

House Bill 1248

By: Representatives Harden of the 28th, Peake of the 137th, Austin of the 10th, Rice of the 51st, and Ramsey of the 72nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 40-2-152 of the Official Code of Georgia Annotated, relating to fees
2 for apportionable vehicles, so as to provide for the payment of an ad valorem fee payable at
3 the time of payment of the annual fee for such vehicles; to provide for related matters; to
4 provide for an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 SECTION 1.

7 Code Section 40-2-152 of the Official Code of Georgia Annotated, relating to fees for
8 apportionable vehicles, is revised to read as follows:

9 "40-2-152.

10 (a) Except as otherwise provided for in this Code section, the annual fee for all
11 apportionable vehicles not operated as a common or contract carrier for hire in accordance
12 with owner declared gross vehicle weight or combined vehicle gross weight shall be as
13 follows:

- 14 (1) Less than 30,001 lbs. \$ 45.00
- 15 (2) 30,001 to 36,000 lbs. 70.00
- 16 (3) 36,001 to 44,000 lbs. 115.00
- 17 (4) 44,001 to 54,999 lbs. 190.00
- 18 (5) 55,000 to 63,280 lbs. 300.00
- 19 (6) 63,281 lbs. to maximum permitted 400.00

20 (b) Except as otherwise provided for in this Code section, the annual fee for all
21 apportionable vehicles operated as a common or contract carrier for hire in accordance with
22 owner declared gross vehicle weight or combined vehicle gross weight shall be as follows:

- 23 (1) Less than 30,001 lbs. \$ 85.00
- 24 (2) 30,001 to 36,000 lbs. 130.00
- 25 (3) 36,001 to 44,000 lbs. 215.00

26	(4) 44,001 to 54,999 lbs.	365.00
27	(5) 55,000 to 63,280 lbs.	575.00
28	(6) 63,281 lbs. to maximum permitted	725.00

29 (c) In addition to the annual fee for apportionable vehicles listed in subsection (a) or (b)
 30 of this Code section, there shall be an ad valorem fee equal to 50 percent of the annual fee
 31 to be paid with the annual fee and collected by the department as part of the annual fee.
 32 The ad valorem fee shall be applied only to vehicles registered under the International
 33 Registration Plan regardless of their domicile.

34 (d) The ad valorem fee shall be distributed by the department to the counties where the
 35 vehicles are domiciled if the vehicles are domiciled in Georgia or to the general fund of the
 36 state if the vehicles are not domiciled in Georgia. For the initial year only, the funds
 37 otherwise due to the state shall be used to hold harmless any county which can demonstrate
 38 a loss of ad valorem revenue related to vehicles previously domiciled in its jurisdiction
 39 resulting from this change of law.

40 (e) No other ad valorem tax may be assessed against apportionable vehicles by the state
 41 or by any county or municipality in the state.

42 (f) The ad valorem fee collected shall be sufficient to cover any ad valorem fees due for
 43 commercial trailers or semi-trailers, and no additional ad valorem fee shall be due on any
 44 commercial trailer or semi-trailer registered in this state.

45 ~~(e)~~(g) For each apportionable motor bus or van-type vehicle the fee is \$3.75 for each 100
 46 pounds or fractional part of 100 pounds factory weight. No motor bus license fee shall
 47 exceed \$875.00.

48 ~~(d)~~(h) Trucks transporting logs, pulpwood, or other forest products shall be issued
 49 restricted license plates and the fees shall be as enumerated in Code Section 40-2-151.

50 ~~(e)~~(i) Each school bus operated exclusively in the transportation of pupils and teachers to
 51 and from schools or school activities or in the transportation of the owner and his or her
 52 immediate family shall be issued a restricted license plate for ~~the sum~~ a fee of \$5.00. A bus
 53 owned by a church or owned in common with other churches and used and operated
 54 exclusively for the church in transporting members and patrons to and from church or
 55 church activities, when no part of the proceeds of the operation of the bus inures to the
 56 benefit of any private person, shall be issued a restricted license plate for ~~the sum~~ a fee of
 57 \$5.00 in the same manner as school buses when the bus complies with the laws applicable
 58 to school buses.

59 ~~(f)~~(j) A truck or a truck-tractor hauling fertilizer, milk, or crops as defined in paragraph
 60 (7.1) of Code Section 1-3-3 shall be issued a restricted license plate with the fee computed
 61 in accordance with Code Section 40-2-151.

62 ~~(g)~~(k) A farm vehicle shall be issued a restricted license plate with the fee computed in
63 accordance with Code Section 40-2-151."

64 **SECTION 2.**

65 This Act shall become effective upon its approval by the Governor or upon its becoming law
66 without such approval.

67 **SECTION 3.**

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