COUNTY DEPARTMENT AGENDA REQUEST

Department:	County Commissioners	Presenter(s):	Board of Commissioners
Meeting Date:	Thursday, March 25, 2010	Type of Request:	Consent

Wording for the Agenda:

Approval of local legislation which updates the supplements received by Superior Court Judges in the Griffin Judicial Circuit.

Background/History/Details:

A bill has been introduced into the current session of the General Assembly which effects the Griffin Judicial Circuit. The bill updates an act passed in 1997.

What action are you seeking from the Board of Commissioners?

Approve local legislation as presented. Notify legislative delegation that Board of Commissioners supports this action.

If this item requires funding, please describe:

There is no finance impact to the county. No funding is required.

Has this issue come before the Commissioners in the past?	No	If so, when?	
Do you need audio-visual for the presentation?	No	Back-up Material Submitted?	Yes

STAFF USE ONLY

Approved by Finance	Yes	Reviewed by Legal	Yes
Approved by Purchasing	Not Applicable	Approved by County Clerk	Yes
Administrator's Approval	Yes		

Staff Notes:

OLD LAW

Georgia House of Representatives

HB 963 - Griffin Judicial Circuit; superior ct judges; supplement

First Reader Summary

A BILL to amend an Act creating the Griffin Judicial Circuit, so as to change the county supplement for the superior court judges of that circuit; and for other purposes.

Crawford, Robert (Mack) M (129th)		Yates, John Phillip (106th)		Sanders, Bill (107th)
Status Summary	**HC: Judy**	**SC: SLGO**	**LA:** 04/14/97	Signed by Governor

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Recorded Votes

- Vote # 406 PASS 03/17/97

House	Action	Senate
3/11/97	Read 1st Time	3/17/97
3/13/97	Read 2nd Time	3/21/97
3/13/97	Favorably Reported	3/20/97
3/13/97	Recommitted	
3/17/97	Read 3rd Time	3/25/97
3/17/97	Passed/Adopted	3/25/97
FS	Comm/Floor Amend/Sub	FA
3/27/97	Amend/Sub Disagreed To	
	Recedes	3/28/97
4/9/97	Sent to Governor	
4/14/97	Signed by Governor	
235	Act/Veto Number	
7/1/97	Effective Date	

HB 963 LC 14 6935S

A BILL TO BE ENTITLED
AN ACT

1- 1 To amend an Act creating the Griffin Judicial Circuit,
1- 2 approved August 17, 1923 (Ga. L. 1923, p. 68), as amended,
1- 3 particularly by an Act approved March 22, 1990 (Ga. L. 1990,
1- 4 p. 4459), so as to change the county supplements for the
1- 5 superior court judges of that circuit; to provide that the
1- 6 amounts of the supplements may be fixed by the governing
1- 7 authorities of the counties; to provide an effective date;
1- 8 to repeal conflicting laws; and for other purposes.

1- 9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

1-10 SECTION 1.

1-11 An Act creating the Griffin Judicial Circuit, approved
1-12 August 17, 1923 (Ga. L. 1923, p. 68), as amended,
1-13 particularly by an Act approved March 22, 1990 (Ga. L. 1990,
1-14 p. 4459), is amended by striking Section 6A and inserting in
1-15 its place a new Section 6A to read as follows:

1-16 (a) The governing authorities of the counties composing
1-17 the Griffin Judicial Circuit are authorized to provide
1-18 from county funds supplements to the compensation of each
1-19 judge of superior court. The supplements in effect
1-20 immediately prior to July 1, 1997, shall remain in effect
1-21 until changed by the governing authorities of the counties
1-22 comprising the circuit. The governing authorities of the
1-23 counties comprising the circuit may on and after July 1,
1-24 1997, from time to time fix and determine the amounts of
1-25 such supplements by concurrent resolutions of the
1-26 governing authorities fixing and determining the same
1-27 amounts in each such concurrent resolution. However, such
1-28 concurrent resolutions shall not decrease such supplements
1-29 below the amounts in effect immediately prior to July 1,
1-30 1997; and no incumbent's supplement shall be decreased
1-31 during the incumbent's term of office.

1-32 (b) As used in this section, the term 'judge' means the
1-33 chief judge of the circuit, an associate judge of the

2- 1 circuit, or a senior judge of the superior courts of
2- 2 Georgia whose status is achieved by reason of service in
2- 3 said circuit, and who continues to be available for
2- 4 service to the courts of said circuit; however, the
2- 5 supplement of a senior judge shall be equivalent to but
2- 6 shall not exceed the amount of the supplement authorized
2- 7 in Code Section 47-8-62 of the O.C.G.A., as amended.

2- 8 (c) The amount of supplement for the district attorney
2- 9 shall be $7,500.00 per annum. Said amounts of supplements
2-10 for the judges and district attorney shall be paid monthly
2-11 by the counties composing the Griffin Judicial Circuit in

2-12 proportion to and prorated according to the population of
2-13 said counties, as shown by the latest official United
2-14 States decennial census, out of the treasuries of such
2-15 counties composing said circuit.

2-16 (d) It shall be the duty of the governing authorities of
2-17 each such county to provide by taxation, or otherwise,
2-18 sufficient funds to pay the portion of said salary
2-19 supplement assessed against each of said counties and to
2-20 pay the same as provided in this section. The salary
2-21 supplement of each judge is made and declared to be a part
2-22 of the expenses of the courts, and the power to levy a tax
2-23 to pay the same is delegated to said county governing
2-24 authorities."

2-25 SECTION 2.

2-26 This Act shall become effective on July 1, 1997, as provided
2-27 by the resolutions or other written communication from the
2-28 several counties involved agreeing to such effective date.

2-29 SECTION 3.

2-30 All laws and parts of laws in conflict with this Act are
2-31 repealed.

Clerk of the House
Robert E. Rivers, Jr., Clerk
Last Updated on 04/20/98

NEW BILL

A BILL TO BE ENTITLED

AN ACT

To amend an Act creating the Griffin Judicial Circuit, approved August 17, 1923 (Ga. L. 1923, p. 68), as amended, particularly by an Act approved March 22, 1990 (Ga. L. 1990, p. 4459), and an Act approved April 14, 1997 (Ga. L. 1997, p. 4066), so as to not decrease the county supplements for the superior court judges of that circuit; to provide for definitions; to provide for related matters; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act creating the Griffin Judicial Circuit, approved August 17, 1923 (Ga. L. 1923, p. 68), as amended, particularly by an Act approved March 22, 1990 (Ga. L. 1990, p. 4459), and an Act approved April 14, 1997 (Ga. L. 1997, p. 4066), is amended by revising subsections (a) and (b) of Section 6A as follows:

"(a) As used in this section, the term:

(1) 'Judge' means a superior court judge.

(2) 'Senior judge' means a judge that becomes a senior judge pursuant to O.C.G.A. Code Section 15-1-9.2.

(b)(1) The governing authorities of the counties composing the Griffin Judicial Circuit are authorized to provide from county funds supplements to the compensation of each judge of the circuit. The supplements in effect immediately prior to July 1, 2010, shall remain in effect until changed by the governing authorities of the counties comprising the circuit. The governing authorities of the counties comprising the circuit may on and after July 1, 2010, from time to time fix and determine the amounts of such supplements by concurrent resolutions of the governing authorities fixing and determining the same amounts in each such concurrent resolution. However, such concurrent resolutions shall not decrease such supplements below the amounts in effect in the prior year, and no incumbent judge's supplement shall be decreased during the incumbent's term of office.

27 (2) A senior judge shall be paid a supplement of not less than two-thirds of the amount
28 of the supplement received by such judge at the time of his or her resignation as a
29 superior court judge. Such supplement shall be paid to the senior judge in monthly
30 installments as provided in subsection (c) of this section."

31 **SECTION 2.**

32 This Act shall become effective on July 1, 2010, or upon its approval by the Governor or
33 upon its becoming law without such approval, whichever date is later.

34 **SECTION 3.**

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