

Senate Bill 550

By: Senators Stokes of the 43rd, Butler of the 55th and Thomas of the 10th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 44-14-361.1 of the Official Code of Georgia Annotated, relating to
2 creating and recording liens, so as to prohibit recording a claim of lien without an affidavit
3 from a lien claimant or agent of a lien claimant; to provide for the contents of such an
4 affidavit; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 44-14-361.1 of the Official Code of Georgia Annotated, relating to creating
8 and recording liens, is amended by inserting a new subsection to be designated subsection
9 (f) to read as follows:

10 "(f) Notwithstanding any other provision of this article, a clerk of the superior court shall
11 not record any claim of lien without an affidavit by the lien claimant or the lien claimant's
12 agent asserting that the claimant has substantially complied with a contract for services,
13 materials, or machinery furnished, performed, or set up and is sending a copy of the claim
14 of lien to the owner or contractor as agent of the owner in accordance with this article."

15 **SECTION 2.**

16 All laws and parts of laws in conflict with this Act are repealed.