

House Bill 1157

By: Representatives Barnard of the 154th and Shaw of the 176th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 34 of Title 33 of the Official Code of Georgia Annotated, the "Georgia
2 Motor Vehicle Accident Reparations Act," so as to provide for the application of the
3 proceeds of an insurance policy to multiple lienholders in the event of a total loss; to repeal
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 34 of Title 33 of the Official Code of Georgia Annotated, the "Georgia Motor
8 Vehicle Accident Reparations Act," is amended by inserting a new Code section to be
9 designated Code Section 33-34-9 to read as follows:

10 "33-34-9.

11 Notwithstanding any other provision of law, in any claim involving a total loss of a vehicle
12 which is the subject of more than one lien, the proceeds of an insurance policy shall be
13 applied to pay in full the debt owed to the senior lienholder before any proceeds of an
14 insurance policy shall be applied to any other lien on the vehicle."

15 **SECTION 2.**

16 All laws and parts of laws in conflict with this Act are repealed.