

Senate Bill 174

By: Senators Gooch of the 51st, Mullis of the 53rd, Walker III of the 20th, Cowsert of the 46th and Brass of the 28th

AS PASSED SENATE

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 6 of Title 17 of the Official Code of Georgia Annotated,
2 relating to general provisions regarding bonds and recognizances, so as to authorize
3 appointed judges who are fulfilling a vacancy of an elected judge to issue an unsecured
4 judicial release under certain circumstances; to provide for related matters; to provide for an
5 effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 1 of Chapter 6 of Title 17 of the Official Code of Georgia Annotated, relating to
9 general provisions regarding bonds and recognizances, is amended by revising subsection
10 (b) of Code Section 17-6-12, relating to unsecured judicial release, requirement, and effect
11 of failure of person charged to appear for trial, as follows:

12 "(b) An elected judge, appointed judge fulfilling a vacancy of an elected judge, or judge
13 sitting by designation as provided for in subsection (c) or (d) of this Code section may issue
14 an unsecured judicial release if:

15 (1) Such unsecured judicial release is noted on the release order; and

16 (2) Except as provided for in subsection (c) of this Code section, the person is not
17 charged with a bail restricted offense."

18 **SECTION 2.**

19 This Act shall become effective upon its approval by the Governor or upon its becoming law
20 without such approval.

21 **SECTION 3.**

22 All laws and parts of laws in conflict with this Act are repealed.