

House Bill 855

By: Representative Jamieson of the 22nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 48-8-49 of the Official Code of Georgia Annotated, relating to
2 dealers' sales and use tax returns, so as to increase the threshold at which estimated tax
3 liability payments are required; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

6 Code Section 48-8-49 of the Official Code of Georgia Annotated, relating to dealers' sales
7 and use tax returns, is amended by striking subsection (b) and inserting in its place a new
8 subsection (b) to read as follows:

9 "(b)(1) As used in this subsection, the term 'estimated tax liability' means a dealer's tax
10 liability, adjusted to account for any subsequent change in the state sales and use tax rate,
11 based on ~~his~~ such dealer's average monthly payments for the last fiscal year.

12 (2) If the estimated tax liability of a dealer for any taxable period exceeds ~~\$2,500.00~~
13 \$5,000.00, the dealer shall file a return and remit to the commissioner not less than 50
14 percent of the estimated tax liability for the taxable period on or before the twentieth day
15 of the period. The amount of the payment of the estimated tax liability shall be credited
16 against the amount to be due on the return required under subsection (a) of this Code
17 section. This subsection shall not apply to any dealer unless during the previous fiscal
18 year the dealer's monthly payments exceeded ~~\$2,500.00~~ \$5,000.00 per month for ~~three~~
19 six consecutive months or more. No local sales taxes shall be included in determining
20 any estimated tax liability."

21 style="text-align:center">**SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.