

House Bill 513

By: Representative Twiggs of the 8<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 48-6-69 of the Official Code of Georgia Annotated, relating to  
2 recording, payment, and certification of intangible tax and certain instruments, so as to  
3 change the method of payment of such tax and recording of such instruments with respect  
4 to encumbered real property located in more than one county; to repeal conflicting laws; and  
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 48-6-69 of the Official Code of Georgia Annotated, relating to recording,  
9 payment, and certification of intangible tax and certain instruments, is amended by striking  
10 subsection (a) and inserting in its place a new subsection (a) to read as follows:

11 "(a) If any instrument required to be recorded by this article conveys, encumbers, or  
12 creates a lien upon real property located in more than one county, the tax ~~imposed by this~~  
13 ~~article shall be paid to the collecting officer of the county in which the instrument is first~~  
14 ~~recorded. When the certificate of the collecting officer acknowledging that the tax imposed~~  
15 ~~by Code Section 48-6-61 has been paid has been entered on the security instrument, such~~  
16 ~~instrument may thereafter be recorded in any other county of this state without payment of~~  
17 ~~any further tax.~~ required by this article shall be that proportion of the tax which would  
18 otherwise be required under this article that the value of the real property within a county  
19 bears to the total value of all the real property in all counties in which it is located as  
20 described in the instrument. All such values shall be certified under oath by the holder  
21 presenting the instrument for recording."

22 **SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.