

House Bill 491

By: Representatives Williams of the 178th, Smith of the 70th, Keen of the 179th, Morris of the 155th, Burkhalter of the 50th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 12-8-39 of the Official Code of Georgia Annotated, relating to fees
2 and surcharges relative to solid waste disposal facilities, so as to increase a surcharge; to
3 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 Code Section 12-8-39 of the Official Code of Georgia Annotated, relating to fees and
7 surcharges relative to solid waste disposal facilities, is amended by revising subsection (e)
8 as follows:

9 ~~"(e) After July 1, 1992, owners or operators of any solid waste disposal facility other than~~
10 ~~an inert waste landfill as defined in regulations promulgated by the board or a private~~
11 ~~industry solid waste disposal facility shall assess and collect on behalf of the division from~~
12 ~~each disposer of waste a surcharge of 50¢ per ton of solid waste disposed. From July 1,~~
13 ~~2003, through June 30, 2008, said surcharge shall be 65¢ per ton of solid waste disposed.~~
14 ~~After July 1, 2008, said surcharge shall be~~ and until July 1, 2009, owners or operators of
15 any solid waste disposal facility other than an inert waste landfill as defined in regulations
16 promulgated by the board or a private industry solid waste disposal facility shall assess and
17 collect on behalf of the division from each disposer of waste a surcharge of 75¢ per ton of
18 solid waste disposed; on and after July 1, 2009, said surcharge shall be \$2.25 per ton. Two
19 percent of said surcharges collected may be retained by the owner or operator of any solid
20 waste disposal facility collecting said surcharge to pay for costs associated with collecting
21 said surcharge. ~~Surcharges assessed and collected on behalf of the division shall be paid~~
22 ~~to the division on July 1, 1993, for the period July 1, 1992, through December 31, 1992.~~
23 All ~~subsequent~~ payments shall be due on the first day of July of each year for the preceding
24 calendar year."

25

SECTION 2.

26 All laws and parts of laws in conflict with this Act are repealed.