

The House Committee on Natural Resources and Environment offers the following substitute to SB 352:

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 50-13-4 of the Official Code of Georgia Annotated, relating to
2 procedural requirements for adoption, amendment, or repeal of rules, emergency rules,
3 limitation on actions to contest rules, and legislative override, so as to change certain
4 exemptions from legislative override; to provide an effective date; to repeal conflicting laws;
5 and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 50-13-4 of the Official Code of Georgia Annotated, relating to procedural
9 requirements for adoption, amendment, or repeal of rules, emergency rules, limitation on
10 actions to contest rules, and legislative override, is amended by revising subsections (g)
11 and (i) as follows:

12 "(g)(1) Subsection (f) of this Code section shall not apply to the Environmental
13 Protection Division of the Department of Natural Resources as to any rule for which, as
14 part of the notice required by paragraph (1) of subsection (a) of this Code section, the
15 director of the division certifies that such rule is required for compliance with federal
16 statutes or regulations or to exercise certain powers delegated by the federal government
17 to the state to implement federal statutes or regulations, but paragraph (2) of this
18 subsection shall apply to the Environmental Protection Division of the Department of
19 Natural Resources as to any rule so certified. As part of such certification, the director
20 shall cite the specific section or sections of federal statutes or regulations which the
21 proposed rule is intended to comply with or implement. General references to the name
22 or title of a federal statute or regulation shall not suffice for the purposes of this
23 paragraph. Any proposed rule or rules that are subject to this paragraph shall be noticed
24 separately from any proposed rule or rules that are not subject to this paragraph.

25 (2) In the event the ~~chairman~~ chairperson of any standing committee to which a proposed
26 rule ~~relative to the Environmental Protection Division of the Department of Natural~~

