

House Bill 352 (AS PASSED HOUSE AND SENATE)

By: Representatives Reeves of the 34<sup>th</sup>, Lott of the 122<sup>nd</sup>, Rogers of the 10<sup>th</sup>, LaRiccia of the 169<sup>th</sup>, and Harrell of the 106<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 from sales and use tax, so as to change the sunset provision for the exemption  
3 for competitive projects of regional significance; to provide for related matters; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 48-8-3 of the Official Code of Georgia Annotated, relating to exemptions from  
8 sales and use tax, is amended by revising paragraph (93) as follows:

9 "(93)(A) For the period commencing January 1, 2012, until June 30, ~~2019~~ 2021, sales  
10 of tangible personal property used for and in the construction of a competitive project  
11 of regional significance.

12 (B) The exemption provided in subparagraph (A) of this paragraph shall apply to  
13 purchases made during the entire time of construction of the competitive project of  
14 regional significance so long as such project meets the definition of a competitive  
15 project of regional significance within the period commencing January 1, 2012, until  
16 June 30, ~~2019~~ 2021.

17 (C) The department shall not be required to pay interest on any refund claims filed for  
18 local sales and use taxes paid on purchases made prior to the implementation of this  
19 paragraph.

20 (D) As used in this paragraph, the term 'competitive project of regional significance'  
21 means the location or expansion of some or all of a business enterprise's operations in  
22 this state where the commissioner of economic development determines that the project  
23 would have a significant regional impact. The commissioner of economic development  
24 shall promulgate regulations in accordance with the provisions of this paragraph  
25 outlining the guidelines to be applied in making such determination;"

26

**SECTION 2.**

27 All laws and parts of laws in conflict with this Act are repealed.