

House Bill 125 (COMMITTEE SUBSTITUTE)

By: Representatives Stephens of the 164<sup>th</sup>, Powell of the 171<sup>st</sup>, Williams of the 168<sup>th</sup>, Gordon of the 163<sup>rd</sup>, and Kelley of the 16<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to  
2 exemptions from state sales and use taxes, so as to create an exemption for certain tangible  
3 personal property sold or used to maintain, refit, or repair a boat during a single event to the  
4 extent that the aggregate value of such property exceeds \$500,000.00; to provide for  
5 reporting requirements; to provide definitions; to provide for related rules and regulations;  
6 to provide for related matters; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from  
10 state sales and use taxes, is amended by deleting "or" at the end of paragraph (97), by  
11 replacing the period with "; or" at the end of paragraph (98), and by adding a new paragraph  
12 to read as follows:

13 "(99)(A) The sale or use of eligible goods used to maintain, refit, or repair a boat  
14 during a single event for the portion of the aggregate value of such eligible goods that  
15 exceeds \$500,000.00.

16 (B) As used in this paragraph, the term:

17 (i) 'Boat' means a vehicle used or capable of being used as a means of transportation  
18 on the water.

19 (ii) 'Eligible goods' means engines, parts, equipment, or other securely affixed  
20 tangible personal property.

21 (iii) 'Event' means an uninterrupted period of time, beginning when a boat arrives at  
22 a maintenance, refit, or repair facility in this state and ending when such boat departs  
23 such facility.

24 (C) For each event for which a person qualifies for the exemption allowed in this  
25 paragraph, such person shall, within 90 days following the end of each such event,  
26 submit to the department a report providing the number of positions created, the

27 average salary of all full-time and part-time positions created, the total revenue  
28 generated, and the total sales and use taxes collected during each such event.

29 (D) The commissioner shall promulgate any rules and regulations necessary to  
30 implement and administer this paragraph, including, but not limited to, a list of those  
31 articles and items qualifying for the exemption pursuant to this paragraph."

32 **SECTION 2.**

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