

House Bill 1453

By: Representatives McCall of the 30th, Lakly of the 72nd, Cole of the 125th, Jenkins of the 8th, and Benfield of the 85th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 12-8-40.2 of the Official Code of Georgia Annotated, relating to
2 yard trimming disposal restrictions, so as to provide certain exemptions from such
3 restrictions at certain times and for certain cities, counties, and solid waste authorities; to
4 repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 12-8-40.2 of the Official Code of Georgia Annotated, relating to yard trimming
8 disposal restrictions, is amended by adding a new subsection to read as follows:

9 "(d)(1)(A) For purposes of this paragraph, the board shall establish and maintain rules
10 or regulations as to crude oil cost adjustments. Such rules shall include the
11 determination and use of an appropriate index that reflects the effects of inflation and
12 deflation upon the price of crude oil per barrel. The rules may use for such purpose the
13 price of oil per barrel as quoted by the index published by Bloomberg Financial
14 Services or another comparable index, if the board determines that such index reflects
15 the effects of inflation and deflation on the price of crude oil.

16 (B) The provisions of subsection (a) of this Code section shall not apply whenever the
17 cost of crude oil adjusted for inflation as determined by the index adopted by the board
18 pursuant to subparagraph (A) of this paragraph is greater than \$20.14 per barrel in 1992
19 dollars.

20 (2) The provisions of subsection (a) of this Code section shall not apply to any city or
21 county that is under an air quality nonattainment order by the United States
22 Environmental Protection Agency;

23 provided, however, that nothing in this subsection shall prohibit any city, county, or solid
24 waste authority that certifies to the division that such city stockpiles its compost in a
25 compost site for distribution and does not store it in an inert, construction and demolition,

1 or municipal solid waste landfill from imposing any of the restrictions in subsection (a) of
2 this Code section."

3 **SECTION 2.**

4 All laws and parts of laws in conflict with this Act are repealed.