

Senate Bill 348

By: Senators Butler of the 55th, Thomas of the 10th, Stokes of the 43rd, Adelman of the 42nd, Thomas of the 54th and Henson of the 41st

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 12-8-40.1 of the Official Code of Georgia Annotated, relating to
2 scrap tire disposal and storage, so as to provide that each county and municipality in the state
3 shall adopt and enforce an ordinance regulating the storage of used tires; to provide for
4 related matters; to repeal 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 12-8-40.1 of the Official Code of Georgia Annotated, relating to scrap tire
8 disposal and storage, is amended by striking paragraph (6) of subsection (i) and inserting in
9 its place a new paragraph to read as follows:

10 ~~"(6) Nothing in this part shall affect the right of any Each municipality or county shall~~
11 ~~have the right and the responsibility to abate or and provide for the clean up of scrap tires~~
12 ~~or and scrap tire materials which are a threat or potential threat to human health or the~~
13 ~~environment within its jurisdiction. Each county and municipality shall adopt and~~
14 ~~commence enforcement of an ordinance for this purpose not later than January 1, 2004.~~
15 The division may reimburse such local governments for such actions in accordance with
16 procedures approved by the board."

17 style="text-align:center">**SECTION 2.**

18 All laws and parts of laws in conflict with this Act are repealed.