

House Bill 1516

By: Representatives Romman of the 97th, Park of the 107th, Frye of the 122nd, and Cannon of the 58th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 6 of Title 48 of the Official Code of Georgia Annotated,
2 relating to real estate transfer tax, so as to revise the tax for sales to the United States
3 Department of Homeland Security or United States Immigration and Customs Enforcement;
4 to revise an exemption; to provide for related matters; to repeal conflicting laws; and for
5 other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 1 of Chapter 6 of Title 48 of the Official Code of Georgia Annotated, relating to real
9 estate transfer tax, is amended by revising Code Section 48-6-1, relating to transfer tax rate,
10 as follows:

11 "48-6-1.

12 (a) Except as otherwise provided in subsection (b) of this Code section, there ~~There~~ is
13 imposed a tax at the rate of \$1.00 for the first \$1,000.00 or fractional part of \$1,000.00 and
14 at the rate of 10¢ for each additional \$100.00 or fractional part of \$100.00 on each deed,
15 instrument, or other writing by which any lands, tenements, or other realty sold is granted,
16 assigned, transferred, or otherwise conveyed to or vested in the purchaser or purchasers,

17 or any other person or persons by his or their direction, when the consideration or value of
18 the interest or property conveyed (exclusive of the value of any lien or encumbrance
19 existing prior to the sale and not removed by the sale) exceeds \$100.00.

20 (b) There is imposed a tax at the rate of 100 percent of the consideration or value of the
21 interest or property conveyed on each deed, instrument, or other writing by which any
22 lands, tenements, or other realty sold is granted, assigned, transferred, or otherwise
23 conveyed to or vested in the United States Department of Homeland Security or United
24 States Immigration and Customs Enforcement."

25 **SECTION 2.**

26 Said article is further amended in Code Section 48-6-2, relating to exemption of certain
27 instruments, deeds, or writings from real estate transfer tax and requirement that
28 consideration be shown, by revising paragraph (3) of subsection (a) as follows:

29 "(3) Except as otherwise provided in subsection (b) of Code Section 48-6-1, any ~~Any~~
30 deed, instrument, or other writing to which any of the following is a party: the United
31 States; this state; any agency, board, commission, department, or political subdivision of
32 either the United States or this state; any public authority; or any nonprofit public
33 corporation;"

34 **SECTION 3.**

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