

House Bill 871 (AS PASSED HOUSE AND SENATE)

By: Representatives Dickey of the 140<sup>th</sup>, Rogers of the 10<sup>th</sup>, and Nimmer of the 178<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 10-1-791 of the Official Code of Georgia Annotated, relating to  
2 consumer fees collected to implement Article 28 of Chapter 1 of Title 10, the "Georgia  
3 Lemon Law," so as to require consumer fees to be forwarded to the Department of Law for  
4 deposit in the new motor vehicle arbitration account; to provide for related matters; to repeal  
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 10-1-791 of the Official Code of Georgia Annotated, relating to consumer fees  
9 collected to implement Article 28 of Chapter 1 of Title 10, the "Georgia Lemon Law," is  
10 amended by revising subsection (a) as follows:

11 "(a) A fee of \$3.00 shall be collected by the new motor vehicle dealer from the consumer  
12 at completion of a sale or execution of a lease of each new motor vehicle. The fee shall be  
13 forwarded quarterly to the ~~Office of Planning and Budget~~ Department of Law for deposit  
14 in the new motor vehicle arbitration account created in the state treasury. The payments  
15 are due and payable the first day of the month in each quarter for the previous quarter's  
16 collection and shall be mailed by the new motor vehicle dealer not later than the twentieth  
17 day of such month. The first day of the month in each quarter is July 1, October 1, January  
18 1, and April 1 for each year. Consumer fees in the account shall be used for the purposes  
19 of this article. Funds in excess of the appropriated amount remaining in the new motor  
20 vehicle arbitration account at the end of each fiscal year shall be transferred to the general  
21 treasury. The new motor vehicle dealer shall retain \$1.00 of each fee collected to cover  
22 administrative costs."

23 **SECTION 2.**

24 All laws and parts of laws in conflict with this Act are repealed.