

House Bill 852

By: Representatives Rice of the 51st and Powell of the 29th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 10-1-791 of the Official Code of Georgia Annotated, relating to
2 consumer fees to implement provisions of Article 28, relating to the "Georgia Lemon Law,"
3 and enforcement, so as to increase the fee to be collected by new motor vehicle dealers from
4 the consumer for the sale or lease of a new motor vehicle; to provide for related matters; to
5 provide an for effective date and applicability; to repeal conflicting laws; and for other
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 10-1-791 of the Official Code of Georgia Annotated, relating to consumer fees
10 to implement provisions of Article 28, relating to the "Georgia Lemon Law," and
11 enforcement, is amended by revising subsection (a) as follows:

12 "(a) A fee of ~~\$3.00~~ \$5.00 shall be collected by the new motor vehicle dealer from the
13 consumer at completion of a sale or execution of a lease of each new motor vehicle. The
14 fee shall be forwarded quarterly to the Office of Planning and Budget for deposit in the
15 new motor vehicle arbitration account created in the state treasury. The payments are due
16 and payable the first day of the month in each quarter for the previous quarter's collection
17 and shall be mailed by the new motor vehicle dealer not later than the twentieth day of such
18 month. The first day of the month in each quarter is July 1, October 1, January 1, and April
19 1 for each year. Consumer fees in the account shall be used for the purposes of this article.
20 Funds in excess of the appropriated amount remaining in the new motor vehicle arbitration
21 account at the end of each fiscal year shall be transferred to the general treasury. The new
22 motor vehicle dealer shall retain \$1.00 of each fee collected to cover administrative costs."

23 **SECTION 2.**

24 This Act shall become effective on July 1, 2012, and apply to vehicles sold or leased on or
25 after such date.

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SECTION 3.

27 All laws and parts of laws in conflict with this Act are repealed.