

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 48-5-41 of the Official Code of Georgia Annotated, relating to
2 property exempt from ad valorem tax, so as to provide for an exemption for certain nonprofit
3 museums; to provide for a referendum, applicability, and effective dates; to provide for
4 automatic repeal under certain circumstances; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

7 Code Section 48-5-41 of the Official Code of Georgia Annotated, relating to property exempt
8 from ad valorem tax, is amended by striking paragraph (10) of subsection (a) and inserting
9 in its place a new paragraph (10) to read as follows:
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11 "(10) ~~Reserved~~ All property owned by and operated exclusively as a nonprofit museum
12 when such museum is qualified as a nonprofit museum under Section 501(c)(3) of the
13 Internal Revenue Code of 1986, as amended;"

SECTION 2.

14 Said Code section is further amended by striking subsection (d) and inserting in its place a
15 new subsection (d) to read as follows:
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17 "(d)(1) Except as otherwise provided in paragraph (2) of this subsection, this ~~This~~ Code
18 section, excluding paragraph (1) of subsection (a) of this Code section, shall not apply to
19 real estate or buildings which are rented, leased, or otherwise used for the primary
20 purpose of securing an income thereon and shall not apply to real estate or buildings
21 which are not used for the operation of religious, educational, and charitable institutions.
22 Donations of property to be exempted shall not be predicated upon an agreement,
23 contract, or other instrument that the donor or donors shall receive or retain any part of
24 the net or gross income of the property.

