

QUICK REFERENCE GUIDE TO HB 24

LC 29 3575 ¹	SOURCE/COMMENTARY ³	AMOUNT OF CHANGE TO CURRENT GEORGIA PRACTICE ⁴
24-1-1. Purpose and construction of the rules of evidence. ²	Based on FRE 102; replaces current Code Section 24-1-2.	None
24-1-2. Applicability of the rules of evidence.	Based on FRE 1101 with numerous adjustments for Georgia courts and proceedings; replaces current Code Section 24-1-3.	Clarifies
24-1-101. Reserved.	New Code section.	N/A
24-1-102. Reserved.	New Code section.	N/A
24-1-103. Rules of evidence.	Substantially similar to FRE 103. Current Code Section 24-9-70 is incorporated into the last sentence of new subsection (a).	Minor
24-1-104. Preliminary questions.	Substantially similar to FRE 104.	Minor
24-1-105. Limited admissibility.	Substantially similar to FRE 105.	None
24-1-106. Introduction of remaining portions of writings or recorded statements.	Based on FRE 106; replaces current Code Section 24-2-4.	Minor

1. HB 24 revises current Title 24. Most of new Chapters 1, 2, 4, 7, and 10 and most of Article 1 of Chapter 6, Article 1 of Chapter 8, and Article 1 of Chapter 9 are modeled upon Articles 1, 2, 4, 6, 7, 8, 9, and 10 of the Federal Rules of Evidence, respectively. The remaining portions of Title 24 are current Georgia law, updated to reflect modern language and renumbering of Code sections. The cross-reference sections of the bill (Sections 2 through 96) reflect changes that are necessary in light of the changes to Title 24.

2. Catchlines in this column were created by Jill Travis and are intended to be descriptive; they do not necessarily reflect O.C.G.A. catchlines.

3. As used in this column, "based on" means that the new Code section was based on the source reference, but there may be substantial differences between the new Code section and the source. "Substantially similar" means that the new Code section is substantially similar to the source, but the new Code section has stylistic or other minor changes from the source. "Renumbered" means that the new Code section is exactly the same as the source except for the Code section number.

4. Analysis by Professor Paul Milich.

24-2-201. Judicial notice of adjudicative facts.	Substantially similar to FRE 201; replaces current Code Section 24-1-4.	None
24-2-220. Judicial notice of legislative facts.	Based on current Code Section 24-1-4 but removes the reference to judicial notice of matters of public knowledge which is covered by new Code Section 24-2-201.	None
24-2-221. Judicial notice of ordinance or resolution.	Based on current Code Section 24-7-22.	None
24-3-1. Parol evidence contradicting writing inadmissible generally.	Substantially similar to current Code Section 24-6-1.	None
24-3-2. Proof of unwritten portions of contract admissible where not inconsistent.	Substantially similar to current Code Section 24-6-2.	None
24-3-3. Contemporaneous writings explaining each other; parol evidence explaining ambiguities.	Renumbered current Code Section 24-6-3.	None
24-3-4. Circumstances surrounding execution of contracts.	Renumbered and slightly revised current Code Section 24-6-4.	None
24-3-5. Known usage.	Renumbered current Code Section 24-6-5.	None
24-3-6. Rebuttal of equity; discharge of contract; proof of subsequent agreement; change of time or place of performance.	Renumbered current Code Section 24-6-6.	None
24-3-7. Proof of mistake in deed or written contract.	Renumbered and slightly revised current Code Section 24-6-7.	None
24-3-8. Original or subsequent voidness of writing.	Renumbered and slightly revised current Code Section 24-6-8.	None
24-3-9. Explanation or denial of receipts.	Renumbered and slightly revised current Code Section 24-6-9.	None
24-3-10. Explanation of blank endorsements.	Renumbered current Code Section 24-6-10.	None
24-4-401. "Relevant evidence" defined.	Substantially similar to FRE 401; replaces current Code Section 24-2-1.	None

24-4-402. Relevant evidence generally admissible; irrelevant evidence not admissible.	Based on FRE 402 with modifications for state use; replaces current Code Section 24-2-1.	None
24-4-403. Exclusion of relevant evidence on the grounds of prejudice, confusion, or waste of time.	Substantially similar to FRE 403; replaces current Code Section 24-2-1.	Clarifies
24-4-404. Character evidence not admissible to prove conduct; exceptions; other crimes.	Based on FRE 404; replaces current Code Sections 24-2-2 and 24-9-20.	Minor
24-4-405. Methods of proving character.	Based on FRE 405 but adds provisions to reflect current Georgia practice and law. Replaces current Code Section 24-2-2.	Minor
24-4-406. Habit; routine practice.	Substantially similar to FRE 406.	Minor
24-4-407. Subsequent remedial measures.	Based on FRE 407; retains <u>Georgia's exception that admits remedial measures in product liability cases.</u>	None
24-4-408. Compromises and offers to compromise.	Based on FRE 408; replaces current Code Section 24-3-37.	Minor
24-4-409. Payment of medical and similar expenses.	Substantially similar to FRE 409.	Clarifies
24-4-410. Inadmissibility of pleas, plea discussions, and related statements.	Based on FRE 410. See current Code Sections 17-7-93(b) and 17-7-95(c).	Minor
24-4-411. Liability insurance.	Based on FRE 411. See also current Code Sections 45-9-1(d), 45-9-20, and 20-2-991.	Clarifies
24-4-412. Complainant's past sexual behavior not admissible in prosecutions for certain sex offenses; exception; in camera hearing; court order.	Substantially similar to current Code Section 24-2-3.	None
24-4-413. Evidence of similar transaction crimes in sexual assault cases.	Substantially similar to FRE 413 with minor change to conform it to state use; see current Code Section 24-2-2. See also U.S.C.R. 31.3, notice of prosecution's intent to present evidence of similar transactions.	None
24-4-414. Evidence of similar transaction crimes in child molestation cases.	Substantially similar to FRE 414. See also U.S.C.R. 31.3, notice of prosecution's intent to present evidence of similar transactions.	None

24-4-415. Evidence of similar acts in civil cases concerning sexual assault or child molestation.	Based on FRE 415.	Minor
24-4-416. Statements of sympathy in medical malpractice cases.	Based on current Code Section 24-3-37.1 absent the legislative findings.	None
24-5-501. Certain communications privileged.	Based on current Code Section 24-9-21. Replaces current Code Sections 24-9-24, 24-9-25, and 24-9-27(c).	None
24-5-502. Communications to clergyman privileged.	Renumbered current Code Section 24-9-22.	None
24-5-503. Husband and wife as witnesses for and against each other in criminal proceedings.	Substantially similar to current Code Section 24-9-23.	None
24-5-504. Law enforcement officers testifying; home address.	Substantially similar to current Code Section 24-9-26.	None
24-5-505. Party or witness privilege.	Substantially similar to current Code Section 24-9-27.	None
24-5-506. Privilege against self-incrimination; testimony of accused in criminal case.	Substantially similar to current Code Section 24-9-20 but reflects that a testifying accused may be impeached under new Code Sections 24-6-608 and 24-6-609.	None
24-5-507. Grant of immunity; contempt.	Based on current Code Section 24-9-28.	None
24-5-508. Qualified privilege for news gathering or dissemination.	Based on current Code Section 24-9-30.	Minor
24-6-601. General rule of competency.	Based on FRE 601; replaces current Code Sections 24-9-1, 24-9-2, 24-9-4, 24-9-5(a), 24-9-6, and 24-9-7. See also new Code Sections 24-6-602 and 24-6-603.	Minor
24-6-602. Lack of personal knowledge.	Based on FRE 602.	None
24-6-603. Oath or affirmation.	Substantially similar to FRE 603, current Code Section 24-9-60(a), and current Code Section 24-9-5(b).	None

24-6-604. Interpreters.	Based on FRE 604; replaces current Code Section 24-9-4.	None
24-6-605. Judge as witness.	Substantially similar to FRE 605 and consistent with current Code Sections 9-10-7 and 17-8-57.	None
24-6-606. Juror as witness.	Based on FRE 606 and replaces current Code Sections 9-10-6, 9-10-9, 17-9-20, and 17-9-41.	Major
24-6-607. Who may impeach.	Identical to FRE 607; replaces current Code Section 24-9-81.	None
24-6-608. Evidence of character and conduct of witness.	Based on FRE 608; replaces current Code Sections 24-9-83 and 24-9-84.	Major
24-6-609. Impeachment by evidence of conviction of a crime.	Based on current Code Section 24-9-84.1 and FRE 609.	Minor
26-6-610. Religious beliefs or opinions.	Substantially similar to FRE 610; replaces current Code Section 24-9-3.	Major
24-6-611. Mode and order of interrogation and presentation.	Based on FRE 611; replaces current Code Sections 24-9-62, 24-9-63, 24-9-64, and 24-9-81.	None
24-6-612. Writing used to refresh memory.	Based on FRE 612; replaces current Code Section 24-9-69.	Minor
24-6-613. Prior statements of witnesses.	Based on FRE 613; replaces current Code Section 24-9-83.	Minor
24-6-614. Calling and interrogation of witnesses by court.	Substantially similar to FRE 614.	None
24-6-615. Exclusion of witnesses.	Based on FRE 615; replaces current Code Section 24-9-61.	Minor
24-6-616. Presence in courtroom of victim of criminal offense.	Renumbered current Code Section 24-9-61.1.	None
24-6-620. Credibility a jury question.	Substantially similar to current Code Section 24-9-80.	None
24-6-621. Impeachment by contradiction.	Renumbered current Code Section 24-9-82.	None
24-6-622. Witness's feelings and relationship to parties provable.	Substantially similar to current Code Section 24-9-68.	None

24-6-623. Treatment of witness.	Renumbered current Code Section 24-9-62.	None
24-6-650. State policy on hearing impaired persons.	Substantially similar to current Code Section 24-9-100.	None
24-6-651. Definitions.	Substantially similar to current Code Section 24-9-101.	None
24-6-652. Appointment of interpreters for hearing impaired persons interested in or witness at agency proceedings; hearing impaired persons to make requests for interpreters.	Substantially similar to current Code Section 24-9-102.	None
24-6-653. Procedure for interrogation and taking of statements from hearing impaired persons arrested for violation of criminal laws; interpreters to be provided upon arrest of hearing impaired persons.	Substantially similar to current Code Section 24-9-103.	None
24-6-654. Indigent hearing impaired defendants to be provided with interpreters.	Substantially similar to current Code Section 24-9-104.	None
24-6-655. Waiver of right to interpreter.	Substantially similar to current Code Section 24-9-105.	None
24-6-656. Replacement of interpreters unable to communicate accurately with hearing impaired persons; appointment of intermediary interpreters; preparation and maintenance of qualified interpreter list.	Substantially similar to current Code Section 24-9-106.	None
24-6-657. Oath of interpreters; privileged communications; situation of interpreters during proceedings; taping and filming of hearing impaired persons' testimony.	Substantially similar to current Code Section 24-9-107.	None

24-6-658. Compensation of interpreters; fee schedule; fee may be assessed as cost in civil proceeding.	Substantially similar to current Code Section 24-9-108.	None
24-7-701. Lay witness opinion testimony.	Subsection (a) is based on FRE 701 and replaces current Code Section 24-9-65. Subsection (b) is current Code Section 24-9-66.	Clarifies
24-7-702. Expert opinion testimony in civil actions; medical experts; pretrial hearings; precedential value of federal law.	Based on current Code Section 24-9-67.1 and FRE 702. Part of subsection (a) was moved to new Code Section 24-7-703.	None
24-7-703. Bases of expert opinion testimony.	Based on FRE 703 and current Code Section 24-9-67.1(a).	Minor
24-7-704. Ultimate issue opinion.	Substantially similar to FRE 704.	Minor
24-7-705. Disclosure of facts or data underlying expert opinion.	Substantially similar to FRE 705.	None
24-7-706. Court appointed experts.	Substantially similar to FRE 706.	Clarifies
24-7-707. Expert opinion testimony in criminal proceedings.	Substantially similar to current Code Section 24-9-67.	None
24-8-801. Definitions.	Based on FRE 801. Replaces current Code Sections 24-3-1, 24-3-2, 24-3-5, 24-3-15, and 24-3-31 through 24-3-36.	Major
24-8-802. Hearsay rule.	Based on FRE 802; replaces current Code Section 24-3-1.	Major
24-8-803. Hearsay rule exceptions; availability of declarant immaterial.	Substantially similar to FRE 803; replaces current Code Sections 24-3-3, 24-3-4, 24-3-9, 24-3-11, 24-3-12, 24-3-13, 24-3-14, 24-3-17(a), and 24-9-69.	Major
24-8-804. Hearsay rule exceptions; declarant unavailable.	Based on FRE 804; replaces current Code Sections 24-3-6, 24-3-7, 24-3-8, 24-3-10, 24-3-13, and 24-3-35.	Major
24-8-805. Hearsay within hearsay.	Substantially similar to FRE 805.	None

24-8-806. Attacking and supporting credibility of a declarant.	Substantially similar to FRE 806.	Clarifies
24-8-807. Residual exception.	Substantially similar to FRE 807; replaces current Code Section 24-3-1(b).	None
24-8-820. Testimony as to child's description of sexual contact or physical abuse.	Substantially similar to current Code Section 24-3-16, without the 1995 amendment that was held unconstitutional in <i>Woodard v. State</i> , 269 Ga. 317 (1998).	None
24-8-821. Admissions in pleadings.	Substantially similar to current Code Section 24-3-30.	None
24-8-822. Right to have whole conversation heard.	Renumbered current Code Section 24-3-38.	None
24-8-823. Admissions and confessions received with care; no conviction on uncorroborated confession.	Renumbered current Code Section 24-3-53.	None
24-8-824. Only voluntary confessions admissible.	Substantially similar to current Code Section 24-3-50.	None
24-8-825. Confessions under spiritual exhortation or promise of secrecy or collateral benefit admissible.	Renumbered current Code Section 24-3-51.	None
24-8-826. Against whom confessions of conspirator admissible.	Substantially similar to current Code Section 24-3-52.	None
24-8-827. Medical reports in narrative form.	Substantially similar to current Code Section 24-3-18.	None
24-9-901. Requirement of authentication or identification.	Substantially similar to FRE 901; replaces current Code Sections 24-7-1, 24-7-6, and 24-7-7.	Clarifies

24-9-902. Self-authentication.	Based on FRE 902; replaces current Code Sections 24-7-8, 24-7-20, 24-7-21, 24-7-23, 24-7-24(a)(1), 24-7-25, 24-7-26, and 24-7-27. The following current Code sections deal with authentication of specific public records and are repealed or amended: 7-1-63, 7-1-94, 7-1-95, 8-3-6, 8-3-104, 10-1-157, 10-1-188, 10-1-208, 10-1-444, 10-4-15, 10-14-22, 14-9A-117, 16-12-55, 31-5-5, 31-10-26, 33-2-2, 40-5-2, 43-6-6, 43-11-12, 43-19-8, 43-23-3, 43-28-6, 43-29-4, 43-33-9, 43-40-6, 44-2-5, 44-2-20, 44-2-23, 44-2-101, 44-4-3, 44-13-11, 44-14-38, 45-14-5, 45-16-43, 46-2-53, 46-3-175, 48-2-14, 48-5-138, 50-5A-4, 50-18-96, and 52-6-8.	Clarifies
24-9-903. Subscribing witness's testimony.	Substantially similar to FRE 903; replaces current Code Sections 24-7-4 and 24-7-5.	Minor
24-9-904. Definitions.	New Code section.	None
24-9-920. Authentication of Georgia state and county records.	Substantially similar to current Code Section 24-7-20.	None
24-9-921. Identification of medical bills; expert witness unnecessary.	Substantially similar to current Code Section 24-7-9.	None
24-9-922. Proof of laws, records, or books of other states, territories, or possessions; full faith and credit.	Based on current Code Sections 24-7-24 and 24-7-25.	None
24-9-923. Authentication of photographs, motion pictures, video recordings, and audio recordings when witness unavailable.	Substantially similar to current Code Section 24-4-48.	None
24-9-924. Admissibility of records of Department of Public Safety or Department of Driver Services; admissibility of computer transmitted records.	Substantially similar to current Code Section 24-3-17.	None

24-10-1001. Definitions.	Substantially similar to FRE 1001; replaces current Code Section 24-5-1.	None
24-10-1002. Requirement of original.	Substantially similar to FRE 1002; replaces current Code Section 24-5-4.	Major
24-10-1003. Admissibility of duplicates.	Substantially similar to FRE 1003; replaces current Code Sections 24-5-2, 24-5-3, 24-5-21 through 24-5-26, 24-5-29, and 24-5-32.	Minor
24-10-1004. Admissibility of other evidence of contents of a writing, recording, or photograph.	Substantially similar to FRE 1004; replaces current Code Sections 24-5-2, 24-5-3, 24-5-5, and 24-5-21 through 24-5-24.	Minor
24-10-1005. Public records.	Substantially similar to FRE 1005; replaces current Code Sections 24-5-20, 24-5-22, 24-5-24, 24-5-27, 24-5-28, 24-5-30, 24-5-31, and 24-5-33.	None
24-10-1006. Summaries.	Substantially similar to FRE 1006.	None
24-10-1007. Testimony or written admission of party.	Substantially similar to FRE 1007; replaces current Code Section 24-7-3.	None
24-10-1008. Functions of court and jury.	Substantially similar to FRE 1008; replaces current Code Section 24-7-2.	Clarifies
24-11-1. Definitions.	New Code section.	None
24-11-2. Establishment of lost records.	Combines current Code Sections 24-8-1 through 24-8-3.	None
24-11-3. Appointment of auditor; hearing; establishment of duplicates.	Combines current Code Sections 24-8-4 through 24-8-6.	None
24-11-20. Establishment of lost office papers on motion.	Substantially similar to current Code Section 24-8-20.	None
24-11-21. Summary establishment of lost or destroyed evidence of indebtedness in probate court - Petition; service of notice; hearing and decision; recordation; appeal to superior court.	Substantially similar to current Code Section 24-8-21.	None

24-11-22. Summary establishment of lost or destroyed evidence of indebtedness in probate court - Service of nonresidents; effect.	Substantially similar to current Code Section 24-8-22.	None
24-11-23. Establishment of lost or destroyed paper in superior court - Petition and affidavit; issuance and service of rule nisi.	Substantially similar to current Code Section 24-8-24.	None
24-11-24. Establishment of lost or destroyed paper in superior court - When continuance granted.	Substantially similar to current Code Section 24-8-25.	None
24-11-25. Establishment of lost or destroyed paper in superior court - Grant of rule absolute.	Substantially similar to current Code Section 24-8-26.	None
24-11-26. Establishment of lost or destroyed paper in superior court - Furnishing of certified endorsement of copy.	Substantially similar to current Code Section 24-8-27.	None
24-11-27. Procedure as to action on lost or destroyed note, bill, bond, or other instrument.	Substantially similar to current Code Section 24-8-28.	None
24-11-28. Joinder of additional party defendants in proceedings to establish lost or destroyed papers.	Substantially similar to current Code Section 24-8-29.	None
24-11-29. Applicability of article.	Substantially similar to current Code Section 24-8-30.	None
24-12-1. When medical information may be released by physician, hospital, health care facility, or pharmacist; immunity from liability; waiver of privilege; psychiatrists and hospitals excepted.	Substantially similar to current Code Section 24-9-40.	None
24-12-2. Confidentiality of raw research data.	Substantially similar to current Code Section 24-9-40.2.	None

24-12-10. Disclosure of medical records - Terms defined.	Substantially similar to current Code Section 24-9-41.	None
24-12-11. Disclosure of medical records - Effect on confidential or privileged character thereof.	Renumbered current Code Section 24-9-42.	None
24-12-12. Disclosure of medical records - Use of medical matter so disclosed.	Substantially similar to current Code Section 24-9-43.	None
24-12-13. Disclosure of medical records - Immunity from liability.	Renumbered current Code Section 24-9-44.	None
24-12-14. Disclosure of medical records - Use for educational purposes not precluded.	Substantially similar to current Code Section 24-9-45.	None
24-12-20. Confidential nature of AIDS information.	Substantially similar to current Code Section 24-9-40.1.	None
24-12-21. Disclosure of AIDS confidential information.	Substantially similar to current Code Section 24-9-47.	None
24-12-30. Confidential nature of certain library records.	Substantially similar to current Code Section 24-9-46.	None
24-12-31. Confidential nature of veterinary records.	Based on current Code Section 24-9-29.	None
24-13-1. Freedom of witnesses from arrest.	Based on current Code Section 24-10-1.	None
24-13-2. Procedure for claiming of fees by witnesses; effect of continuance upon fees.	Substantially similar to current Code Section 24-10-2.1.	None
24-13-3. Forfeiture of fees for causing continuance or absence from trial; no double fees.	Substantially similar to current Code Section 24-10-3.	None
24-13-4. Forfeiture of witness's fees for excessive claim; penalty.	Substantially similar to current Code Section 24-10-4.	None
24-13-5. Production of transcript of books sought by subpoena or notice - When allowed; oath.	Substantially similar to current Code Section 24-10-5.	None

24-13-6. Production of transcript of books sought by subpoena or notice - Procedure when adverse party dissatisfied.	Substantially similar to current Code Section 24-10-6.	None
24-13-7. Withdrawal of originals introduced in evidence; substitution of copies; discretion of court.	Substantially similar to current Code Section 24-10-7.	None
24-13-20. Applicability.	Substantially similar to current Code Section 24-10-29.	None
24-13-21. Subpoena for attendance of witnesses - Form; issuance; subpoena in blank.	Replaces current Code Sections 24-10-20 and 24-10-21; loosely based on Federal Rule of Civil Procedure Rule 45 and Federal Rule of Criminal Procedure Rule 17.	Minor
24-13-22. Subpoena for attendance of witnesses - Attendance at hearing or trial; where served.	Substantially similar to current Code Section 24-10-21.	None
24-13-23. Subpoena for production of documentary evidence; motion to quash or modify; denial on condition.	Substantially similar to current Code Section 24-10-22.	None
24-13-24. Service of subpoenas.	Substantially similar to current Code Section 24-10-23.	None
24-13-25. Fees and mileage; when tender required.	Substantially similar to current Code Section 24-10-24.	None
24-13-26. Enforcement of subpoenas; continuance; secondary evidence of books, papers, or documents.	Substantially similar to current Code Section 24-10-25.	None
24-13-27. Notice to produce.	Substantially similar to current Code Section 20-10-26.	None
24-13-28. Witness fees for law enforcement officers.	Combines current Code Sections 24-10-27 and 24-10-27.1.	None
24-13-29. Legislators' exemption.	Substantially similar to current Code Section 24-10-28.	None

24-13-60. Order requiring prisoner's delivery to serve as witness or criminal defendant generally; expenses; prisoner under death sentence as witness.	Substantially similar to current Code Section 24-10-60.	None
24-13-61. Issuance of order requiring prisoner's delivery to serve as witness in superior court.	Substantially similar to current Code Section 24-10-61.	None
24-13-62. Issuance of writ of habeas corpus requiring prisoner's delivery to serve as witness in superior court.	Renumbered current Code Section 24-10-62.	None
24-13-90. Short title.	Renumbered current Code Section 24-10-90.	None
24-13-91. Definitions.	Renumbered current Code Section 24-10-91.	None
24-13-92. Criminal or grand jury proceeding in foreign state - Certificate of need for testimony; hearing; summons; custody and delivery; expenses; punishment for failure to attend and testify.	Substantially similar to current Code Section 24-10-92.	None
24-13-93. Criminal or grand jury proceeding in foreign state - Certificate of need for prisoner's testimony; hearing; order and conditions; entry of order by judge in requesting state; applicability.	Substantially similar to current Code Section 24-10-93.	None
24-13-94. Criminal or grand jury proceeding in this state - Issuance of certificate; presentation; tender of expenses; how long witness detained; punishment for failure to attend and testify.	Substantially similar to current Code Section 24-10-94.	None

24-13-95. Criminal or grand jury proceeding in this state - Issuance of certificate seeking testimony of prisoner; presentation; notice to attorney general; order of compliance.	Substantially similar to current Code Section 24-10-95.	None
24-13-96. Exemption of witnesses from arrest and service of process.	Substantially similar to current Code Section 24-10-96.	None
24-13-97. Construction; applicability.	Substantially similar to current Code Section 24-10-97.	None
24-13-110. Short title.	Renumbered current Code Section 24-10-110.	None
24-13-111. How foreign depositions taken.	Substantially similar to current Code Section 24-10-111.	None
24-13-112. Construction.	Substantially similar to current Code Section 24-10-112.	None
24-13-130. When deposition to preserve testimony in criminal proceedings may be taken; order of court.	Substantially similar to current Code Section 24-10-130.	None
24-13-131. Notice of deposition; presence of defendant at examination; effect of defendant's failure to appear; child witness.	Substantially similar to current Code Section 24-10-131.	None
24-13-132. Appointment of counsel; payment of costs and expenses.	Substantially similar to current Code Section 24-10-132.	None
24-13-133. Manner of taking and filing deposition.	Substantially similar to current Code Section 24-10-133.	None
24-13-134. Availability to defendant of deponent's previous statements.	Substantially similar to current Code Section 24-10-134.	None
24-13-135. Admissibility and use of deposition.	Renumbered current Code Section 24-10-135.	None

24-13-136. Objections to admission of deposition.	Substantially similar to current Code Section 24-10-136.	None
24-13-137. Recordation of deposition.	Renumbered current Code Section 24-10-137.	None
24-13-138. Agreement of parties to deposition.	Renumbered current Code Section 24-10-138.	None
24-13-139. Depositions taken only in exceptional circumstances; misuse of procedures.	Substantially similar to current Code Section 24-10-139.	None
24-13-150. When proceedings to perpetuate testimony may be had.	Substantially similar to current Code Section 24-10-150.	None
24-13-151. Inadequacy of usual proceeding to be shown.	Renumbered current Code Section 24-10-151.	None
24-13-152. Materiality of possession of property; of availability of parties in interest.	Renumbered current Code Section 24-10-152.	None
24-13-153. Use of testimony.	Substantially similar to current Code Section 20-10-153.	None
24-13-154. Costs of proceedings.	Renumbered current Code Section 24-10-154.	None
24-14-1. On whom burden of proof lies.	Substantially similar to current Code Section 24-4-1.	None
24-14-2. Change of burden in discretion of court.	Substantially similar to current Code Section 24-4-2.	None
24-14-3. Amount of mental conviction required; preponderance of evidence in civil cases.	Substantially similar to current Code Section 24-4-3.	None
24-14-4. Determining where preponderance of evidence lies.	Renumbered current Code Section 24-4-4.	None
24-14-5. Reasonable doubt in criminal cases.	Renumbered current Code Section 24-4-5.	None

24-14-6. When conviction may be had on circumstantial evidence.	Renumbered current Code Section 24-4-6.	None
24-14-7. Positive testimony preferred over negative; exception.	Renumbered current Code Section 24-4-7.	None
24-14-8. Number of witnesses required generally; exceptions; effect of corroboration.	Substantially similar to current Code Section 24-4-8.	None
24-14-9. Inferences from evidence or lack thereof.	Renumbered current Code Section 24-4-9.	None
24-14-20. Presumptions of law and of fact distinguished.	Substantially similar to current Code Section 24-4-20.	None
24-14-21. Rebuttable presumptions of law.	Renumbered current Code Section 24-4-21.	None
24-14-22. Presumption from failure to produce evidence.	Substantially similar to current Code Section 24-4-22.	None
24-14-23. Presumption from failure to answer business letter.	Substantially similar to current Code Section 24-4-23.	None
24-14-24. Occupancy of railroad right of way.	Substantially similar to current Code Section 24-4-23.2.	None
24-14-25. Presumption of payment of check.	Substantially similar to current Code Section 24-4-23.1.	None
24-14-26. Estoppels defined; enumeration generally.	Substantially similar to current Code Section 24-4-24.	None
24-14-27. Estoppel relating to real estate.	Substantially similar to current Code Section 24-4-25.	None
24-14-28. Trustees estopped to set up title adverse to trust.	Substantially similar to current Code Section 24-4-26.	None
24-14-29. Equitable estoppel.	Substantially similar to current Code Section 24-4-27.	None
24-14-40. Evidence of identity; burden in civil proceedings.	Substantially similar to current Code Section 24-4-40.	None

24-14-41. Proof of de facto officer.	Substantially similar to current Code Section 24-4-41.	None
24-14-42. Judgment admissible; effect.	Renumbered current Code Section 24-4-42.	None
24-14-43 Calendars as proof of dates.	Renumbered current Code Section 24-4-43.	None
24-14-44. American Experience Mortality Tables.	Substantially similar to current Code Section 24-4-44.	None
24-14-45. Other mortality tables.	Substantially similar to current Code Section 24-4-45.	None
24-14-46. United States Department of Agriculture inspection certificates prima-facie evidence.	Renumbered current Code Section 24-4-46.	None
24-14-47. Written finding or report by authorized federal officer that person is dead or missing as evidence; signature and certification deemed prima facie authorized.	Substantially similar to current Code Section 24-4-47.	None
4-11-17(a). Filing a report regarding animal cruelty; immunity.	Correct cross-reference.	
7-1-63. Retention of records relating to provisions applicable to the Department of Banking and Finance and financial institutions generally.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
7-1-94. Evidential value of results of examinations or investigations.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
7-1-95. Admissibility of department's certificates and copies.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
8-3-6. Resolution as conclusive evidence of a housing authority's establishment and authority.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	

8-3-104. Resolution as conclusive evidence of a housing authority's establishment; sufficiency of resolution; admissibility.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
9-10-6. Juror's private knowledge.	See new Code Section 24-6-606(a).	
9-10-9. Jurors' affidavits permitted to uphold but not impeach verdict.	See new Code Section 24-6-606(b).	
9-11-44. Official records.	See new Code Section 24-8-803(10).	
10-1-157. Collecting and testing samples of petroleum products; analyses as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
10-1-188. Certified analyses as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
10-1-208. Certified analyses as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
10-1-444. Registration of marks - Certificate; use as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
10-4-15. Inspections of warehouses; reports as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
10-6-64. Agent may be witness; credibility; admissibility of agent's declarations.	See new Code Sections 24-8-801(d)(2)(C) and 24-8-801(d)(2)(D).	
10-14-27. Evidence in civil or criminal actions under article.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
14-9A-117. Certified copies admissible in evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
15-11-79.1. Use of disposition and evidence.	Include cross-reference.	
15-18-14.1(c)(2). District attorney investigators.	Correct cross-references.	

15-18-15(b)(2). Chief assistant district attorney; powers and duties in district attorney's absence; additional compensation.	Correct cross-reference.	
16-5-27(e). Female genital mutilation.	Correct cross-reference and update language.	
16-12-55. Certification of tax-exempt status of organization; issuance of certificate of licensure; evidentiary nature of certificate.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
17-4-30 Arrest of hearing impaired persons.	New Code section to give cross-reference in title for arrest of hearing impaired person.	
17-4-40(b)(4). Persons who may issue warrants for arrest of offenders against penal laws; warrants requested by others; persons who may issue warrants for arrest of law enforcement or peace officers or school teachers or administrators.	Add cross-reference and update language.	
17-7-25. Power of court to compel attendance of witnesses.	Correct cross-reference.	
17-7-28. Hearing of evidence by court of inquiry; right of defendant to testify; effect of failure of defendant to testify.	Update language; see new Code Sections 24-4-404, 24-6-608, and 24-6-609.	
17-7-93(b). Reading of indictment or accusation; answer of accused to charge; recordation of "guilty" plea and pronouncement of judgment; withdrawn guilty pleas; pleas by immigrants.	Update language; see new Code Section 24-4-410.	
17-9-20. Action by juror on private knowledge as to facts, witnesses, or parties.	See new Code Section 24-6-606.	

17-9-41. Use of affidavits of jurors relating to verdict.	See new Code Section 24-6-606.	
17-16-4(b)(3)(C). Disclosure required by prosecuting attorney and defendant; inspections allowed; reducing oral reports to writing; continuing duty to disclose; discovery creating threat of physical or economic harm.	Correct cross-reference.	
20-2-940(d). Grounds and procedure for terminating or suspending contract of employment.	Correct cross-reference and update language.	
20-2-991. Liability insurance for performance of duties authorized; actions against insurers; admissibility of insurance in evidence.	See new Code Section 24-4-411.	
22-1-14. Valuation of condemned property.	Correct cross-reference.	
26-4-80(d). Dispensing; electronically transmitted drug orders; refills; Schedule II controlled substance prescriptions.	Correct cross-reference.	
28-1-16(e). Issuance of subpoenas by Superior Court of Fulton County on behalf of the Committees on Ethics of the Senate and House of Representatives.	Correct cross-reference and update language.	
29-9-13.1. Authentication of documents.	Correct cross-reference.	
31-5-5. Contents of official record as evidence; classification of privileged materials.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	

31-10-26. Certified copies of vital records; issuance; evidentiary effect; use for statistical purposes; transmittal of records out of state; use for commercial or speculative purposes.	See new Code Sections 24-8-803(9), 24-9-902(4), and 24-10-1005.	
31-21-3(c)(3). Death of person with infectious or communicable disease; required reporting procedures; confidentiality; disclosure; penalties.	Correct cross-reference.	
33-2-2. Seal of Commissioner; admissibility in evidence of sealed documents or papers.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
33-20A-37(b). Effect of favorable determinations.	Correct cross-reference and update language.	
34-9-60(a). Rule-making and subpoena powers; service and enforcement of subpoenas.	Correct cross-reference.	
34-9-102(e)(5). Hearing before administrative law judge.	Correct cross-reference.	
34-9-108(b)(4). Approval of attorney's fees by board; assessment of fees against the offending party; restrictions on attorney advertisement and division of fees; payment of fees or expenses.	Correct cross-reference.	
35-3-160. Requirement for DNA analysis of blood of persons convicted of certain sex offenses or convicted of a felony and incarcerated in a state correctional facility; storage of profile in data bank.	Substantially similar to current Code Section 24-4-60.	
35-3-161. Time and procedure for withdrawal of blood samples.	Substantially similar to current Code Section 24-4-61.	

35-3-162. Procedure for analysis and storage of blood sample; use of remainder of sample not subjected to analysis; confidentiality of results.	Substantially similar to current Code Section 24-4-62.	
35-3-163. Dissemination of information in data bank to law enforcement officials; comparison of profile; request for search; separate statistical data base authorized; fee for search and comparative analysis.	Substantially similar to current Code Section 24-4-63.	
35-3-164. Unlawful dissemination or use of information; obtaining sample without authority.	Substantially similar to current Code Section 24-4-64.	
35-3-165. Expungement of profile in data bank upon reversal and dismissal of conviction.	Renumbered current Code Section 24-4-65.	
36-74-25(2). Powers of enforcement boards created on or after January 1, 2003.	Correct cross-reference.	
36-74-45(2). Powers of enforcement boards created prior to January 1, 2003.	Correct cross-reference.	
37-3-166(b)&(c). Treatment of clinical records; when release permitted; scope of privileged communications; liability for disclosure; notice to sheriff of discharge.	Correct cross-reference.	
37-4-125(b)&(c). Treatment of clinical records; scope of privileged communications; liability for disclosure.	Correct cross-reference.	

37-7-166(b)&(c). Maintenance, confidentiality, and release of clinical records; disclosure of confidential or privileged patient information.	Correct cross-reference.	
40-2-74(b). Special license plates for persons with disabilities.	Correct cross-reference and update language.	
40-5-2(d)(1). Keeping of records of applications for licenses and information on licensees; furnishing of information.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
40-5-58(d). Habitual violators; probationary licenses.	Add cross-reference.	
40-6-10(d). Insurance requirements for operation of motor vehicles generally.	Correct cross-reference.	
40-6-11(d)(1). Insurance requirements for operation of motorcycles.	Correct cross-reference.	
42-6-4. Effect of failure to meet time limit for trial after delivery of inmate pursuant to Code Section 24-10-60.	Correct cross-reference.	
42-6-5(a). Temporary custody of inmate requesting disposition of pending indictment or accusation.	Correct cross-reference.	
43-3-24(b)(5). Issuance of permits to practice accountancy; substantial equivalency practice privilege for nonresidents.	Correct cross-reference.	
43-6-6. Seal; receipt of copies of records and papers as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	

43-9-12(a)(11). Refusal, suspension, or revocation of licenses; subpoenas; other discipline; judicial review; reinstatement; voluntary surrender of license; injunctions; statement of complaint.	Correct cross-reference.	
43-11-12. Public inspection of board records; copies of records as evidence; certification of copies.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
43-19-8. Official records and affidavits as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
43-23-3. Seal; copies of records and papers as evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
43-28-6. Service of process and documents on division director; records of board as prima-facie evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
43-29-4. State Board of Dispensing Opticians' records and seal.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
43-33-9. Division director as secretary of board; subpoena power; service of process and documents; State Board of Physical Therapy's official records as prima-facie evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
43-33-18(a)(2). Refusal to grant or restore licenses; discipline of licensees; suspension, revocation, or restriction of licenses; immunity for violation reporters.	Correct cross-reference.	

43-34-37(a)(13). Authority to refuse license or discipline physician; restoration of licenses; enforcement investigations; evidentiary privileges; closed hearings; immunity for reporting violations; when investigation or assessment of licensee's fitness to practice required.	Correct cross-reference and update language.	
43-34-246(a)(1). Authority of the Composite State Board of Medical Examiners in relation to cosmetic laser services.	Correct cross-reference.	
43-40-6(a). Seal and records of the Georgia Real Estate Commission.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
44-2-5. Recording execution and deed after sheriff's sale; evidence of execution where original lost.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
44-2-20. Recorded affidavits relating to land as notice of facts cited therein; admissibility of such affidavits in evidence; presumption as to facts recited; filing and recording.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
44-2-23. When deed serves as evidence; effect of affidavit alleging forgery.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
44-2-101. Referral of case to examiner; preliminary report; contents; time of filing; evidentiary effect.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
44-4-3. Duty of surveyors and processioners; preparation and certification of plat; delivery of copy to applicant; evidentiary effect of plat; admissibility.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	

44-4-6. General reputation as evidence; acquiescence.	See new Code Section 24-8-803(20).	
44-5-45. When ancient deed admissible without proof of execution.	See new Code Section 24-8-803(15) and (16).	
44-13-11. Approval of application; transmittal of copy of exempted real property to other counties; recordation; evidentiary value.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
44-14-38. Admission of mortgages into evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
45-9-1. General provisions; disclosure of insurance or indemnification in legal action.	See new Code Section 24-4-411.	
45-9-20. Authorization of purchase; actions against insurers or indemnitors.	See new Code Section 24-4-411.	
45-14-5. Commissioner of Insurance, Safety Fire Commissioner, Industrial Loan Commissioner, and the Comptroller General's seal; sealed copies treated as originals.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
45-16-43. Receipt as evidence of records, findings, and reports of medical examiners' inquiries.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
46-2-53. Reports, rate schedules, orders, rules, or regulations of commission as admissible evidence in court proceedings.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
46-3-175. Receipt of certificates and certified copies in evidence; certification of documents by Secretary of State.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
48-2-14. State revenue commissioner's official seal.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	

48-5-138(d). Cashbook to be kept by tax collectors and tax commissioners; recording disbursements; audit.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
49-5-183.1(i). Notice to alleged child abuser of classification; procedures; notification to division; children under 14 years of age not required to testify.	Correct cross-reference.	
50-5A-4. Bond to be recorded and filed; certified copy admissible in evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
50-18-96. Copies of records as primary evidence.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
52-6-8. Keeping of records by board; designation of chairman of board; keeping list of pilots whose licenses have been revoked; access of public to records.	See new Code Sections 24-8-803(8), 24-9-902(4), and 24-10-1005.	
53-5-33(b). (Revised Probate Code of 1998) Requisites for admission to ancillary probate.	Correct cross-reference.	
53-5-35(a)(1). (Revised Probate Code of 1998) Muniments of title to realty.	Correct cross-reference.	
53-5-43. (Revised Probate Code of 1998) Evidence of authority.	Correct cross-reference.	
53-11-11. (Revised Probate Code of 1998) Authentication or exemplification of document.	Correct cross-reference.	