the county~~ The amount provided for in Code  
 34 Section 15-21-131 for funding local victim assistance programs;
- 35 (10) ~~The amount provided for in cases of driving under the influence for purposes of the~~  
 36 ~~Georgia Crime Victims Emergency Fund under Code Section 15-21-112~~ The amount  
 37 provided for in Code Section 36-15-9 for county law libraries;
- 38 (11) ~~The application fee provided for in subsection (c) or (e) of Code Section 15-21A-6~~  
 39 The amount provided for in cases of driving under the influence for purposes of the  
 40 Georgia Crime Victims Emergency Fund under Code Section 15-21-112;
- 41 (12) ~~The amount provided for in cases of driving under the influence for purposes of the~~  
 42 ~~Brain and Spinal Injury Trust Fund under Code Section 15-21-149~~ The amount provided  
 43 for in Code Section 15-21-100 for the Drug Abuse Treatment and Education Fund;
- 44 (13) ~~The amount provided for in Code Section 15-21-100 for the Drug Abuse Treatment~~  
 45 ~~and Education Fund~~ The amount provided for in Code Section 15-21-208 for the Safe  
 46 Harbor for Sexually Exploited Children Fund;
- 47 (14) The amounts provided for in subsection (d) of Code Section 42-8-34; and
- 48 (15) ~~The amount provided for in Code Section 15-21-208 for the Safe Harbor for~~  
 49 ~~Sexually Exploited Children Fund~~ The application fee provided for in subsection (c)  
 50 or (e) of Code Section 15-21A-6."

51 **SECTION 2.**

52 Said title is further amended by adding a new subsection to Code Section 15-21A-7, relating  
 53 to rules, regulations, reporting, and accounting, to read as follows:

54 "(d) In promulgating rules and regulations regarding the priority of distributions of partial  
 55 payments of fines, bond forfeitures, and costs from courts other than the superior and state  
 56 courts, the authority shall follow the priority provisions of Code Section 15-6-95 insofar  
 57 as practicable."

58 **SECTION 3.**

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