

Senate Bill 156

By: Senators Tolleson of the 20th, Wilkinson of the 50th and Hill of the 4th

**AS PASSED SENATE**

**A BILL TO BE ENTITLED  
AN ACT**

1 To amend Code Section 12-4-72 of the Official Code of Georgia Annotated, relating to  
2 definitions relative to surface mining, so as to revise a definition; to repeal conflicting laws;  
3 and for other purposes.

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

5 **SECTION 1.**

6 Code Section 12-4-72 of the Official Code of Georgia Annotated, relating to definitions  
7 relative to surface mining, is amended by revising paragraph (1.1) as follows:

8 "(1.1) 'Borrow pit' means an excavated area where naturally occurring earthen materials  
9 are to be removed for use as ordinary fill at another location. Such term shall not include  
10 excavated areas of fewer than five acres which are incidental to forestry land  
11 management and from which no earthen material is removed for sale."

12 **SECTION 2.**

13 All laws and parts of laws in conflict with this Act are repealed.