

**LOST**

Senators Tolleson of the 20th and Burke of the 11th offered the following amendment:

1 *Amend HB 402 (LC 40 0361S) by striking line 4 and inserting in lieu thereof the following:*  
 2 amend Code Section 12-7-6 of the Official Code of Georgia Annotated, relating to best  
 3 management practices for soil erosion and sedimentation, so as to provide for exceptions; to  
 4 repeal conflicting laws; and for other purposes.

5 *By inserting between lines 108 and 109 the following:* Code Section 12-7-6 of the Official  
 6 Code of Georgia Annotated, relating to best management practices for soil erosion and  
 7 sedimentation, is amended in subsection (b) by revising the introductory language in  
 8 subparagraph (15)(A), adding new divisions in subparagraph (15)(A), and by adding a new  
 9 subparagraph in paragraph (16) as follows:

10 "(15)(A) There is established a 25 foot buffer along the banks of all state waters, as .  
 11 The 25 foot buffer for state waters other than coastal marshlands and impoundments  
 12 shall be measured horizontally from the point where vegetation has been wrested by  
 13 normal stream flow or wave action, except. The 25 foot buffer for coastal marshlands  
 14 shall be measured horizontally inland from the interface between jurisdictional coastal  
 15 marshlands, as defined in paragraph (3) of Code Section 12-5-282, and the upland. The  
 16 25 foot buffer for impoundments shall be measured horizontally from the full pool  
 17 elevation of the impoundment. The following exceptions are provided:"

18 "(vii) Fresh-water wetlands and grass lined impoundments that do not have a point  
 19 where vegetation has been wrested by normal stream flow or wave action; or  
 20 (viii) Existing bulkheads, seawalls, and other hard-armored waters of the state;  
 21 provided, however, that this exception shall not apply to the construction of  
 22 bulkheads, seawalls, or other hard-armoring on any waters of the state, including  
 23 coastal marshlands as defined in paragraph (3) of Code Section 12-5-282."

24 "(D) The following exceptions are provided:

25 (i) Fresh-water wetlands and grass lined impoundments that do not have a point  
 26 where vegetation has been wrested by normal stream flow or wave action; or  
 27 (ii) Existing bulkheads, seawalls, and other hard-armored waters of the state;  
 28 provided, however, that this exception shall not apply to the construction of  
 29 bulkheads, seawalls, or other hard-armoring on any waters of the state, including  
 30 coastal marshlands as defined in paragraph (3) of Code Section 12-5-282."

**SECTION 8.**