

Senate Bill 216

By: Senators Brush of the 24th and Cheeks of the 23rd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 12-7-6 of the Official Code of Georgia Annotated, relating to the
2 minimum requirements for rules, regulations, ordinances, or resolutions relative to the
3 control of soil erosion and sedimentation, so as to change certain provisions relating to the
4 maximum allowable turbidity allowed in storm-water runoff; 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 12-7-6 of the Official Code of Georgia Annotated, relating to the minimum
9 requirements for rules, regulations, ordinances, or resolutions relative to the control of soil
10 erosion and sedimentation, is amended by striking paragraph (2) of subsection (a) and
11 inserting in lieu thereof the following:

12 "(2) A discharge of storm-water runoff from disturbed areas where best management
13 practices have not been properly designed, installed, and maintained shall constitute a
14 separate violation of any land-disturbing permit issued by a local issuing authority or by
15 the division or of any general permit for construction activities issued by the division
16 pursuant to subsection (f) of Code Section 12-5-30 for each day on which such discharge
17 results in the turbidity of receiving waters being increased by more than ~~25~~ 500
18 nephelometric turbidity units for waters supporting warm water fisheries or by more than
19 ten nephelometric turbidity units for waters classified as trout waters. The turbidity of the
20 receiving waters shall be measured in accordance with guidelines to be issued by the
21 director."

22 **SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.