

House Bill 676

By: Representatives Clifton of the 131<sup>st</sup>, Gunter of the 8<sup>th</sup>, Reeves of the 99<sup>th</sup>, Wiedower of the 121<sup>st</sup>, Persinger of the 119<sup>th</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Part 3 of Article 8 of Chapter 14 of Title 44 of the Official Code of Georgia  
2 Annotated, relating to mechanics and materialmen relative to liens, so as to provide for a fine  
3 for any frivolous mechanic lien filed; to provide for related matters; to provide for an  
4 effective date; 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 Part 3 of Article 8 of Chapter 14 of Title 44 of the Official Code of Georgia Annotated,  
8 relating to mechanics and materialmen relative to liens, is amended by adding a new Code  
9 section to read as follows:

10 "44-14-361.6.

11 Any lien filed pursuant to Code Section 44-14-361 that is made without substantial  
12 justification or that is not made in good faith or that is made with malice or a wrongful  
13 purpose, as such terms are defined in Code Section 51-7-80, shall be subject to a fine of  
14 \$1,500.00 per lien filed, in addition to any attorney's fees or court costs."

15 **SECTION 2.**

16 This Act shall become effective upon its approval by the Governor or upon its becoming law  
17 without such approval.

18 **SECTION 3.**

19 All laws and parts of laws in conflict with this Act are repealed.