

House Bill 382

By: Representative Mitchell of the 88<sup>th</sup>

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 bonds and recognizances generally, so as to provide for release upon recognizance  
3 under certain circumstances; to provide for a definition; to provide for related matters; to  
4 repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Article 1 of Chapter 6 of Title 17 of the Official Code of Georgia Annotated, relating to  
8 bonds and recognizances generally, is amended by adding a new Code section to read as  
9 follows:

10 "17-6-19.

11 (a) As used in this Code section, the term 'traffic violation' means a violation of Title 40  
12 other than a violation of Article 15 of Chapter 6 of such title.

13 (b) Notwithstanding any law to the contrary, when an accused is charged with a  
14 misdemeanor and he or she has never been arrested for any prior offense, other than a  
15 traffic violation, such accused shall be released upon his or her own recognizance."

16 **SECTION 2.**

17 All laws and parts of laws in conflict with this Act are repealed.