

## SENATE JUDICIARY COMMITTEE

Thursday, January 19, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

**Smith, 52nd, Chairman**  
**Harp, 29th, Vice Chair**  
**Adelman, 42nd**  
**Brown, 26th**

**Reed, 35th**  
**Weber, 40th**  
**Wiles, 37th**  
**Hamrick, 30th**

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 10:05 p.m.

Chairman Smith, 52<sup>nd</sup>, introduced the committee members and staff.

Chairman Smith, 52<sup>nd</sup>, said the agenda would be as follows:

[SB 391](#), Eminent Domain, would be heard first; [SB 382](#), Child Support Guidelines, would be heard second; and Senate Bill 383 would be a hearing only with no vote today.

### **[SB 391 \(Chapman, 3<sup>rd</sup>\) – Urban Redevelopment Law; provide moratorium of eminent domain; exceptions](#)**

Senator Chapman, 3<sup>rd</sup>, author, presented SB 391 to the committee members.

The following people came before the committee to testify in support of SB 391: Keith Hatcher, Georgia Realtors; Kelly McCutchen, Georgia Public Policy Foundation; Representative Steve Davis.

John Hiscox, Macon Housing Authority, Georgia Association of Housing and Redevelopment authorities testified before the committee in opposition to SB 391.

There was discussion and questions between the committee members and the people who testified.

Senator Wiles, 37<sup>th</sup>, made a motion DO PASS. Senator Reed, 35<sup>th</sup>, seconded the motion. The vote was unanimous – 6/0. [SB 391 DO PASS](#).

### **[SB 382 \(Harp, 29<sup>th</sup>\) – Child Support; calculations; definitions; appeals; change provision](#)**

Senator Harp, 29<sup>th</sup>, author, explained the bill. He said this legislation does not change [HB 221](#).

Shelly Senterfitt, Georgia Coalition Against Domestic Violence, testified before the committee. She has concerns on parenting time adjustments and linking child support and visitation and believes the law remain as is.

Deborah Johnson, citizen/lawyer, expressed concern for low income families. This legislation does not address income under \$800.00.

Senator Hamrick, 30<sup>th</sup>, left the meeting at approximately 11:00 and Senator Reed, left the meeting at approximately 11:15.

There was quite a lot of discussion on these concerns.

Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Wiles, 37<sup>th</sup>, made a motion DO PASS. Senator Weber, 40<sup>th</sup>, seconded the motion. The vote was unanimous 5/0.

**SB 382 DO PASS.**

**SB 383 (Smith, 52<sup>nd</sup>), Superior Court Clerk; serve as state, magistrate clerk; exceptions; provisions**

Chairman Smith, 52<sup>nd</sup>, author, said this will be a hearing only for SB 383, and explained the bill and the changes.

The following people testified before the committee with concerns or in opposition to the legislation: Joanne Jones, Lowndes County Magistrate Court Clerks; Judge Linda Freeman, 2<sup>nd</sup> District Magistrate Court Judges; Linda Patterson, Magistrate Court, Homerville, Georgia; Ann Johnson, Tift County; Shirley Duke, Chief Magistrate, Sumptor County; Judge Pape, John Beam, Savannah, and Judge Lawton Taylor, Ware County.

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 1:30 p.m.

/s/ Senator Preston Smith, 52<sup>nd</sup>, Chairman

/s/ Judy LaClair, Recording Secretary

## SENATE JUCIDIARY COMMITTEE

Thursday, January 26, 2006 –Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Hamrick, 30th
Harp, 29th, Vice Chair	Meyer von Bremen, 12th
Hill, 32nd, Secretary	Weber, 40th
Carter, 13th	Wiles, 37th

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 3:35 p.m.

### **SB 398 (Harp, 29<sup>th</sup>) – Criminal Proceedings; plea of insanity; procedures of psychiatric evaluation**

Senator Harp, 29<sup>th</sup>, author, presented the bill to the committee.

The following people testified before the committee in support of the legislation: Gina Simpson, Deputy Commissioner, Department of Human Resources; Karen Bailey-Smith, Director of Forensics, Department of Human Resources; Dr. Jim DeGroot, Psychologist, Department of Corrections.

Senator Wiles, 37<sup>th</sup>, made a motion DO PASS. Senator Weber, 40<sup>th</sup>, seconded the motion. Senator Hamrick, 30<sup>th</sup>, was not in the meeting at the time of this vote. The vote was unanimous – 6/0. **SB 398 DO PASS.**

### **SB 393 (Staton, 18<sup>th</sup>) – Stalking; enhanced penalties for certain violations of Statute**

Senator Staton, 18<sup>th</sup>, author, explained the bill and the new section that was added to code section 16-5-90, which enhances the penalty for stalking under certain conditions.

The following people testified before the committee in support of the legislation: Shelley Senterfitt, Georgia Coalition Against Domestic Violence, and Judy Williams, citizen/victim.

There was a lot of discussion on the language in this legislation regarding a second offense to a violent crime and if it will be a felony or misdemeanor charge.

Chairman Smith, 52<sup>nd</sup>, said he wanted a study committee formed to work out the language. The members appointed to this study committee are: Senator Michael Meyer von Bremen, 12<sup>th</sup>; Senator Judson Hill, 32<sup>nd</sup>; Senator Kasim Reed, 35<sup>th</sup>; and Senator Seth Harp, 29<sup>th</sup>. They are to report back to the committee with their findings.

There was no vote taken on [SB 393](#).

**[SB 408 \(Hill, 32<sup>nd</sup>\) – Preservation of Evidence; nationals of foreign; not lawful resident of U.S.](#)**

Senator Hill, 32<sup>nd</sup>, author, presented the bill to the committee.

The following people testified before the committee in support of the legislation: Chuck Olson, General Council, Prosecuting Attorney's Council; Sandra Michaels, Defense Bar Association.

Senator Hill, 32<sup>nd</sup>, agreed to a substitute as follows: page 2, strike "provided" and insert "define". Page 2, line 2, strike "as amended".

Senator Hill, 32<sup>nd</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Harp, 29<sup>th</sup>, seconded the motion. The vote was unanimous 7/0. **[SB 408](#) DO PASS BY SUBSTITUTE.**

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 5:15 p.m..

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Tuesday, January 31, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52 <sup>nd</sup> , Chairman	Hamrick, 30 <sup>th</sup>
Hill, 32 <sup>nd</sup> , Secretary	Meyer von Bremen, 12 <sup>th</sup>
Harp, 29 <sup>th</sup> , Vice Chair	Wiles, 37 <sup>th</sup>

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 4:50 p.m.

### **SB 396 – (Goggans, 7<sup>th</sup>) – Crimes; person who is attacked has no duty to retreat; provide immunity.**

Senator Goggans, 7<sup>th</sup>, author, presented the bill and amendments to the committee, which are as follows: amend code section 166-3-23 and add code sections 16-3-23-1 and 16-3-24-2, and page 1, line 14, delete “unlawful” and insert “criminal”.

Bill Clark, Georgia Trial Lawyers Association, said he had not seen the changes and would like for the bill to be postponed until they have an opportunity to look at the changes.

Marianne Hammer, National Rifle Association, testified before the committee in support of the legislation.

The following testified before the committee in opposition of the legislation: Dee Jay Beard, Unitarian Universalist Congregation of Atlanta; and Betty Rivard, Unitarian Universalist Congregation of Atlanta.

There was a lot of discussion, and Senator Goggans, 7<sup>th</sup>, stated that he would like for the bill to be voted out of committee, and he would work to have amendments presented and passed on the Senate floor.

Senator Harp, 29<sup>th</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Hamrick, 30<sup>th</sup>, seconded the motion. The vote was unanimous 5/0. **SB 396 DO PASS BY SUBSTITUTE.**

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 5:45 p.m..

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Thursday, February 9, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Hamrick, 30th
Harp, 29th, Vice Chair	Meyer von Bremen, 12th
Hill, 32nd, Secretary	Reed, 35th
Adelman, 42nd	Weber, 40th
Brown, 26th	Wiles, 37th
Carter, 13th	

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 3:35 p.m.

### [SB 376 \(Douglas, 17<sup>th</sup>\) – Jury Duty Exemptions for Spouses and Children of Deceased Military Persons.](#)

Senator Douglas, 17<sup>th</sup>, author, presented the bill to the committee.

Sandra Michaels, GACDL, testified before the committee in opposition to the legislation.

There was a lot of discussion on time limitations, and Chairman Smith, 52<sup>nd</sup>, said that the time limitations needs to be worked on and that he would hold the bill in committee.

No vote was taken.

### [HB 494 \(Lindsey, 54<sup>th</sup>\) – Notaries Public; Additional Qualifications; Applications; Amend Provisions.](#)

Chairman Smith, 52<sup>nd</sup>, presented the bill to the committee on behalf of Representative Lindsey, 54<sup>th</sup>, author.

Diane Hutchins, Fulton County, testified before the committee in support of the bill.

There was a lot of discussion regarding the qualifications and applications, and Chairman Smith, 52<sup>nd</sup>, suggested holding the bill until these issues could be worked out.

No vote was taken.

### [SR 700 \(Hamrick, 30<sup>th</sup>\) – Creating and Continuing the Juvenile Law Commission](#)

Senator Hamrick, 30<sup>th</sup>, author, presented the bill to the committee.

There was some discussion, and no opposition to the bill.

Chairman Smith, 52<sup>nd</sup>, called for a vote. Senator Harp, 29<sup>th</sup>, moved DO PASS. Senator Hill, 32<sup>nd</sup>, seconded the motion. The vote was unanimous 8/0. [SR 700](#) DO PASS.

**[SB 420](#) (Unterman, 45<sup>th</sup>) – Care of a Grandchild Act; Create Pilot Program**

Senator Unterman, 45<sup>th</sup>, author, presented the bill to the committee.

The following people testified in support of the bill: Dr. Dorothy Carrillo, National Association of Social Workers; Angie Burda, Kinship Care, Clayton County; Bernard Hall, Kinship Care, Clayton County; Cheryl Schramm, Georgia Council on Aging; Kim Raymond, Senior Citizens Advocacy Project.

There was a lot of discussion regarding the cost involved and having no fiscal note, the affect this law would have on child support or visitation, school districts, and other issues.

Chairman Smith, 52<sup>nd</sup>, said he will hold the bill in committee until these issues could be worked out.

No vote was taken.

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 5:50 p.m.

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Monday, February 13, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT

Smith, 52nd, Chairman

Hill, 32nd, Secretary

Carter, 13th

Hamrick, 30th

Meyer von Bremen, 12th

Weber, 40th

Wiles, 37th

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 4:10 p.m.

### **SB 522 (Hamrick, 30th) – Amy’s Law; Disposition for delinquent acts; change certain provisions.**

Senator Hamrick, 29<sup>th</sup>, author, presented “Amy’s Law” to the committee.

Sandra Michael, GACOI, testified before the committee in support of the bill with an amendment changing the word “child” to “over the age of 10” on page 1, line 20.

There was quite a lot of discussion.

Senator Weber, 40<sup>th</sup>, made a motion DO PASS BY SUBSTITUTE by changing the word “cases” to “delinquent acts” on page 3, line 22. Senator Wiles, 37<sup>th</sup>, seconded the motion. The vote was unanimous 6/0. **SB 522 DO PASS BY SUBSTITUTE.**

### **SB 530 (Weber, 40<sup>th</sup>) – Property; leins; change provisions; conditions; value**

Senator Weber, 40<sup>th</sup>, author, presented the bill to the committee.

Mark Woods, Associated General Contractors, testified before the committee in support of the bill.

Senator Meyer von Bremen, 12<sup>th</sup>, made a motion DO PASS BY SUBSTITUTE by deleting on page 1, line 11 “shall” and inserting “may”. Senator Wiles, 37<sup>th</sup>, seconded the motion. The vote was

Unanimous 6/0. **SB 530 DO PASS BY SUBSTITUTE.**



There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 5:20 p.m..

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Wednesday, February 15, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Meyer von Bremen, 12th
Harp, 29th, Vice Chair	Reed, 35th
Hill, 32nd, Secretary	Weber, 40th
Carter, 13th	Wiles, 37th

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 1:35 p.m.

### [HB 989 \(Fleming, 117<sup>th</sup>\) – Firearms; “Georgia’s Self-Defense Act”; enact](#)

Representative Fleming, 117<sup>th</sup>, author, presented the bill to the committee.

Mike Holiman, Cornerstone Communications, testified before the committee in support of the bill.

There was some discussion.

Senator Harp, 29<sup>th</sup>, made a motion DO PASS. Senator Carter, 13<sup>th</sup>, seconded the motion. The vote was unanimous 6/0. [HB 989 DO PASS](#).

### [HB 718 \(Lindsey, 54<sup>th</sup>\) – Pretrial intervention and diversion program; authorize certain courts to administer](#)

Representative Lindsey, 54<sup>th</sup>, author, presented the bill to the committee.

Judge Thomas Bobbitt, Municipal Court, testified before the committee in support of the bill.

Chairman Smith, 52<sup>nd</sup>, suggested adding in subsection 1 “for purposes of this code section”.

Senator Meyer von Bremen made a motion DO PASS BY SUBSTITUTE. Senator Hill, 32<sup>nd</sup>, seconded the motion. The vote was unanimous 6/0. [HB 718 DO PASS BY SUBSTITUTE](#).

**SB 376 (Douglas, 17<sup>th</sup>) – Jury Duty; exemption; spouse/children of deceased military**

Senator Douglas, 17<sup>th</sup>, author, told the committee that the time limitation in this bill had been worked out, and the exemption from jury duty would be five years, measured from the date of death.

Senator Harp, 29<sup>th</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Hill, 32<sup>nd</sup>, seconded the motion. The vote was unanimous 6/0. **SB 376 DO PASS BY SUBSTITUTE.**

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting.

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Thursday, February 16, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Carter, 13th
Harp, 29th, Vice Chair	Hamrick, 30th
Hill, 32nd, Secretary	Weber, 40th

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 3:35 p.m.

### [HB 1059 \(Keen, 179<sup>th</sup>\) - Sexual Offenders; Punishment; Registration Requirements; Change Provisions](#)

Chairman Smith, 52<sup>nd</sup>, said this meeting on HB 1059 would be a hearing only.

The following people testified in support of the bill: Mike Boyd, citizen; BJ Bernstein, Attorney.

The following people testified in opposition of the bill: Janice Wilson, citizen; Reid Wilson, citizen; Sara Totnchi, Southern Center; Terry Boyd, citizen; Karen Worthington, Barton Clinic; Normer Adams, GAHSC.

There was a lot of discussion.

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 6:40 p.m.

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Tuesday, February 21, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Meyer von Bremen, 12th
Harp, 29th, Vice Chair	Reed, 35th
Hill, 32nd, Secretary	Weber, 40th
Hamrick, 30th	

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 3:35 p.m.

**[HB 1059 \(Keen, 179<sup>th</sup>\) – Sexual Offenders; punishment; registration requirements; change provision](#)**

Chairman Smith, 52<sup>nd</sup>, said this meeting on HB 1059 would be a hearing only.

The following people testified before the committee in opposition to the bill: Sandra Michaels, GACDL; Jack Martin, GACDL; Karen Worthington, Barton Clinic; Sara Totonchi, Southern Center for Human Rights; Normer Adams, GAHSC

There was a lot of discussion.

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 5:35 p.m.

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Thursday, February 23, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman  
Harp, 29th, Vice Chair  
Hill, 32nd, Secretary  
Carter, 13th  
Hamrick, 30th

Meyer von Bremen, 12th  
Reed, 35th  
Weber, 40th  
Wiles, 37th

Chairman Smith, 52nd, called the meeting to order at 3:35 p.m.

### **SB 533 (Bulloch, 11th) – Statutory Living Will Form; revise**

Senator Bulloch, 11th, author, presented the bill to the committee and explained the substitute, which specifies exactly which life-sustaining procedures the declarant does and does not want.

Dr. Richard Cohen, Resurgence and Georgia Health Orthopedics Decisions, testified before the committee and explained the definition of nutrition and hydration.

Chairman Smith, 52nd, called for a motion. Senator Hill, 32nd, made a motion DO PASS BY SUBSTITUTE. Senator Harp, 29th, seconded the motion. The vote was unanimous 8/0. **SB 533 DO PASS BY SUBSTITUTE.**

### **SB 534 (Bulloch, 11th) – Trustee’s Compensation Schedule of Conservators**

Senator Bulloch, 11th, author, introduced Ms. Mary Radford from Georgia State University to explain the bill to the committee section by section, and the substitute which states that if a trustee’s compensation is not specified in the trust instrument, the trustee is entitled to the same compensation that conservators receive for similar services.

Senator Harp, 29th, made a motion DO PASS BY SUBSTITUTE. Senator Meyer von Bremen, 12th, seconded the motion. The vote was unanimous 7/0. Senator Weber, 40th, was not in the meeting at the time of the vote. **SB 534 DO PASS BY SUBSTITUTE.**

### **SB 542 (Hill, 32nd) – Durable Power of Attorney; health care; amend signature requirement**

Senator Hill, 32nd, author, presented the bill to the committee.

The following people testified before the committee in support of the legislation: Beverly Tyler, Executive Director, Georgia Health Decisions; Melanie McNeil, Georgia Council on Aging; and Brian Lube, Medical Association of Georgia.

Senator Hill, 32nd, suggested a substitute to make the term “social services worker” consistent on lines 21 and 23 of page 1.

Senator Harp, 29th, made a motion DO PASS BY SUBSTITUTE. Senator Wiles, 37th, seconded the motion. The vote was unanimous 7/0. Senator Weber, 40th, was not in the meeting at the time of the vote. **SB 542 DO PASS BY SUBSTITUTE.**

**SB 393 (Staton, 18th) – Stalking; enhanced penalties for certain violations of statute**

Senator Staton, 18th, author, and Senator Hill, 32nd, presented the bill to the committee.

There was discussion regarding the definition of trespass, stalking and aggravated stalking.

Chairman Smith, 52nd, recommended this bill be kept in the study committee.

No vote was taken.

**SB 396 (Goggans, 7th) – Crimes, person who is attacked has no duty to retreat; provide immunity**

This bill was recommitted to the Judiciary Committee. Senator Goggans, 7th, presented the substitute, which creates new code sections as described under LC 35 017S.

Alice Johnson, Georgians for Gun Safety, testified before the committee in opposition to the substitute.

Chairman Smith, 52nd, called for a motion. Senator Wiles, 37th, made a motion DO PASS BY SUBSTITUTE. Senator Hill, 32nd, seconded the motion. The vote was unanimous 6/0. Senator Harp, 29th, and Senator Reed, 35th, were not in the meeting at the time of the vote. **SB 396 DO PASS BY SUBSTITUTE.**

There being no further business taken, Chairman Smith, 52nd, adjourned the meeting at 7:00 p.m.

/s/ Senator Judson Hill, 32nd, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Thursday, March 2, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52<sup>nd</sup>, Chairman  
Harp, 29<sup>th</sup>, Vice Chair  
Hill, 32<sup>nd</sup>, Secretary  
Carter, 13<sup>th</sup>

Hamrick, 30<sup>th</sup>  
Meyer von Bremen, 12<sup>th</sup>  
Wiles, 37<sup>th</sup>  
Seabaugh, 28<sup>th</sup>

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 3:35 p.m.

Chairman Smith, 52<sup>nd</sup>, introduced Senator Seabaugh, 28<sup>th</sup>, as the new Ex-Officio member of the Senate Judiciary Committee.

### **[SB 503 \(Hamrick, 30<sup>th</sup>\) – Georgia Public Defender Standards Council; legal services to indigent persons; change provisions](#)**

Senator Hamrick, 30<sup>th</sup>, author, explained the bill to the committee.

The following people testified before the committee in support of the bill: Sarah Haskin and Mike Mears, Georgia Public Defenders Standards Council.

Senator Wiles, 37<sup>th</sup>, recommended to strike under Section 1, subsection (a), (c), and (d), and made a motion DO PASS BY SUBSTITUTE. Senator Seabaugh, 28<sup>th</sup>, seconded the motion. Senator Harp, 29<sup>th</sup>, and Senator Meyer von Bremen, 12<sup>th</sup>, were not in the meeting at the time of the vote. The vote was unanimous 5/0. **[SB 503 DO PASS BY SUBSTITUTE.](#)**

### **[SR 793 \(Hamrick, 30<sup>th</sup>\) – Georgia Public Defender Standards Council; ratifying the initial minimum standard; removal for cause](#)**

Senator Hamrick, 30<sup>th</sup>, author, explained the bill to the committee.

There was no testimony.

Chairman Smith, 52<sup>nd</sup>, presented a substitute, and called for a motion.

Senator Harp, 29<sup>th</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Hill, 32<sup>nd</sup>, seconded the motion. The vote was unanimous 7/0. **[SR 793 DO PASS BY SUBSTITUTE.](#)**



**SR 954 (Hamrick, 30<sup>th</sup>) – Performance Standards; ratifying the initial minimum standard; fiscal impact**

Senator Hamrick, 30<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

Senator Meyer von Bremen, 12<sup>th</sup>, made a motion DO PASS. Senator Hill, 32<sup>nd</sup>, seconded the motion. The vote was unanimous 7/0. **SR 954 DO PASS.**

**SR 955 (Hamrick, 30<sup>th</sup>) – Performance Standards in Juvenile Court; ratifying the initial minimum standard; fiscal impact**

Senator Hamrick, 30<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

Senator Harp, 30<sup>th</sup>, made a motion DO PASS. Senator Hill, 32<sup>nd</sup>, seconded the motion. The vote was unanimous 7/0. **SR 955 DO PASS.**

**SR 1048 (Hamrick, 30<sup>th</sup>) – Georgia Public Defender Standards Council; revised indigency determination standard; fiscal impact**

Chairman Smith, 52<sup>nd</sup>, stated this bill would be held in committee.

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 4:50 p.m.

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Friday, March 3, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Weber, 40th
Harp, 29th, Vice Chair	Wiles, 37th
Hill, 32nd, Secretary	Seabaugh, 28th
Carter, 13th	

Chairman Smith, 52nd, called the meeting to order at 9:00 a.m.

### **SB 306 (Hamrick, 30th) – Hospital/Nursing Home Liens; change notice/filing provision; effect of release**

Chairman Smith, 52nd, presented the bill to the committee on behalf of the author, Senator Hamrick, 30th.

The following people testified before the committee in support of the bill:

Jake Rocker, Georgia Farm Bureau; Joe Termini, GEICO; Stacy Freeman, PCI; Emily Bagwell, GAPCIC; Bobby Potter, State Farm; Bill Clark, Georgia Trial Lawyers; Ken Daniel, Doctor's Hospital.

There was plenty of discussion and substitutes requested, which are in LC 36 0232S.

Chairman Smith, 52nd, called for a motion. Senator Harp, 29th, made a motion DO PASS BY SUBSTITUTE. Senator Hill, 32nd, seconded the motion. The vote was unanimous 6/0. **SB 306 DO PASS BY SUBSTITUTE.**

### **SB 420 (Unterman, 45th) – Care of a Grandchild Act; create pilot program**

Senator Unterman, 45th, author, presented the substitute to the committee.

Chairman Smith, 52nd, stated that since there had been testimony in the last committee meeting for SB 420, he would not have testimony at this meeting.

There was a lot of discussion.

Chairman Smith, 52nd, called for a motion. Senator Wiles, 37th, made a motion DO PASS BY SUBSTITUTE. Senator Harp, 29th, seconded the motion. The vote was unanimous 6/0. **SB 420 DO PASS BY SUBSTITUTE.**

**SB 555 (Chapman, 3rd) – Downtown Development Authorities; provide exception to perpetual existence**

Senator Chapman, 3rd, author, explained the bill to the committee. He said the purpose of this legislation is for public notice.

Mark Woodall, Sierra Club, testified before the committee in support of the bill.

There was some discussion.

Senator Harp, 29th, made a motion DO PASS. Senator Wiles, 37th, seconded the motion. The vote was unanimous 6/0. **SB 555 DO PASS.**

**SR 1040 (Pearson, 51st) – Private Property; governmental actions; provide additional methods**

Senator Pearson, 51st, author, presented the bill to the committee.

The following people testified before the committee in opposition to the bill: Tom Weyandt, Director of Comprehensive Planning, Atlanta Regional Commission; Rick Brownlow, MNGWPD; Glennis Barnes, Georgia Power; Jerry Chastain, Metro Atlanta Chamber; Jim Grubiak ACCG; Lamar Norton, GMA; Betsy Nicholas, Georgia Water Coalition.

Senator Wiles, 37th, suggested striking “person” and inserting “authority” on page 1, line 14, and made a motion DO PASS BY SUBSTITUTE. Senator Seabaugh, 28th, seconded the motion. The vote was 4/1, with Senator Harp, 29th, voting no. Senator Carter, 13th, was not present at the meeting for the vote. **SR 1040 DO PASS BY SUBSTITUTE.**

There being no further business taken, Chairman Smith, 52nd, adjourned the meeting at 10:52 a.m.

/s/ Senator Judson Hill, 32nd, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Monday, March 6, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Meyer von Bremen, 12th
Harp, 29th, Vice Chair	Weber, 40th
Carter, 13th	Wiles, 37th
Hamrick, 30th	Seabaugh, 28th

Chairman Smith, 52nd, called the meeting to order at 5:05 p.m.

### **SB 624 (Seabaugh, 28th) – Coweta Judicial Circuit; provide for a sixth judge of superior courts**

Senator Seabaugh, 28th, author, presented the bill to the committee.

There was no testimony.

There was some discussion on the proposed substitutes in LC 29 2336S.

Senator Harp, 29th, made a motion DO PASS BY SUBSTITUTE. Senator Seabbaugh, 28th, seconded the motion. The vote was unanimous 5/0. Senator Hamrick, 30th and Senator Meyer von Bremen, 12th, were not present at the meeting for the vote. **SB 624 DO PASS BY SUBSTITUTE.**

### **SB 622 (Tarver, 22nd) – Hospital Acquisition; notice of acquisition; to attorney general; change provision**

Senator Tarver, 22nd, author, explained the bill to the committee.

Darrell Robinson, Attorney General's office, expressed concern in regard to payment for experts retained to assist the Attorney General with the hearings.

There was some discussion regarding the amendments proposed in AM 25 0883.

Senator Seabaugh, 28th, made a motion DO PASS AS AMENDED. Senator Wiles, 37th, seconded the motion. The vote was unanimous 7/0. **SB 622 DO PASS AS AMENDED.**

**SR 1027 (Wiles, 37th) – Court Surcharges and Additional Fines; Senate Study Committee; create**

Senator Wiles, 37th, author, presented the bill to the committee.

There was minimal discussion.

Senator Harp, 29th, made a motion DO PASS. Senator Carter, 13th, seconded the motion. The vote was unanimous 7/0. **SR 1027 DO PASS.**

There being no further business taken, Chairman Smith, 52nd, adjourned the meeting at 6:20 p.m.

/s/ Senator Judson Hill, 32nd, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Tuesday, March 7, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Meyer von Bremen, 12th
Harp, 29th, Vice Chair	Reed, 35th
Hill, 32nd, Secretary	Weber, 40th
Adelman, 42nd	Wiles, 37th
Carter, 13th	Seabaugh, 28th
Hamrick, 30th	

Chairman Smith, 52nd, called the meeting to order at 9:10 a.m.

### **SB 583 (Hamrick, 30th) – Criminal Trials; right to trial by jury; provide method of waiver**

Senator Hamrick, 30th, author, introduced Paul Howard, Fulton County District Attorney, explained the bill to the committee.

Marc Mallon, Fulton County District Attorney's Office, testified before the committee in support of the bill.

Jack Martin and Sandra Michaels, GACDL, testified before the committee in opposition to the bill.

There was a lot of discussion.

Senator Reed, 35th, made a motion DO PASS. Senator Carter, 13th, seconded the motion. The vote was 7/3. Senator Brown, 26th, Senator Meyer von Bremen, 12th, and Senator Weber, 40th, voted no. **SB 583 DO PASS.**

### **SB 101 (Wiles, 37th) – Elected Judge of Superior Court/State Court; definitions; request hearings**

Senator Wiles, 37th, author, presented the substitute to the committee, which creates new Code Sections 15-6-37 and 15-7-51.

The following people testified in opposition to the bill: Judge Tom Campbell, Council of Superior Court Judges, and Judge Ben Studdard, Council of State Court Judges.

There was some discussion.

Senator Weber, 40th, made a motion DO PASS. Senator Seabaugh, 28th, seconded the motion. The vote was 6/1. Senator Adelman, 42nd, voted no.

Senator Meyer von Bremen, 12th, and Senator Reed, 35th, was not present for the vote.

**SB 101 DO PASS BY SUBSTITUTE.**

**SB 347 (Fort, 39th) – Criminal; Victim as Object of Offense; increase sentence of defendant**

Senator Fort, 39th, author, presented the bill to the committee.

The following people testified before the committee in support of the bill:

Chuck Bowen, Georgia Equality; Jerry Gonzalez, GALEO; Vernon Keenan, Director, Georgia Bureau of Investigations.

There was some discussion.

Senator Adelman, 42nd, recommended changing the effective date on Page 2, lines 13 and 14 to 2006, and made a motion DO PASS BY SUBSTITUTE. Senator Reed, 35th, seconded the motion. The vote was 8/3, with Senator Hill, 32nd, Senator Wiles, 37th, and Senator Seabaugh, 28th, voting no. **SB 347 DO PASS BY SUBSTITUTE.**

**SR 1030 (Fort, 39th) – Georgia Capital Punishment Study Commission**

Senator Fort, 39th, author, presented the bill to the committee.

The following people testified before the committee in support of the bill:

Anne Emanuel, ABA DP Assessment, Georgia State University College of Law; Laura Moye, Georgia Moratorium Campaign; Sharef Cousin, Southern Center; Gary Charles, Central Presbyterian Church; Reverend Jeffrey Cave, Episcopal Diocese of Atlanta; and Janice Mathis, Rainbow Push Coalition.

There was plenty of discussion.

Senator Reed, 35th, made a motion DO PASS. Senator Brown, 26th, seconded the motion. The vote was 5/4. Senator Hill, 32nd, and Senator Seabaugh, 28th, were not present for the vote. **SR 1030 DO PASS.**

**SB 572 (Goggans, 7th) – Medical Assistance Managed Care Fraud; establish; define crime; administrative hearings/appeals; change**

Senator Goggans, 7th, author, presented the bill to the committee.

The following people testified before the committee: Neal Childers, Department of Community Health; Stan Jones, Nelson Mullins Law Office; and Earl Rogers, Georgia Hospital Association.

There was a lot of discussion regarding the substitute LC 28 3040S.

Senator Harp, 29th, made a motion DO PASS BY SUBSTITUTE. Senator Weber, 40th, seconded the motion. The vote was unanimous 6/0. Senator Hill, 32nd, Senator Adelman, 42nd, Senator Brown, 26th, and Senator Reed, 35th were not present for the vote due to a conflict in committee schedules. **SB 572 DO PASS BY SUBSTITUTE.**

**SB 631 (Wiles, 37th) – Obscene Material; definition; penalty; provide offense of distribution**

Senator Wiles, 37th, author, presented the bill to the committee.

Fred Bentley, Jr., City of Kennesaw, testified before the committee in support of the legislation.

Maggie Garrett, ACLU, testified before the committee with some concerns over the constitutionality of this bill.

There was plenty of discussion.

Senator Carter, 13th, made a motion DO PASS. Senator Hill, 32nd, seconded the motion. The vote was unanimous 10/0. **SB 631 DO PASS.**

**SB 461 (Jones, 10th) – Eminent Domain; require condemnors provide notice of property owner's rights/description of condemnation process**

Senator Jones, 10th, author presented the bill to the committee.

There was no testimony.

There was some discussion.



Senator Hill, 32nd, made a motion DO PASS. Senator Reed, 35th, seconded the motion. The vote was unanimous 9/0. Senator Wiles, 37th, was not present for the vote. [SB 461](#)  
**DO PASS.**

There being no further business taken, Chairman Smith, 52nd, adjourned the meeting.

/s/ Senator Judson Hill, 32nd, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Tuesday, March 14, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Hamrick, 30th
Harp, 29th, Vice Chair	Meyer von Bremen, 12th
Hill, 32nd, Secretary	Reed, 35th
Adelman, 42nd	Weber, 40th
Brown, 26th	Wiles, 37th
Carter, 13th	Seabaugh, 28th

### [HB 1496 \(Hatfield, 177<sup>th</sup>\) – Waycross Judicial Circuit; term of court; change](#)

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 1:35 p.m.

Representative Hatfield, 177<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

There was some discussion.

Senator Wiles, 37<sup>th</sup>, made a motion DO PASS. Senator Seabaugh, 28<sup>th</sup>, seconded the motion. The vote was unanimous 7/0. Senator Hill, 32<sup>nd</sup>, was not present when the vote was taken. **[HB 1496](#) DO PASS.**

### [HB 692 \(Black, 174<sup>th</sup>\) – Probation; terms and conditions; amend](#)

Representative Black, 174<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

There was some discussion.

Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Hamrick, 30<sup>th</sup>, made a motion DO PASS. Senator Brown, 26<sup>th</sup>, seconded the motion. The vote was unanimous 7/0. Senator Harp, 29<sup>th</sup>, was not present when the vote was taken. **[HB 692](#) DO PASS.**

### [HB 376 \(Loudermilk, 14<sup>th</sup>\) – Juries; exemption; caregivers of certain children](#)

Representative Loudermilk, 14<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

There was some discussion.

Senator Hill, 32<sup>nd</sup>, made a motion DO PASS. Senator Hamrick, 30<sup>th</sup>, seconded the motion. The vote was unanimous 7/0. Senator Harp, 29<sup>th</sup>, was not present when the vote was taken. **HB 376 DO PASS.**

**HB 1421 (Fleming, 117<sup>th</sup>) – Demand for Trial; defendant present in court; require**

Senator Hill, 32<sup>nd</sup>, presented the bill on behalf of the author, Fleming, 117<sup>th</sup>.

The following people testified before the committee in support of the bill: Marc Mallon, Fulton District Attorney; Ragen Marsh, House Majority Leader's Office; Judge Simpson, Council of Superior Court Judges; and Sandra Michael.

Senator Hill, 32<sup>nd</sup>, recommended as a committee substitute by adding the word "and" before the word "identify on page 2, line 1 and page 3, line 1.

Senator Hill, 32<sup>nd</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Meyer von Bremen, 12<sup>th</sup>, seconded the motion. The vote was unanimous 5/0. Senator Harp, 29<sup>th</sup>; Senator Carter, 13<sup>th</sup>, Senator Wiles 37<sup>th</sup>, and Senator Seabaugh, 28<sup>th</sup>, were not present when the vote was taken. **HB 1421 DO PASS BY SUBSTITUTE.**

**HB 239 (Fleming, 117<sup>th</sup>) – Civil Practice; settlement offers; litigation costs**

Chairman Smith, 52<sup>nd</sup>, advised that this would be a hearing only due to other committee schedule conflicts.

Chairman Smith, 52<sup>nd</sup>, presented the bill to the committee on behalf of the author, Representative Fleming, 117<sup>th</sup>.

The following people testified before the committee in support of the bill: Jeff Pope, Georgia Trial Lawyer's Association; Sam Choate; Skin Edge, Georgia Chamber.

There was plenty of discussion.

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 4:00 p.m.

/s/ Senator Judson Hill, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Tuesday, March 21, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Hamrick, 30th
Harp, 29th, Vice Chair	Meyer von Bremen, 12th
Hill, 32nd, Secretary	Reed, 35th
Adelman, 42nd	Wiles, 37th
Brown, 26th	Seabaugh, 28th

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 9:10 a.m.

### **HB 1145 (Ralston, 7<sup>th</sup>) – Juvenile Proceedings; mental health; change provisions**

Representative Ralston, 7<sup>th</sup>, author, presented the bill to the committee.

The following people testified before the committee in support of the bill: Normer Adams, GAHSC; Aubrey Villines, GAMFT; and Dr. Peter Ash, Emory/Grady.

There was plenty of discussion.

The supporters of this bill recommended a substitute on page 9, line 34, insert the word “substantial” between the words “no” and “evidence”.

Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Hill, 32<sup>nd</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Wiles, 37<sup>th</sup>, seconded the motion. The vote was unanimous 5/0. Senator Adelman, 42<sup>nd</sup>, Senator Hamrick, 30<sup>th</sup>, Senator Meyer von Bremen, 12<sup>th</sup>, and Senator Seabaugh, 28<sup>th</sup>, were not present at the time of the vote. **HB 1145 DO PASS BY SUBSTITUTE.**

### **HB 1073 (O’Neal, 146<sup>th</sup>) – Houston Judicial Circuit; number of judges; provisions**

Representative O’Neal, 146<sup>th</sup>, author, presented the bill and substitute to the committee.

There was no testimony.

Chairman Smith, 52<sup>nd</sup>, called for a motion on the substitute LC 29 2358S. Senator Hill, 32<sup>nd</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Seabaugh, 28<sup>th</sup>, seconded the motion. The vote was unanimous 7/0. Senator Adelman, 42<sup>nd</sup>, and Senator Meyer von Bremen, 12<sup>th</sup>, were not present at the time of the vote. **HB 1073 DO PASS BY SUBSTITUTE.**

Chairman Smith, 52<sup>nd</sup>, recessed the meeting for lunch at 12:10 p.m. to reconvene at 1:30 p.m.

**[HB 1059 \(Keen, 179<sup>th</sup>\) – Sexual Offenders; punishment; registration requirements; change provisions](#)**

Representative Keen, 179<sup>th</sup>, author, presented the bill to the committee.

There was plenty of discussion to amend titles, 16, 17, 35 and 42 of the O.C.G.A.

After lengthy discussions, Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Wiles, 37<sup>th</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Hill, 32<sup>nd</sup>, seconded the motion. The vote was unanimous 6/0. Senator Brown, 26<sup>th</sup>, Senator Hamrick, 30<sup>th</sup>, and Senator Seabaugh, 28<sup>th</sup>, were not present at the time of the vote. **[HB 1059 DO PASS BY SUBSTITUTE](#)**.

**[HB 1313 \(Golick, 34<sup>th</sup>\) – Eminent Domain; comprehensive revision of provisions; provide](#)**

Representative Golick, 34<sup>th</sup>, author, presented the bill to the committee.

Melanie Stockwell and Judson Turner presented the substitute to the committee.

There was plenty of discussion on the substitute.

Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Seabaugh, 28<sup>th</sup>, made a motion DO PASS BY SUBSTITUTE. Senator Reed, 35<sup>th</sup>, seconded the motion. The vote was unanimous 8/0. Senator Harp, 29<sup>th</sup>, Senator Brown, 26<sup>th</sup>, Senator Hamrick, 30<sup>th</sup>, were not present at the time of the vote. **[HB 1313 DO PASS BY SUBSTITUTE](#)**.

**[HR 1306 \(Golick, 34<sup>th</sup>\) – Property condemnation; redevelopment purposes; vote approved; require-CA](#)**

Representative Golick, 34<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

There was some discussion.

Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Seabaugh, 28<sup>th</sup> made a motion DO PASS. Senator Reed, 35<sup>th</sup>, seconded the motion. The vote was unanimous 8/0. Senator Harp, 29<sup>th</sup>, and Senator Brown, 26<sup>th</sup>, were not present at the time of the vote. **[HR 1306 DO PASS](#)**.

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 3:45 p.m.

/s/ Senator Judson Hill, 32<sup>nd</sup>, Secretary

/s/ Judy LaClair, Recording Secretary

## SENATE JUDICIARY COMMITTEE

Wednesday, March 22, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52nd, Chairman	Hamrick, 30th
Harp, 29th, Vice Chair	Reed, 35th
Hill, 32nd, Secretary	Weber, 40th
Adelman, 42nd	Wiles, 37th
Carter, 13th	Seabaugh, 28th

Chairman Smith, 52nd, called the meeting to order at 3:47 p.m.

### **HB 1288 (Ralston, 7th) – Municipal Court Clerks; required training; provide**

Representative Ralston, 7th, presented the bill to the committee.

The following people testified before the committee in support of the bill:  
Ted Baggett, Georgia Municipal Association and Judge Thomas Bobbitt, Municipal Court Judges Association.

There was some discussion.

Senator Wiles, 37th, made a motion DO PASS. Senator seconded the motion. The vote was unanimous 6/0. Senator Hill, 32nd, and Senator Hamrick, 30th, were not present for the vote. **HB 1288 DO PASS.**

### **HB 1335 (Day, 163rd) – Law Enforcement Officer; hiring; first offender record; review**

Representative Crawford, 127th, and Senator Wiles, 37th, presented the bill and substitute to the committee.

Bill Hudson, POST, testified before the committee in support of the bill.

There was some discussion.

Senator Seabaugh, 28th, made a motion DO PASS BY SUBSTITUTE. Senator Hamrick, 30th, seconded the motion. The vote was unanimous 8/0. **HB 1335 DO PASS BY SUBSTITUTE.**

**HB 1302 (Casas, 103rd) – Georgia Street Gang Terrorism and Prevention Act; change certain provisions**

Representative Casas, 103rd, presented the amendment to the committee.

The following people testified before the committee: Robert Ashe, City of Atlanta; Sandra Michaels, Criminal Lawyers Defense; Danny Porter, Gwinnett County District Attorney.

The committee proposed the following substitute: page 5, line 28, after the word “school”, insert the words “on election day, for the purposes of voting, when the school serves”.

Senator Reed, 35th, made a motion DO PASS BY SUBSTITUTE. Senator Harp, 29th, seconded the motion. The vote was unanimous 8/0. **HB 1302 DO PASS BY SUBSTITUTE.**

Senator Harp, 29th, Vice Chair, presided over the meeting in the absence of the Chairman.

**HB 494 (Lindsey, 54th) – Notaries Public; additional qualifications; applications; amend provisions**

Representative Lindsey, 54th, presented the bill to the committee.

Diane Hutchins, Fulton County, testified before the committee in support of the bill.

The committee proposed the following substitute: page 2, lines 24 and 30, delete the word “year”, and insert the word “month”.

Senator Wiles, 37th, made a motion DO PASS BY SUBSTITUTE. Senator Reed, 35th, seconded the motion. The vote was unanimous 6/0. Senator Hamrick, 30th, and Senator Seabaugh, 28th, were not present for the vote. **HB 494 DO PASS BY SUBSTITUTE.**

There being no further business taken, Vice Chair Harp, 29th, adjourned the meeting at 5:30 p.m.

/s/ Senator Judson Hill, 32nd, Secretary

/s/ Judy LaClair, Recording Secretary



## SENATE JUDICIARY COMMITTEE

Thursday, March 23, 2006 – Room 307 Coverdell Legislative Office Building

### SENATORS PRESENT:

Smith, 52<sup>nd</sup>, Chairman  
Harp, 29<sup>th</sup>, Vice Chair  
Carter, 13<sup>th</sup>

Meyer von Bremen, 12<sup>th</sup>  
Weber, 40<sup>th</sup>  
Seabaugh, 28<sup>th</sup>

Chairman Smith, 52<sup>nd</sup>, called the meeting to order at 5:30 p.m.

### [HB 1023 \(Franklin, 43<sup>rd</sup>\) – Marriage Contract; age of majority; provisions](#)

Representative Franklin, 43<sup>rd</sup>, author, presented the bill to the committee.

The following people testified before the committee in support of the bill: Jamie Self, Georgia Family Council and Dr. Carl Johnson, Georgia Association of Marriage and Family Therapy.

There was a lot of discussion and concern.

Senator Smith, 52<sup>nd</sup>, called for a motion. Senator Wiles, 37<sup>th</sup> made a motion DO PASS. Senator Carter, 13<sup>th</sup>, seconded the motion. The vote was 3/4. Chairman Smith, 52<sup>nd</sup>, voted to break the tie. The DO PASS motion was defeated. The yes votes were as follows: Senator Carter, 13<sup>th</sup>, Senator Wiles, 37<sup>th</sup>, Senator Seabaugh, 28<sup>th</sup>. The no votes were as follows: Chairman Smith, 52<sup>nd</sup>, Senator Harp, 29<sup>th</sup>, Senator Meyer von Bremen, 12<sup>th</sup>, Senator Weber, 40<sup>th</sup>. **[HB 1023](#) DEFEATED.**

### [HB 1417 \(Ralston, 7<sup>th</sup>\) – Administrative Office of the Courts; assist Board of Jury Commissioners; allow](#)

Representative Ralston, 7<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

There was some discussion.

Senator Seabaugh, 28<sup>th</sup>, made a motion DO PASS. Senator Harp, 29<sup>th</sup>, seconded the motion. The vote was unanimous 5/0. Senator Carter, 13<sup>th</sup>, was not present at the time of the vote. **[HB 1417](#) DO PASS.**

**HB 1399 (Ralston, 7<sup>th</sup>) – Magistrate’s Salary; waiver; provide**

Representative Ralston, 7<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

There was some discussion.

Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Meyer von Bremen, 12<sup>th</sup>, made a motion DO PASS. Senator Wiles, 37<sup>th</sup>, seconded the motion. The vote was unanimous 6/0. **HB 1399 DO PASS.**

**HB 57 (Ralston, 7<sup>th</sup>) – State Ordered Executions; protect physicians and medical professionals licensure**

Representative Ralston, 7<sup>th</sup>, author, presented the bill to the committee.

There was no testimony.

There was some discussion.

Chairman Smith, 52<sup>nd</sup>, called for a motion. Senator Seabaugh, 28<sup>th</sup>, made a motion DO PASS. Senator Harp, 29<sup>th</sup>, seconded the motion. The vote was unanimous 5/0. Senator Carter, 13<sup>th</sup>, was not present for the vote. **HB 57 DO PASS.**

There being no further business taken, Chairman Smith, 52<sup>nd</sup>, adjourned the meeting at 6:35 p.m.

/s/ Senator Preston Smith, 52<sup>nd</sup>, Chairman

/s/ Judy LaClair, Recording Secretary