

The House Committee on Judiciary offers the following substitute to SB 638:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 44-14-363 of the Official Code of Georgia Annotated, relating to  
2 special liens on personalty, so as to eliminate aircraft liens subject to recordation in the  
3 Federal Aviation Administration's Aircraft Registry from this Code section; to amend Code  
4 Section 44-14-518 of the Official Code of Georgia Annotated, relating to liens on aircraft for  
5 labor and materials and for contracts of indemnity, so as to provide for filing a notice of  
6 intention to claim a lien with the Federal Aviation Administration's Aircraft Registry; to  
7 provide for related matters; to provide for an effective date; to repeal conflicting laws; and  
8 for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

10 Code Section 44-14-363 of the Official Code of Georgia Annotated, relating to special liens  
11 on personalty, is amended by striking paragraph (1) of subsection (c) in its entirety and  
12 inserting in its place the following:  
13

14 "(c)(1) When possession of the property is surrendered to the debtor, the mechanic shall  
15 record his or her claim of lien within 90 days after the work is done and the material is  
16 furnished or, in the case of repairs made on or to ~~aircraft~~ or farm machinery, within 180  
17 days after the work is done and the material is furnished. The claim of lien shall be  
18 recorded in the office of the clerk of the superior court of the county where the owner of  
19 the property resides. The claim shall be in substance as follows:

20 'A.B., mechanic, claims a lien on \_\_\_\_\_ (here describe the property) of C.B., for  
21 work done, material furnished, and storage accruing (as the case may be) in  
22 manufacturing, repairing, and storing (as the case may be) the same.'



1 her last known address, or, if not known, the person to whom the fuel, repair, storage,  
2 service, supplies, accessories, or contracts of indemnity were furnished; and  
3 (2) File such written notice for recording in the Federal Aviation Administration's  
4 Aircraft Registry in the manner prescribed by federal law under 49 USC Section 44107  
5 for the filing of such liens for recordation, or, if not a United States registered aircraft or  
6 if the aircraft engine is not subject to recordation by the Federal Aviation Administration,  
7 with the appropriate recording authority, established by applicable state law, international  
8 treaty, or foreign law, in the manner prescribed for the filing of such liens for  
9 recordation."

10 **SECTION 3.**

11 This Act shall become effective on July 1, 2006.

12 **SECTION 4.**

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