

Senate Bill 198

By: Senators Tolleson of the 20th, Harp of the 29th and Bulloch of the 11th

**AS PASSED SENATE**

**A BILL TO BE ENTITLED  
AN ACT**

1 To amend Code Section 12-9-46 of the Official Code of Georgia Annotated, relating to the  
2 power of the Board of Natural Resources to regulate air quality in nonattainment areas in this  
3 state, so as to provide the costs to be covered by the fee charged by emission inspection  
4 stations shall include the activities of the director of the Environmental Protection Division  
5 necessary to achieve compliance with state and federal clean air laws; to provide for related  
6 matters; to provide for an effective date; to repeal conflicting laws; and for other purposes.

7 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

8 **SECTION 1.**

9 Code Section 12-9-46 of the Official Code of Georgia Annotated, relating to the power of  
10 the Board of Natural Resources to regulate air quality in nonattainment areas in this state, is  
11 amended by revising paragraph (11) of subsection (a) as follows:

12 "(11) To prescribe by rule or regulation an administrative fee to be collected by the  
13 director from each emission inspection station in a manner determined by the board by  
14 rule or regulation to cover the direct and indirect cost of:

15 (A) Required ~~required~~ and adequate oversight to confirm that inspections are being  
16 done in a proper and adequate manner, including, without limitation, the operation and  
17 maintenance of a data system and network for emission inspection data and related  
18 information; the performance of audits and quality control and quality assurance for  
19 certified emission inspection stations and licensed inspectors; the dissemination of  
20 information to individuals, corporations, governmental agencies, and any other entity  
21 regarding emission inspection requirements and related information; and the issuance  
22 of waivers, exemptions, and extensions of the emission inspection requirement;

23 (B) Activities of the director within designated nonattainment areas that are necessary  
24 to achieve compliance with this article and the federal Clean Air Act including, without  
25 limitation, ambient monitoring, attainment plan development, maintenance plan

26 development, emission inventories, data analysis, and coordination and consultation  
27 with other governmental planning organizations; and  
28 (C) Any any other requirements that the board determines are appropriate to  
29 implement, enforce, and ensure compliance with the requirements of this article and the  
30 rules and regulations promulgated pursuant to this article; provided, however, that  
31 \$1.00 of each such administrative fee shall be remitted to the county for each  
32 responsible motor vehicle that is registered in that county; and"

33 **SECTION 2.**

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

36 **SECTION 3.**

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