

House Bill 834

By: Representatives Wilkinson of the 41st, Stephens of the 123rd, Keen of the 146th, Jackson of the 124th, Post 1, and Bordeaux of the 125th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 48-5-444 of the Official Code of Georgia Annotated, relating to
2 place of return of motor vehicles and mobile homes, so as to define a term; to provide that
3 a motor vehicle shall be returned in the county where the motor vehicle is functionally
4 located; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 48-5-444 of the Official Code of Georgia Annotated, relating to place of return
8 of motor vehicles and mobile homes, is amended by striking subsection (a) of said Code
9 section and inserting in its place the following:

10 "(a)(1) For purposes of this subsection, the term 'functionally located' means located in
11 a county in this state for 184 days or more during the immediately preceding calendar
12 year. The 184 days or more requirement of this subsection shall mean the cumulative
13 total number of days during such calendar year, which days may be consecutive.

14 (2) Each motor vehicle owned by a resident of this state shall be returned in the county
15 where the owner claims a homestead exemption or, if no such exemption is claimed, then
16 in the county of the owner's domicile or, if the motor vehicle is primarily used in
17 connection with some established business enterprise located in a different county, in the
18 county where the business is located or where the vehicle is functionally located if the
19 vehicle is a passenger car as defined in paragraph (41) of Code Section 40-1-1. Each
20 motor vehicle owned by a nonresident shall be returned in the county where the motor
21 vehicle is situated.

22 ~~(2)~~ (3) Any person who shall knowingly make any false statement in any application for
23 the registration of any vehicle, in transferring any certificate of registration, or in
24 applying for a new certificate of registration shall be guilty of false swearing, whether or
25 not an oath is actually administered to such person, if such statement shall purport to be

1 under oath. On conviction of such offense, such person shall be punished as provided by
2 Code Section 16-10-71."

3 **SECTION 2.**

4 All laws and parts of laws in conflict with this Act are repealed.