

The Senate Special Judiciary Committee offered the following substitute to HB 219:

A BILL TO BE ENTITLED  
AN ACT

1 To provide a short title; to amend Part 3 of Article 8 of Chapter 1 of Title 10 of the Official  
2 Code of Georgia Annotated, relating to antifreeze, so as to provide that antifreeze sold in this  
3 state containing more than 10 percent ethylene glycol shall include denatonium benzoate as  
4 an aversive agent to render it unpalatable; to provide for applicability; to provide for a  
5 limitation on liability; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 SECTION 1.

8 This Act shall be known and may be cited as "Chief's Law."

9 SECTION 2.

10 Part 3 of Article 8 of Chapter 1 of Title 10 of the Official Code of Georgia Annotated,  
11 relating to antifreeze, is amended by adding a new Code section to read as follows:

12 "10-1-202.1.

13 (a) Antifreeze sold in this state that is manufactured after July 1, 2011, containing more  
14 than 10 percent ethylene glycol shall include denatonium benzoate at a minimum of 30  
15 parts per million and a maximum of 50 parts per million as an aversive agent to render the  
16 antifreeze unpalatable.

17 (b) The requirements of subsection (a) of this Code section apply only to manufacturers,  
18 packagers, distributors, recyclers, or sellers of antifreeze. Such provisions shall not apply  
19 to the sale of a motor vehicle, as defined in Code Section 40-1-1, that contains engine  
20 coolant or antifreeze or to wholesale containers of engine coolant or antifreeze containing  
21 55 gallons or more of engine coolant or antifreeze.

22 (c) A manufacturer, packager, distributor, recycler, or seller of antifreeze that is required  
23 to contain an aversive agent pursuant to this Code section shall not be liable to any person  
24 for personal injury, death, property damage, damage to the environment including without  
25 limitation natural resources, or economic loss that results solely from the inclusion of

26 denatonium benzoate in the antifreeze; provided, however, that such limitation on liability  
27 is only applicable if denatonium benzoate is included in engine coolant or antifreeze in the  
28 concentrations mandated by subsection (a) of this Code section. Such limitation on  
29 liability shall not apply to a particular liability to the extent that the cause of that liability  
30 is unrelated to the inclusion of denatonium benzoate in antifreeze."

31 **SECTION 3.**

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