

House Bill 968

By: Representatives Jackson of the 128th, Powell of the 32nd, Jasperse of the 11th, Powell of the 171st, Trammell of the 132nd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 8 of Title 42 of the Official Code of Georgia Annotated, relating to
2 probation, so as to require the transfer of probation supervision to the judicial circuit of the
3 county in which the defendant resides in the case of misdemeanor offenses; to require the
4 transfer of probation supervision to the county or municipality in which the defendant resides
5 in the case of ordinance violations and misdemeanors; to provide for related matters; to
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 8 of Title 42 of the Official Code of Georgia Annotated, relating to probation, is
10 amended by revising subsection (h) of Code Section 42-8-34, relating to sentencing hearings
11 and determinations, presentence investigations, payment of fees, fines, and costs,
12 post-conviction, presentence bond, continuing jurisdiction, and transferral of probation
13 supervision, as follows:

14 "(h) If a defendant is placed on probation in a county of a judicial circuit other than the one
15 in which such defendant resides for committing any misdemeanor offense, such defendant
16 ~~may, when specifically ordered by the court,~~ shall have probation supervision transferred
17 to the judicial circuit of the county in which the defendant resides."

18 **SECTION 2.**

19 Said chapter is further amended by revising subsection (g) of Code Section 42-8-102, relating
20 to probation and supervision, determination of fees, fines, and restitution, converting moneys
21 owed to community service, continuing jurisdiction, revocation, and transfer, as follows:

22 "(g) If a defendant is placed on probation pursuant to this Code section by a court other
23 than one for the county or municipality in which he or she resides for committing any
24 ordinance violation or misdemeanor, such defendant ~~may, when specifically ordered by the~~

25 ~~court,~~ shall have his or her probation supervision transferred to the county or municipality
26 in which he or she resides."

27 **SECTION 3.**

28 All laws and parts of laws in conflict with this Act are repealed.