

House Bill 428

By: Representative Martin of the 49th

A BILL TO BE ENTITLED
AN ACT

To amend Chapter 42 of Title 36 of the Official Code of Georgia Annotated, relating to downtown development authorities, so as to authorize assessments under Code Section 36-42-17; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 42 of Title 36 of the Official Code of Georgia Annotated, relating to downtown development authorities, is amended by revising Code Section 36-42-17, relating to priority of liens regarding assessments for downtown development authorities, as follows:

"36-42-17.

(a) An assessment under Code Section 36-42-16 that relates to any project described in subparagraph (B) of paragraph (6) of Code Section 36-42-3 shall be levied and may be collected when:

(1) A written contract regarding such assessment is executed by the property owner, the authority, and the project administrator;

(2) Such contract is administratively acknowledged by the relevant local jurisdiction with the taxing authority; and

(3) A notice of assessment is recorded in the property records of the relevant local jurisdiction.

(b) A lien for any assessment under Code Section 36-42-16 that relates to any project under subparagraph (B) of paragraph (6) of Code Section 36-42-3 shall have the same priority as municipal liens under paragraph (4) of subsection (b) and subparagraph (g)(2)(B) of Code Section 48-2-56."

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.