



National Legal Research Group, Inc.

GEORGIA STATUTES OF LIMITATIONS

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GEORGIA STATUTES OF LIMITATIONS

The following is an alphabetical listing of Georgia statutes of limitations arranged by area of law. Only those statutes that establish a time period are included. Statutes that establish general rules for the application and interpretation of statutes of limitations have been omitted. No attempt has been made to systematically include tolling periods or rules, administrative or regulatory time limits, or appeals periods. The information presented here is intended for use as a quick reference. The applicability of each limitations period will need to be determined on a case-by-case basis through examination of the relevant statutes and case law.

This publication is designed to provide accurate and authoritative information in regard to the subject matter covered. It is offered with the understanding that the publisher is not engaged in rendering legal services. If legal advice is required, the services of a competent attorney should be sought. (From a Declaration of Principles jointly adopted by a Committee of the American Bar Association and a Committee of Publishers and Associations.)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
ABUSIVE LITIGATION		
Claims for damages	1 year after date of final termination of abusive proceeding (NOTE: final termination of abusive proceeding is condition precedent to claim for abusive litigation)	51-7-84(b)
ACCOUNTS		
Open accounts	4 years (inapplicable to actions for breach of contract for sale of goods under Article 2 of Title 11)	9-3-25
ADMINISTRATIVE PROCEDURE		
Action contesting rules or regulations on ground of noncompliance with procedural requirements for adoption, amendment, or repeal	2 years from effective date of rule or regulation at issue	50-13-4(d)
ADMINISTRATORS		
Actions against, except on bond	10 years	9-3-27
ADOPTION		
Judicial challenge to decree	6 months after date of entry	19-8-18(e)
AIDS (HIV TESTS)		
Action for violation of statutory requirements for HIV testing	2 years from alleged violation	31-22-9.2(e)
ARBITRATION		
Application to stay	30 days after demand	9-9-6(c)(3)
Limitation of action in court applied to arbitration	(discretion of court or arbitrator)	9-9-5
ART		
Limited-edition art reproductions; actions against art dealer for offering or selling a multiple in violation of statute against deceptive or unfair practices	1 year after discovery of violation (NOTE: in no event may action be brought more than 3 years after the multiple is sold)	10-1-435(c)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
ASBESTOS [See REAL PROPERTY —Trespass]		16679
BANKING AND FINANCE		
Actions against directors and officers of bank or trust company	4 years	7-1-493(c)
Bank Deposits and Collections		
—Action to enforce obligation, duty or right arising under article	3 years	11-4-111
Causes of action accruing to institutions over which Department of Banking and Finance is receiver, extension to regular limitations period	6 months (in addition to normal period)	7-1-173(b)
Claim against bank for unauthorized signature or alteration on instrument for the payment of money		
—On the face of the instrument, time to discover and report to bank	60 days (from the time statement and instruments are made available to the customer)	11-4-406(f)
—On the back of the instrument, time to discover and report to bank	1 year (from the time statement and instruments are made available to the customer)	11-4-406(f)
Dividends; actions to recover declared dividends		
—Cash dividends	7 years after mailing of check	7-1-460(c)
—Shares	7 years after mailing of share certificate	7-1-460(d)
—Other than shares or cash dividends	7 years after time specified in notice thereof	7-1-460(d)
BONDS		
Actions on sealed instruments (must be stated in body of instrument)	20 years	9-3-23
Actions on unsealed instruments	6 years after contract becomes due and payable (NOTE: inapplicable to actions for breach of contract for sale of goods or negotiable instruments under U.C.C.)	9-3-24
BURIAL RIGHTS, SERVICES, AND MERCHANDISE		
Actions for violation of Georgia Cemetery Act of 1983	REPEALED EFFECTIVE JULY 1, 2000	[44-3-130 through 44-3-152]

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
CARRIERS		
Actions to recover charges	3 years	46-9-5
Railroads		
—Employer liability for injuries to or death of employees	2 years	34-7-46
CODE OF MILITARY JUSTICE		
Aiding enemy	No limit	38-2-437(a)
Desertion in time of peace	3 years	38-2-437(b)
Desertion or absence without leave in time of war	No limit	38-2-437(a)
Frauds against the government	3 years	38-2-437(b)
Mutiny	No limit	38-2-437(a)
Nonjudicial punishment by commanding officer	2 years	38-2-437(c)
Perjury	3 years	38-2-437(b)
COMMERCE AND TRADE		
Actions as to lease-purchase agreements (under Title 10, Chapter 1, Article 23 of Ga. Code)	4 years (after person bringing action knew or should have known of the occurrence of the alleged violation)	10-1-688
Below-cost sales, civil actions	2 years (of date of alleged violation)	10-1-255(e)
COMMERCIAL CODE		
Bulk transfers		
—Where transfer was concealed	12 months after discovery	11-6-111
—Where transfer was not concealed	12 months after date transferee took possession	11-6-111
Contracts for sale	4 years (NOTE: parties may reduce period to not less than 1 year but may not extend it)	11-2-725(1)
Leases		
—Action for default (including breach of warranty or indemnity)	4 years (NOTE: parties may reduce period to not less than 1 year but may not extend it)	11-2A-506(1)
CONDOMINIUMS		
Sales of residential condominium units; actions for violation of Georgia Condominium Act	5 years (after closing of transaction) (NOTE: person having right of action for damages under subdivision has additional right to rescind any contract for the purchase of a condominium unit at any time prior to closing of the transaction)	44-3-111(j)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
CONSTRUCTION		
Action for damages for deficiency in survey or plat, planning, design specifications, supervision or observation of construction, or construction of improvement to realty, or for resulting injuries to property or person	8 years (after substantial completion of improvement) (NOTE: where injury or death occurs in 7th or 8th year after substantial completion, action may be brought within 2 years of the injury, but in no event can action be brought after 10 years, see 9-3-51(b))	9-3-51(a)
CONTRACTS		
Actions on bonds or sealed instruments (seal must be recited in body of instrument)	20 years (NOTE: instrument must recite that it is under seal to qualify)	9-3-23
Actions on contracts for sale of goods [See COMMERCIAL CODE]		
Actions on express or implied contracts not otherwise provided for	4 years (NOTE: inapplicable to actions for breach of contracts for sale of goods under Title 11, Article 2)	9-3-26
Actions on implied promise or undertaking	4 years (NOTE: inapplicable to actions for breach of contracts for sale of goods under Title 11, Article 2)	9-3-25
Actions on open account or contracts not under hand of party charged	4 years (NOTE: inapplicable to actions for breach of contracts for sale of goods under Title 11, Article 2)	9-3-25
Actions on simple contracts in writing, including unsealed instruments	6 years (after due and payable) (NOTE: inapplicable to actions for breach of contracts for sale of goods under Title 11, Article 2 or negotiable instruments under Title 11, Article 3)	9-3-24
CONVERSION		
Actions to recover personal property or damages	4 years	9-3-32
CORPORATIONS		
Action to enforce dissenter's rights	3 years (after the corporate action was taken)	14-2-1332
Enforcement of rights accruing under acts of incorporation or by operation of law	20 years	9-3-22
Limited liability companies		
—Action to enforce dissenter's rights	3 years (after the action was taken)	14-11-1013
Nonprofit corporations; involuntary termination of membership; challenges to	1 year (after effective date of the expulsion, suspension, or termination)	14-3-621(4)
COUNTIES		
Claims against counties		
—Generally	12 months (after they accrue or become payable)	36-11-1
—By minors or other persons under disability	12 months (after removal of disability)	36-11-1

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
COURTS		
Fine and forfeiture fund		
—Claims for payment of costs and fees	7 years (after costs accrue) (NOTE: See 15-21-51 for procedure for extension of limitation period)	15-21-50
Renewal of case after dismissal (other than actions on contracts for sale of goods under Article 2 of Title 11, see 9-2-61(b))	6 months (after dismissal or discontinuance or within original applicable period, whichever is later) (NOTE: if the applicable limitations period has expired, this renewal privilege cannot be exercised more than once)	9-2-61(a), see also 9-11-41(e) (dismissal for want of prosecution)
CREDITOR		
Fraudulent transfer or obligation		
—Actions by creditor for relief under Uniform Fraudulent Transfers Act	4 years (after transfer made or incurred) OR 1 year (after transfer or obligation could reasonably have been discovered) (NOTE: 1 year after fraudulent transfer applies if debtor is insolvent at time of transfer or if made to an insider for antecedent debt)	9-3-35, 18-2-79 [See also 18-2-74 and 18-2-75]
CRIMINAL PROCEDURE		
Childhood sexual abuse	(NOTE: 17-3-2 sets forth those periods excluded from limitation)	
Crimes other than murder punishable by death or life imprisonment other than forcible rape	7 years (NOTE: no limit for certain crimes when there is DNA evidence; see 17-3-1(d))	17-3-1(b)
Felonies other than murder or those punishable by death or life imprisonment	4 years (NOTE: if victim is under age 18 at time of crime, prosecution must be commenced within 7 years after commission of crime)	17-3-1(c)
Quashing of indictments or entry of nolle prosequi where indictment is found, extension of limitation	6 months (from time the first indictment is quashed or the nolle prosequi entered)	17-3-3
Forcible rape	15 years	17-3-1(b)
Armed robbery, kidnapping, rape, aggravated child molestation, aggravated sodomy, or aggravated sexual battery	at any time when DNA evidence is used to established the identity of the accused (NOTE: sufficient portion of physical evidence is preserved and available for the accused to test as well)	17-3-1(d)
Misdemeanors		
—Generally	2 years	17-3-1(e)
—Traffic (criminal) convictions, habeas corpus challenges to	180 days (after date conviction becomes final)	40-13-33(a)
Murder	No limit	17-3-1(a)
Odometer tampering	2 years (from date of violation)	40-8-5(h)(2)
Racketeer influenced and corrupt organizations (RICO)		

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
CRIMINAL PROCEDURE (CONTINUED)		
—Criminal and civil proceedings	5 years (after conduct terminates or cause accrues) (NOTE: in certain cases, if State brings RICO action, then running of statute is suspended during pendency of State prosecution or action and for 2 years thereafter)	16-14-8
Theft of motor vehicles; civil actions for violations of Motor Vehicle Chop Shop and Stolen and Altered Property Act	5 years (after the unlawful conduct terminates or the cause of action accrues or within any longer statutory period that may be applicable) (NOTE: if a prosecutor brings an action under the Act, the running of the limitations period is suspended during pendency of such action and for 2 years after its termination)	16-8-86(e)
Victims under age 16 (as to cruelty to children, rape, sodomy or aggravated sodomy, statutory rape, child molestation or aggravated child molestation, enticing a child for indecent purposes, or incest)	the applicable statutory period does not begin to run until the victim has reached age 16 or the violation is reported to a governmental agency, whichever occurs earlier	17-3-2.1
Victims over age 65	with respect to prosecutions of certain offenses involving victims over age 65, the applicable statutory period does not begin to run until the violation is reported to or discovered by a governmental agency, whichever occurs earlier, except for crimes with a limitations period of 15 years or longer, wherein the maximum period is 15 years from the commission of the crime	17-3-2.2
DEPOSITORIES		
Dividends [See BANKING AND FINANCE]		17447
Sale of property at public auction		
—Claims of owners of the property	1 year (from date of sale)	44-14-412
ELECTIONS		
Filing of recall petitions in State-wide election	90 days (from date petition forms issued)	21-4-11(b)(1)
—Other than State-wide office and with at least 5,000 signatures required	45 days (from date petition forms issued)	21-4-11(b)(2)
—Other than State-wide office and with less than 5,000 signatures required	30 days (from date petition forms issued)	21-4-11(b)(3)
ELECTRIC MEMBERSHIP CORPORATIONS		
Actions against directors and officers	4 years	46-3-304(c)
Action for damages growing out of acquisition of rights of way or easements or occupying of lands of another	12 months	46-3-204

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
ESCHEAT		
Claims by heirs for proceeds	REPEALED EFFECTIVE JANUARY 1, 1998	[44-5-190 through 44-5-199]
ESTATES		
Actions against administrators, executors, and guardians, except on bonds	10 years	9-3-27
Creditors' notice of claims against	3 months (from the date of the publication of the administrator's or executor's last notice) (NOTE: failure to give notice will not bar claim if there are sufficient assets in the estate to pay the debts and if there are no claims of higher dignity left unpaid)	53-7-41
Unrepresented estate, limitations period tolled	period of limitation does not begin to run until estate is represented OR 5 years have expired	9-3-92 (for estates to bring action) 9-3-93 (for creditors of estate to bring action)
EXECUTORS		
Actions against, except on bond	10 years	9-3-27
FAIR BUSINESS PRACTICES		
Actions brought under Act	2 years (after person knew or should have known of the occurrence or after termination of proceeding or action by State, whichever is later)	10-1-401(a)
FARM TRACTOR WARRANTY		
Actions for violation of Farm Tractor Warranty Act	12 months after 18-month period for reporting nonconformity (NOTE: 18-month period begins to run from date of delivery of the tractor to the customer, see 10-1-814(c))	10-1-818
FIDUCIARIES		
Actions against, except on bond	10 years	9-3-27
FORFEITURES		
Action for forfeiture by prosecutor against chop shop offenders	60 days (from date of seizure)	16-8-85(f)(1)
GASOLINE MARKETING PRACTICES		
Action by dealer against distributor for violation of Article under 10-1-235	2 years	10-1-239
Action by distributor against dealer for breach of agreement under 10-1-238	2 years	10-1-239
Below-cost sales		
—Civil actions	2 years (from date of alleged violation)	10-1-255(e)
GIFTS		
Voiding gifts by persons just over age of majority or particularly susceptible to undue influence	5 years (after the making of such gift)	44-5-86

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
GUARDIANS		
Actions against, except on bond	10 years after cause of action accrues OR 6 years after termination of guardianship (NOTE: inapplicable to minors or persons under disability; see 9-3-90)	9-3-27 29-2-44
Call by ward for accounting	10 years after cause of action accrues OR 6 years after termination of guardianship (NOTE: inapplicable to minors or persons under disability; see 9-3-90)	9-3-27 29-2-44
Reopening of final settlement	REPEALED EFFECTIVE JULY 1, 2005	[29-2-83]
Reopening settlements by ward made upon resignation of his guardian	10 years after cause of action accrues OR 6 years after termination of guardianship (NOTE: inapplicable to minors or persons under disability; see 9-3-90)	9-3-27 29-2-44
HOME SOLICITATION SALES		
Actions brought under Retail Installment and Home Sales Solicitation Act	4 years (after person bringing action knew or should have known of the allegation violation)	10-1-14(a)
Implied promises	4 years (NOTE: inapplicable to actions for breach of contract for sale of goods under Title 11, Article 2)	9-3-25
HOSPITAL ACQUISITIONS		
Imposition of fine by Attorney General for violation of chapter	1 year from unlawful disposition or acquisition	31-7-412(a)
Imposition of fine by Attorney General for knowingly and willfully making false statement in a certification under this Article 15	1 year from date of certification	31-7-412(b)
IMPROVEMENTS TO REALTY		
Actions for damages for deficiency in survey or plat, planning, design specifications or observation of construction, or construction of improvement to realty, or for resulting injuries to property or person	8 years (after substantial completion of the improvement; where injury or death occurs in 7th or 8th year after substantial completion, action may be brought within 2 years of injury, but in no event can action be brought after 10 years) (NOTE: Georgia courts have held that this statute of repose does not establish a new 8- year period in place of the 2-, 4-, and 6-year periods that may be applicable depending on the cause of action alleged)	9-3-51(a), (b)
INDIGENTS		
Recovery of legal assistance or benefits by local defense programs	4 years (after date legal services were received) (NOTE: limitations period inapplicable to juvenile proceedings, see 17-2-52(d))	17-12-52(b)
INDIVIDUALS WITH DISABILITIES		
Actions for violations of Georgia Equal Employment for Persons with Disabilities Code	180 days (after the alleged prohibited conduct occurs)	34-6A-6(a)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
INFORMERS		
Actions to recover fine, forfeiture, or penalty	1 year (from time defendant's liability is discovered or could have been discovered with due diligence)	9-3-28
INJURIES		
Claims for compensation for injuries sustained while preventing crime or aiding officer; claim against the State	18 months (after date of injury or death) (NOTE: injury or death must be reported to officer within 5 days of occurrence or within 5 days of time when a report could reasonably have been made)	28-5-106
—To the person generally	2 years	9-3-33
—To the person, involving loss of consortium	4 years	9-3-33
—To personality	4 years	9-3-31
—To reputation	1 year	9-3-33
INSURANCE		
Collection, use, and disclosure of information by insurance institution		
—Violation of statute	2 years (after alleged violation is or should have been discovered)	33-39-21(d)
Deficiency assessment or issuance of an execution thereon; issuance of notice		
—Generally	7 years (from date on which return is filed)	33-2-30(a)
—Where fraud involved	No limit	33-2-30(a)
—Where no return filed	10 years (from date on which return is due) (NOTE: taxpayer may agree to longer period (see 33-2-30(b)))	33-2-30(a)
Insider trading of domestic stock insurer equity securities; actions to recover for insurer profits from purchases and/or sales within period of less than 6 months	2 years (after profit was realized)	33-14-92
Reciprocal insurers; period for assessments	1 year (after policy is terminated)	33-17-23
INTEREST		
Usury; action for recovery of forfeiture of interest	1 year	7-4-10(d)
JEWELERS		
Sale for lien for repairs		
—Claims of owner for residue	1 year (after sale)	44-14-433
JUDGMENTS		
Foreign judgments; actions on judgments obtained outside State, except judgments for child or spousal support	5 years (after judgment)	9-3-20
Renewal or revival of dormant judgment by action or scire facias	3 years (from time it became dormant)	9-12-61

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
LABOR		
Individuals with disabilities; actions for violations of Georgia Equal Employment for Persons with Disabilities Code	180 days (after the alleged prohibited conduct occurs)	34-6A-6(a)
Injuries to or death of railroad employees		
—Employer's liability	2 years	34-7-46
Minimum wage law; actions to recover difference where employer pays less than minimum wage	3 years	34-4-6
Sex discrimination; collection of unpaid wages	1 year	34-5-5(b)
Unlawful employment practices; actions for violations of Fair Employment Practices Act of 1978	180 days (after the alleged unlawful practice occurs)	45-19-36(b)
Wages, actions to recover	2 years	9-3-22
Workers' compensation [See WORKERS' COMPENSATION]		
LIENS		
Depositories of involuntary, gratuitous, or naked deposits (including pawnbrokers)		
—Claims against proceeds of sale	1 year from date of sale	44-14-412
Foreclosure of liens on personalty	1 year (from the time the lien is recorded or is asserted by retention) (NOTE: if the lienholder fails to institute foreclosure proceedings within 10 days after the owner, agent, or lessee of property has received demand for payment, where possession has been retained, or within 30 days, where possession has been surrendered, the lien is forfeited (see 44-14-550(1))	44-14-550(8)
Hospital's lien against patient's cause of action for injury	1 year (after settlement, release, covenant not to sue, or judgment)	44-14-473(a)
Jewelers		
—Sale for lien for repairs; claims of owners for residue	1 year (after sale)	44-14-433
Mechanic's and materialman's liens; actions for recovery of amount of claim	365 days (from date of filing claim of lien) (NOTE: claim of lien must be filed within 90 days after completion or furnishing of services, or within 90 days after material or machinery is furnished (see 44-14-361.1(a)(2)); furthermore, after filing action, party claiming lien must file a notice with the clerk of the superior court of the county wherein the subject lien was filed)	44-14-361.1(a)(3)
Motor vehicle mechanics, foreclosures on liens	1 year (from the time the lien is recorded or is asserted by retention)	40-3-54(c)(7)
LOCAL GOVERNMENT		
Bonds		

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
LOCAL GOVERNMENT (CONTINUED)		
—Contractors on public works; actions on bond	REPEALED EFFECTIVE APRIL 20, 2000	[36-82-105]
Counties [See COUNTIES]		
Injuries to person or property; presentation of notice to municipality	6 months after event upon which claims are based (Note: running of statute suspended while demand for payment is pending before authorities without action on their part, see 36-33-5(d))	36-33-5(b)
Public officers and employees [See PUBLIC OFFICERS AND EMPLOYEES]		
Street improvements; action contesting or enjoining assessments	30 days after passage of ordinance making assessment final	36-39-24
LOSS OF CONSORTIUM		
Action for damages	4 years	9-3-33
MALPRACTICE ACTIONS		
Foreign objects left in body	1 year after negligent or wrongful act or omission is discovered	9-3-72
General limitation	2 years after date on which an injury or death arising from a negligent or wrongful act or omission occurred, but in no event more than 5 years after the date on which the negligent or wrongful act or omission occurred	9-3-71(a), (b)
Incompetent Persons	5 years after the date on which the negligent or wrongful act or omission occurred in the case of persons who are legally incompetent because of mental retardation or mental illness	9-3-73(b), (c)(1)
Minors	2 years after the minor's 5th birthday if the causes of action arose before such minor attained his 5th birthday; in no event may a minor bring an action for medical malpractice after the minor's 10th birthday if such minor was under the age of 5 years on the date on which the negligent or wrongful act occurred, or 5 years from the date of the act if such minor was age 5 years or older	9-3-73(b), (c)(2)
MEDICAID FRAUD		
Forfeiture of property and proceeds obtained		
—Claim for property in rem and in personam proceedings	30 days from service of summons and complaint	49-4-146.3(o)(3), (p)(3)
—Claim for property worth \$25,000 or less	30 days from notice	49-4-146.3(n)
—Demand by owner for hearing	10 days from seizure	49-4-146.3(g)(1)
—Initiation of complaint for forfeiture	30 days from seizure	49-4-146.3(h)(2)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
MILITARY AFFAIRS [See CODE OF MILITARY JUSTICE]		
MISSING PERSONS		
Action for recovery of property by missing persons	2 years after letters or order (NOTE: if missing person is a minor, limitations period extends 2 years from date said person reaches majority)	53-9-6
MORTGAGES		
Redemption of property by mortgagor, where possession given to mortgagee	10 years from the last recognition by the mortgagee of the right of redemption	44-14-42.1
MOTOR VEHICLES		
Franchises; actions arising under Motor Vehicle Franchises Act	4 years (NOTE: if cause is concealed, the period prior to discovery is excluded from the limitations period)	10-1-625
Odometer tampering	2 years from date of violation	40-8-5(h)(2)
MUNICIPALITIES [See LOCAL GOVERNMENT]		
NOTES		
Open accounts	4 years (NOTE: inapplicable to actions for breach of contract for the sale of goods under Title 11, Article 2)	9-3-25
PERSONAL INJURIES		
Action for damages	2 years (NOTE: 34-9-11.1(c) requires that a claim against a third party for an injury or wrongful death be assigned to the claimant's employer or employer's insurer where compensation is payable by an employer pursuant Title 34, Chapter 9 (Workers' Compensation) if the claimant has not brought suit against the third party within 1 year)	9-3-33
PERSONAL PROPERTY		
Damages for conversion or destruction of personal property	4 years	9-3-32
Injuries to personalty	4 years	9-3-31
Recovery of personal property	4 years	9-3-32
PRODUCTS LIABILITY		
Manufacturers of personal property sold as a new property	10 years from the date of the first sale for use or consumption of the property causing the injury	51-1-11(b)(2)
Negligence of manufacturers generally	10 years from the date of the first sale for use or consumption of the property causing the injury	51-1-11(c)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
PROPERTY		
Land registration, assurance fund, actions against	2 years (NOTE: where entitled person is under a disability, the action may be brought within 2 years after removal of the disability, see 44-2-193(c))	44-2-193(a)
Personal property [See PERSONAL PROPERTY]		
Prescription (adverse possession)		
—Mineral rights	7 years	44-5-168(a)
—Personal property	4 years (NOTE: no prescription if property is concealed, removed from State, or otherwise not subject to reclamation)	44-5-177
—With written evidence of title	7 years	44-5-164
—Without written evidence of title	20 years (EXCEPT against State and persons under disabilities as defined in 44-5-170)	44-5-163
Real property [See REAL PROPERTY]		
Suits to set aside for fraud or forgery	7 years from date of transaction or registration	44-2-137(b)
PUBLIC ASSISTANCE		
Medical assistance, claims for	6 months after month in which service is rendered (NOTE: Commissioner may extend period for submission of claims for a period not to exceed 12 months if he finds delay was beyond the control of the provider)	49-4-145
PUBLIC OFFICERS AND EMPLOYEES		
Bonds		
—Actions against surety for breach of bond	3 years	45-8-9
—Actions on bonds of collecting officer, officer to hold public funds, bank, or depository	6 years	45-8-9
RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS (RICO)		
Criminal or civil proceedings	5 years after conduct terminates or the cause of action accrues (NOTE: in certain cases, if State brings RICO action, then running of statute is suspended during pendency of State prosecution or action and for 2 years thereafter)	16-14-8
RAILROADS		
Injuries to or death of employees; employer's liability	2 years	34-7-46
REAL PROPERTY		
Cemetery property; actions for violation of Georgia Cemetery Act of 1983	REPEALED EFFECTIVE JULY 1, 2000	[44-3-130 to 44-3-152]
Covenants restricting land to certain uses		

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
REAL PROPERTY (CONTINUED)		
—Actions for breach	2 years	9-3-29(a)
—Actions for breach as result of failure to pay assessments or fees	4 years	9-3-29(b)
—Actions to enforce	20 years (NOTE: limit applies only in localities that have adopted zoning laws and in counties for which zoning laws: if initial enactment of zoning ordinance expressly acknowledges the continuing application of preordinance covenant, then covenant remains in force in accordance with its terms)	44-5-60(b)
Covenants and scenic easements for use of public	(run in perpetuity)	44-5-60(c)
Damage or trespass	4 years	9-3-30(a)
Partition; setting aside of judgment by parties under disabilities, absent or not notified	12 months after removal of disability or after rendition of judgment if no disability involved	44-6-171
Trespass	4 years (NOTE: actions against manufacturers or suppliers of asbestos or asbestos-containing material, which might otherwise be barred prior to July 1, 1990 by expiration of limitations period, were revived or extended by legislature in 1988; such actions, however, cannot be commenced after July 1, 1990 (see 9-3-30.1))	9-3-30(a)
REPUTATION		
Injury to reputation	1 year	9-3-33
RETAIL INSTALLMENT SALES		
Actions brought under Retail Instrument and Home Solicitation Sales Act	4 years after person bringing action knew or should have known of the alleged violation	10-1-14(a)
RURAL TELEPHONE COOPERATIVES		
Actions against cooperative or foreign corporation where owner has taken no legal actions	6 months after unauthorized occupancy	46-5-97
Rights of way, easements, or occupancy of land; actions against foreign corporation or cooperative generally	12 months	46-5-97
SEALED INSTRUMENTS		
Actions on sealed instruments (seal must be indicated in body of instrument)	20 years	9-3-23
SECURITIES		
Civil liability for unlawful acts	2 years from date of discovery of violation or 5 years after date of violation, whichever is earlier	10-5-58(j)(2)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
SEX DISCRIMINATION		
Collection of unpaid wages	1 year	34-5-5
STATE GOVERNMENT		
Claims against State or any of its departments or agencies for the payment of compensation	2 years after the date of the event giving rise to the claim	28-5-86
Open and public meetings		
—contesting resolution, rule, regulation, ordinance, or other formal action	90 days from date contested action was taken (NOTE: limitations period does not apply to actions contesting a zoning decision of a local governing authority, see 50-14-1(b)(3))	50-14-1(b)(2)
—if meeting held in manner not permitted by law	90 days from date plaintiff knew or should have known of violation, but in no event later than 6 months after contested action	50-14-1(b)(2)
STATUTES		
Enforcement of rights accruing under statutes or by operation of law	20 years (NOTE: all actions for recovery of wages, overtime, or damages and penalties re payment of overtime and wages must be brought within 2 years)	9-3-22
SUBDIVISION OF LAND		
Sales; actions for violation of Georgia Land Sales Act of 1982	2 years from date of contract or date of sale if there is no contract for sale	44-3-8(c)
TAXATION		
Refunds of taxes and license fees by counties and municipalities, claim for refund	3 years after the date of payment or in the case of license fees, 1 year for taxes after the date of payment for license fees	48-5-380(b)
Refunds of taxes and license fees by counties and municipalities, action after denial of refund	if affirmatively denied, 1 year after denial if neither approved or denied within 1 year of the date the claim is filed, then 2 years after the date the claim is filed (NOTE: parties may agree to extend this period if in writing prior to expiration of period)	48-5-380(c)
Annual accounting reports by tax collector or tax commissioner; challenge to approved reports	2 years from date of the approval	48-5-154
Assessment of taxes generally; time for assessment; General Rule	No limit	48-2-49(a)
—Where false or fraudulent return or report is filed	No limit (NOTE: commissioner and taxpayer may agree to extend time for assessment (see 48-2-49(d)), but an action to collect taxes after the assessment period is not permitted (see 48-2-49(f))	48-2-49(c)
—Where return or report is filed	3 years after return or report is filed	48-2-49(b)
Executions; enforcement generally	7 years from date of issue or the time of the last entry upon the tax execution	48-3-21

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
TAXATION (CONTINUED)		
Enforcement of ad valorem taxes of less than \$5	1 year after execution is issued or the taxes became due, whichever is earlier	48-3-21.1(b)
Income tax assessment	See "Assessment of taxes generally; time for assessment" (NOTE: there are a number of exceptions to the general rules with respect to income tax assessments (see 48-7-82(b)))	48-7-82(a)
Intangible recording tax		
—Claim to commissioner for refund after making payment under written protest	30 days after payment	48-6-76(c)
—Court action for denial of refund after making request therefor	60 days after denial (NOTE: commissioner's failure to grant or deny claim for refund with 30 days does not constitute a constructive denial of the claim, see 48-6-76(3))	48-6-76(e)(2)
Real estate transfer tax; claims for refund	1 year after date of collection	48-6-7(a)
Real estate transfer tax; actions after denial of refund	1 year after date of denial of claim	48-6-7(b)
State taxes; actions for refunds	3 years after date of payment of tax or fee to tax commissioner	48-2-35(c)(1)(A)
TIME-SHARE PROJECTS AND PROGRAMS		
Actions generally	1 year after certain specified events	44-3-184
TORT CLAIMS ACT		
Actions brought under Georgia Tort Claims Act		
—Tort claims and causes of actions that accrued between January 1, 1991 and July 1, 1992	2 years after July 1, 1992	50-21-27(b)
—Tort claims and causes of actions that accrued on or after July 1, 1992	2 years after the loss was or should have been discovered (NOTE: statutes of repose and tolling provisions provided elsewhere in the Code apply, 50-21-27(d),(e))	50-21-27(c)
TRADE SECRETS		
Actions for misappropriation	5 years (after the misappropriation is discovered or by the exercise of reasonable diligence should have been discovered)	10-1-766
TRESPASS		
Realty	4 years	9-3-30(a)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
TRUSTEES		
Actions by beneficiaries for breach of trust	REPEALED EFFECTIVE JULY 1, 2010	[53-12-196 to 53-12-199]
Claims accrued prior to July 1, 1991	REPEALED EFFECTIVE JULY 1, 2010	[53-12-196 to 53-12-199]
Recovery of property by missing persons	2 years after letters or order (NOTE: if missing person is a minor, limitations period extended 2 years from date said person reaches majority)	53-9-6
Successor trustee's claim against predecessor	REPEALED EFFECTIVE JULY 1, 2010	[53-12-196 to 53-12-199]
Trustee's claim against cotrustee	REPEALED EFFECTIVE JULY 1, 2010	[53-12-196 to 53-12-199]
USURY		
Forfeiture of interest	(1 year minimum limitations period)	7-4-10(d)
WAGES		
Actions to recover wages, overtime, or damages accruing under law respecting payment of wages and overtime	2 years	9-3-22
Minimum wage law	3 years	34-4-6
WAREHOUSEMEN		
Actions on bonds	not less than 120 days or more than 547 days from the initial date of public notification of the breach	10-4-14(a)
—Additional complaints for breach of same bond	60 days following initial public notification of breach	10-4-14(a)
—Damages for breach as provided in 10-4-12	180 days of alleged breach	10-4-14(a)
WORKERS' COMPENSATION		
Claims, generally	1 year after injury (NOTE: if payment of weekly benefits has been made or remedial treatment has been furnished, the period is 1 year after last treatment OR 2 years after last payment)	34-9-82(a)
Death	1 year after death	34-9-82(b), 34-9-281(b)(2)
Occupational disease compensation; filing of claims		
—Generally	1 year after the date the employer knew or, in the exercise of reasonable diligence, should have known of the disablement and its relationship to the employment (NOTE: in no event may the claim be filed more than 7 years after the last injurious exposure to the hazard)	34-9-281(b)(2)

AREA OF LAW	LIMITATIONS PERIOD	STATUTE
WORKERS' COMPENSATION (CONTINUED)		
—Mesothelioma or asbestosis	1 year from the date of the first disablement after the diagnosis of such disease	34-9-281(b)(2)
—Death	1 year from date of death (if not barred during employee's lifetime)	34-9-281(b)(2)
SPECIAL NOTE TO USERS		
These statutes of limitations do not apply to any person who is mentally incompetent or to a minor dependent, as long as he has no guardian or trustee, or to a person who proceeds in good faith against a corporation supposed to be a legal entity, but which is proved to be defunct because of the expiration of its charter.		34-9-86