

House Bill 1288

By: Representatives Keen of the 174th and Buck of the 135th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated,
2 relating to general provisions regarding ad valorem taxation of property, so as to provide for
3 the separate classification of certain commercial dockside facilities for purposes of ad
4 valorem taxation; to provide for a definition; to provide for assessment and taxation of such
5 property; to provide for a contingent effective date; to provide for automatic repeal under
6 certain circumstances; to repeal conflicting laws; and for other purposes.

7 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

8 **SECTION 1.**

9 Article 1 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to
10 general provisions regarding ad valorem taxation of property, is amended by adding a new
11 subsection immediately following subsection (c.3) of Code Section 48-5-7, relating to
12 assessment of tangible property, to be designated subsection (c.4), to read as follows:

13 "(c.4)(1) As used in this subsection, the term 'commercial dockside facilities' means a
14 commercial dockside facility consisting of real and personal property whose primary use
15 is the landing and processing of seafood.

16 (2) Tangible real and personal property which qualifies as commercial dockside facilities
17 shall be assessed for ad valorem tax purposes at 20 percent of its fair market value and
18 shall be taxed on a levy made by each respective tax jurisdiction according to 20 percent
19 of its fair market value."

20 **SECTION 2.**

21 This Act shall become effective on January 1, 2003; provided, however, that this Act shall
22 only become effective on January 1, 2003, upon the ratification of a resolution at the
23 November, 2002, state-wide general election, which resolution amends the Constitution so
24 as to authorize special methods of ad valorem taxation of commercial dockside facilities. If

1 such resolution is not so ratified, this Act shall not become effective and shall stand repealed
2 in its entirety on January 1, 2003.

3 **SECTION 3.**

4 All laws and parts of laws in conflict with this Act are repealed.