

House Bill 613

By: Representative Mills of the 25th

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 roll off dumpsters; to
4 provide that certain exclusive franchise agreements are against public policy; to provide for
5 related matters; to provide for notice of displacement of residential solid waste collection
6 firms by counties and cities; to provide an effective date; to repeal conflicting laws; and for
7 other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 style="text-align:center">**SECTION 1.**

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

13 "36-60-27.

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

22 36-60-28.

23 No firms providing residential solid waste collection services in a portion or all of a county
24 or municipality shall be displaced by such county or municipality from providing
25 residential solid waste collection services in any area of the county or municipality unless

26 the county or municipality provides public notice of its intention to displace such firms at
27 least two years in advance of such displacement."

28 **SECTION 2.**

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

31 **SECTION 3.**

32 All laws and parts of laws in conflict with this Act are repealed.