

House Bill 215

By: Representative Benton of the 31st

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to
2 superior courts, so as to change provisions relating to filings in the clerk's office; to increase
3 fees for certain filings; to change provisions relating to office hours; to provide for related
4 matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 6 of Title 15 of the Official Code of Georgia Annotated, relating to superior courts,
8 is amended by revising paragraph (10) of subsection (a) of Code Section 15-6-61, relating
9 to duties of clerks generally, as follows:

10 "(10) To make a notation on all conveyances of real or personal property, including liens,
11 of the date and time they were ~~recorded~~ filed for recordation, which shall be evidence of
12 the facts stated. When the clerk accepts an instrument or document for filing, the clerk
13 shall note the date and time of receipt of such instrument or document on the instrument
14 or document. The clerk shall not be required to accept any instrument or document for
15 filing unless it meets the legal qualifications for filing and the clerk receives all required
16 fees and taxes that are due in connection with such filing. All liens or conveyances
17 presented to the clerk for filing shall be on 8 1/2 inch by 11 inch or 8 1/2 inch by 14 inch
18 paper or the digital equivalent and shall have a three-inch margin at the top to allow space
19 for the clerk's notation required by this paragraph. The clerk shall not record any
20 instrument or document conveying real or personal property, including liens, that is not
21 prepared as required by this paragraph. The notation required by this paragraph may be
22 made by the clerk or the clerk's deputy or employee by written signature, facsimile
23 signature, mechanical printing, or electronic signature or stamp;"

24 **SECTION 2.**

25 Said chapter is further amended by revising paragraph (4) of subsection (g) of Code Section
26 15-6-77, relating to fees, as follows:

27	"(4) Certification or exemplification of record, including certificates and	
28	seals, first page	2.50
29	Each page, after the first50 <u>1.00</u> "

30 **SECTION 3.**

31 Said chapter is further amended by revising subsection (a) of Code Section 15-6-93, relating
32 to office hours, as follows:

33 "(a) Except as provided in this Code section, the office of each clerk of superior court shall
34 be open to conduct business for at least eight hours per day, Monday through Friday from
35 at least 9:00 A.M. until 5:00 P.M. and shall not close for any period of time during such
36 hours, between the hours of 8:00 A.M. and 5:00 P.M."

37 **SECTION 4.**

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