

House Bill 631

By: Representatives Lane of the 158<sup>th</sup>, Rogers of the 26<sup>th</sup>, and Burns of the 157<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1 of Chapter 6 of Title 48 of the Official Code of Georgia Annotated,  
2 relating to real estate transfer tax, so as to provide that the General Assembly may by local  
3 Act impose an additional such tax; to provide for a referendum; to provide that such tax shall  
4 be paid to the county in which such real estate is located; to repeal conflicting laws; and for  
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 1 of Chapter 6 of Title 48 of the Official Code of Georgia Annotated, relating to real  
9 estate transfer tax, is amended by striking in its entirety Code Section 48-6-1, relating to  
10 transfer tax rates, and inserting in lieu thereof the following:

11 "48-6-1.

12 (a) There is imposed a tax at the rate of \$1.00 for the first \$1,000.00 or fractional part of  
13 \$1,000.00 and at the rate of 10¢ for each additional \$100.00 or fractional part of \$100.00  
14 on each deed, instrument, or other writing by which any lands, tenements, or other realty  
15 sold is granted, assigned, transferred, or otherwise conveyed to or vested in the purchaser  
16 or purchasers, or any other person or persons by his or their direction, when the  
17 consideration or value of the interest or property conveyed (exclusive of the value of any  
18 lien or encumbrance existing prior to the sale and not removed by the sale) exceeds  
19 \$100.00.

20 (b) The General Assembly is authorized to impose by local Act for a county an additional  
21 tax at the rate of up to 1 percent of the total price on each deed, instrument, or other writing  
22 by which any lands, tenements, or other realty sold is granted, assigned, transferred, or  
23 otherwise conveyed to or vested in the purchaser or purchasers, or any other person or  
24 persons by his, her, or their direction, when the consideration or value of the interest or  
25 property conveyed (exclusive of the value of any lien or encumbrance existing prior to the  
26 sale and not removed by the sale) exceeds \$100.00. Such local Act shall be conditional

1 upon a referendum in the county. Such amount shall be paid to the governing authority of  
2 the county in which the land is located."

3 **SECTION 2.**

4 All laws and parts of laws in conflict with this Act are repealed.