

House Bill 387 (COMMITTEE SUBSTITUTE)

By: Representatives Lumsden of the 12<sup>th</sup>, Gravley of the 67<sup>th</sup>, Stephens of the 164<sup>th</sup>, Hitchens of the 161<sup>st</sup>, and Petrea of the 166<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 44-14-320 of the Official Code of Georgia Annotated, relating to  
2 certain liens established and removal of nonconforming liens, so as to provide for liens in  
3 favor of private, nonprofit, volunteer fire departments for instances of fire services that are  
4 requested by property owners; to provide for related matters; to repeal conflicting laws; and  
5 for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 44-14-320 of the Official Code of Georgia Annotated, relating to certain liens  
9 established and removal of nonconforming liens, is amended in subsection (a) by revising  
10 paragraphs (15) and (16) and adding a new paragraph to read as follows:

11 "(15) Liens in favor of jewelers; ~~and~~

12 (16) Liens in favor of the state for expenditures from the hazardous waste trust fund  
13 pursuant to subsection (e) of Code Section 12-8-96. Such liens shall be superior to all  
14 other liens except liens for taxes and other prior perfected recorded liens or claims of  
15 record; and

16 (17) Liens in favor of a nonprofit organization or entity that is exempt from taxation  
17 under 26 U.S.C. Section 501(c) which exercises the powers of a fire department as  
18 provided for under Chapter 3 of Title 25 that are requested by property owners and that  
19 are based upon fees and rates charged that are consistent with the Federal Emergency  
20 Management Agency of the United States Department of Homeland Security's Schedule  
21 of Equipment Rates as such existed on July 1, 2019."

22 **SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.