

Senate Bill 88

By: Senators Bulloch of the 11th, Hudgens of the 47th and Kemp of the 46th

**AS PASSED**

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 1 of Chapter 12 of Title 2 of the Official Code of Georgia Annotated, the  
2 "Georgia Fertilizer Act of 1997," so as to preempt certain local ordinances relating to  
3 fertilizer; to provide certain exemptions; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

6 Article 1 of Chapter 12 of Title 2 of the Official Code of Georgia Annotated, the "Georgia  
7 Fertilizer Act of 1997," is amended by adding a new Code section to read as follows:

8 "2-12-22.

9 (a) No county, municipal corporation, consolidated government, or other political  
10 subdivision of this state shall adopt or continue in effect any ordinance, rule, regulation,  
11 or resolution regulating the registration, labeling, packaging, sale, storage, transportation,  
12 distribution, use, or application of fertilizer.

13 (b) This Code section shall in no way prohibit or impair the legal right of any county,  
14 municipal corporation, consolidated government, or other political subdivision of this state  
15 to issue business licenses or to make zoning decisions."

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

17 All laws and parts of laws in conflict with this Act are repealed.