

House Bill 198 (AS PASSED HOUSE AND SENATE)

By: Representatives Rice of the 51<sup>st</sup>, Lane of the 167<sup>th</sup>, Anderson of the 117<sup>th</sup>, Powell of the 29<sup>th</sup>, and Powell of the 171<sup>st</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 2 of Chapter 6 of Title 15 of the Official Code of Georgia Annotated,  
2 relating to clerks of superior courts, so as to remove the sunset date for real estate or personal  
3 property filing fees; to repeal the sunset dates of the state-wide uniform automated  
4 information system and for the collection and remittance of real estate or personal property  
5 filings; to provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 SECTION 1.

8 Article 2 of Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to  
9 clerks of superior courts, is amended by revising subsections (f) and (f.1) of Code Section  
10 15-6-77, relating to fees to be collected by clerks of superior courts, as follows:

11 "(f) ~~Until July 1, 2014, sums~~ Sums for filing documents, instruments, etc., pertaining to  
12 real estate or personal property, such sums to include recording and returning where  
13 applicable, shall be as follows:

14	(1)(A)(i) Filing all instruments pertaining to real estate including deeds,	
15	deeds of trust, affidavits, releases, notices and certificates, and cancellation	
16	of deeds, first page . . . . .	\$ 9.50
17	Each page, after the first . . . . .	2.00
18	(ii) Filing all instruments pertaining to real estate and personal property	
19	including liens on real estate and personal property, notice filings for	
20	Uniform Commercial Code related real estate, tax liens, hospital liens, writs	
21	of fieri facias, notices of lis pendens, written information on utilities,	
22	cancellations of liens, and writs of fieri facias, first page . . . . .	4.50
23	Each page, after the first . . . . .	2.00

24	(B) Filing and indexing financing statements, amendments to financing	
25	statements, continuation statements, termination statements, release of	
26	collateral, or other filing pursuant to Article 9 of Title 11, first page . . . . .	10.00
27	Each page, after the first . . . . .	2.00
28	(2) Filing maps or plats, each page . . . . .	7.50
29	(3) For processing an assignment of a security deed, for each deed	
30	assigned . . . . .	4.50
31	<del>(f.1) On and after July 1, 2014, sums for filing documents, instruments, etc., pertaining to</del>	
32	<del>real estate or personal property, such sums to include recording and returning where</del>	
33	<del>applicable, shall be as follows:</del>	
34	<del>(1)(A) Filing all instruments pertaining to real estate and personal property</del>	
35	<del>except as otherwise specified in this Code section, including but not limited</del>	
36	<del>to the filing of deeds, deeds of trust, affidavits, releases, notices, certificates,</del>	
37	<del>liens on real estate and personal property, notice filings for Uniform</del>	
38	<del>Commercial Code related real estate, tax liens, hospital liens, writs of fieri</del>	
39	<del>facias, notices of lis pendens, written information on utilities, and cancellation</del>	
40	<del>of deeds, liens, and writs of fieri facias, first page . . . . .</del>	<del>\$ 4.50</del>
41	<del>Each page, after the first . . . . .</del>	<del>2.00</del>
42	<del>(B) Filing and indexing financing statements, amendments to financing</del>	
43	<del>statements, continuation statements, termination statements, release of</del>	
44	<del>collateral, or other filing pursuant to Part 4 of Article 9 of Title 11, first</del>	
45	<del>page . . . . .</del>	<del>10.00</del>
46	<del>Each page, after the first . . . . .</del>	<del>2.00</del>
47	<del>(2) Filing maps or plats, each page . . . . .</del>	<del>7.50</del>
48	<del>(3) For processing an assignment of a security deed, for each deed</del>	
49	<del>assigned . . . . .</del>	<del>4.50"</del>

**SECTION 2.**

51 Said article is further amended by repealing subsection (c) of Code Section 15-6-97, relating  
52 to the development and implementation of a state-wide uniform automated information  
53 system.

**SECTION 3.**

55 Said article is further amended by repealing subsection (d) of Code Section 15-6-98, relating  
56 to collection of fees and remittance to the Georgia Superior Court Clerks' Cooperative  
57 Authority.

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**SECTION 4.**

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