

House Bill 215 (COMMITTEE SUBSTITUTE)

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 change
3 provisions relating to office hours; to provide for related matters; to repeal conflicting laws;
4 and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **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. All liens or conveyances presented to the clerk for filing shall be on 8 1/2
15 inch by 11 inch or 8 1/2 inch by 14 inch paper or the digital equivalent and shall have a
16 three-inch margin at the top to allow space for the clerk's notation required by this
17 paragraph. The clerk shall not record any instrument or document conveying real or
18 personal property, including liens, that is not prepared as required by this paragraph and
19 without receiving all required fees and taxes that are due in connection with such filing.
20 The notation required by this paragraph may be made by the clerk or the clerk's deputy
21 or employee by written signature, facsimile signature, mechanical printing, or electronic
22 signature or stamp;"

23 **SECTION 2.**

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

26 "(a) ~~The Except as provided in this Code section,~~ the office of each clerk of superior court
27 shall be open to conduct business Monday through Friday from at least 9:00 A.M. until
28 5:00 P.M. and shall not close for any period of time during such hours, unless such office
29 has three or fewer employees, in which case such office shall be permitted to be open from
30 at least 8:00 A.M. until noon and from at least 1:00 P.M. until 5:00 P.M."

31 **SECTION 3.**

32 All laws and parts of laws in conflict with this Act are repealed.