

The House Committee on Governmental Affairs offers the following substitute to HB 1034:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to
2 general provisions applicable to counties and municipalities, so as to provide for
3 nonexclusive franchise agreements with respect to certain open top rolloff dumpsters; to
4 provide that certain exclusive franchise agreements are against public policy; to provide for
5 related matters; to provide an effective date; to repeal conflicting laws; and for other
6 purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to general
10 provisions applicable to counties and municipalities, is amended by adding a new Code
11 section to read as follows:

12 "36-60-26.

13 The governing authority of any county or municipality in this state is authorized to enter
14 into nonexclusive franchise agreements with private persons, firms, associations, or
15 corporations with respect to open top rolloff dumpsters which are 22 feet or less in length
16 placed at construction sites for the collection and disposal of construction debris or inert
17 debris. Such governing authority shall not impose any fee for such nonexclusive franchise
18 agreements. It shall be against the public policy of this state for the governing authority
19 of any county or municipality to enter into an exclusive franchise agreement with private
20 persons, firms, associations, or corporations with respect to such dumpsters to be placed
21 at such sites."

22 **SECTION 2.**

23 This Act shall become effective upon its approval by the Governor or upon its becoming law
24 without such approval.

1

SECTION 3.

2 All laws and parts of laws in conflict with this Act are repealed.