

House Bill 1209

By: Representatives Stephens of the 164<sup>th</sup>, Blackmon of the 146<sup>th</sup>, Petrea of the 166<sup>th</sup>, Gilliard of the 162<sup>nd</sup>, and Gaines of the 120<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 relative to state sales and use taxes, so as to provide for a sales and use tax  
3 exemption for purchases of tangible property and construction materials used for or in the  
4 construction and furnishing of certain buildings; to provide for limitations on the amount of  
5 credits to be issued; to provide for related matters; to provide for an effective date; to repeal  
6 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  
10 relative to state sales and use taxes, is amended by striking "or" at the end of paragraph (104),  
11 by replacing the period at the end of paragraph (105) with "; or", and by adding a new  
12 paragraph to read as follows:

13 "(105.1)(A) The sale or use of tangible property and construction material used for or  
14 in the construction and furnishing of buildings located at any wharf lot and  
15 improvements that are located between 1,500 feet and 5,000 feet of a state owned  
16 convention or meeting facility with between 150,000 square feet and 750,000 square

17 feet of available meeting space that is also located on an island in a river that serves as  
18 this state's boundary. The exemption granted by this paragraph shall not include the  
19 sale or use of tangible property remaining in the possession of a contractor after  
20 completion of construction.

21 (B) This exemption shall apply from July 1, 2026, until June 30, 2033, or until the  
22 aggregate sales and use tax refunded pursuant to this paragraph exceeds \$7 million,  
23 whichever occurs first. A qualifying purchaser must pay sales and use tax on all  
24 purchases and uses of tangible property and construction material and may obtain the  
25 benefit of this exemption from sales and use tax by filing a claim for refund of tax paid  
26 on qualifying items. No refunds made pursuant to this paragraph shall include interest."

27 **SECTION 2.**

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

30 **SECTION 3.**

31 All laws and parts of laws in conflict with this Act are repealed.