

House Bill 527 (AS PASSED HOUSE AND SENATE)

By: Representatives Sims of the 130th and Walker of the 115th

**A BILL TO BE ENTITLED
AN ACT**

1 To amend Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated,
2 relating to the ad valorem taxation of motor vehicles and mobile homes, so as to provide that
3 farm equipment held in inventory for resale shall be exempt from taxation; to provide for
4 definitions; to provide an effective date; to provide for applicability; to repeal conflicting
5 laws; and for other purposes.

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

7 **SECTION 1.**

8 Article 10 of Chapter 5 of Title 48 of the Official Code of Georgia Annotated, relating to the
9 ad valorem taxation of motor vehicles and mobile homes, is amended by adding at the end
10 thereof a new Part 5 to read as follows:

11 **"PART 5**

12 48-5-504.

13 (a) As used in this Code section the term:

14 (1) 'Dealer' means any person who is engaged in the business of selling farm equipment
15 at retail.

16 (2) 'Farm equipment' means any vehicle as defined in Code Section 40-1-1 which is
17 self-propelled and which is designed and used primarily for agricultural, horticultural, or
18 livestock raising operations.

19 (b) Self-propelled farm equipment which is owned by a dealer and held in inventory for
20 sale or resale shall constitute a separate subclassification of motor vehicle within the motor
21 vehicle classification of tangible property for ad valorem taxation purposes. The
22 procedures prescribed in this chapter for returning self-propelled farm equipment for ad
23 valorem taxation, determining the application rates for taxation, and collecting the ad
24 valorem taxes imposed on self-propelled farm equipment do not apply to self-propelled

1 farm equipment which is owned by a dealer and held in inventory for sale or resale. Such
2 self-propelled farm equipment which is owned by a dealer and held in inventory for sale
3 or resale shall not be returned for ad valorem taxation, shall not be taxed, and no taxes shall
4 be collected on such self-propelled farm equipment until it is transferred and then
5 otherwise, if at all, becomes subject to taxation as provided in this chapter."

SECTION 2.

7 This Act shall become effective on January 1, 2004, and shall be applicable to all taxable
8 years beginning on or after that date.

SECTION 3.

10 All laws and parts of laws in conflict with this Act are repealed.