

Senate Bill 461

By: Senators Anderson of the 24th, Black of the 8th, Dugan of the 30th, Ginn of the 47th,
Stone of the 23rd and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 12 of Title 2 of the Official Code of Georgia Annotated,
2 relating to soil amendments, so as to authorize further regulation of soil amendments derived
3 from industrial by-products by local governments; to provide for related matters; to repeal
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

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

7 Article 3 of Chapter 12 of Title 2 of the Official Code of Georgia Annotated, relating to soil
8 amendments, is amended by revising Code Section 2-12-80, relating to promulgation and
9 adoption of rules and regulations and sharing of information, as follows:

10 "2-12-80.

11 The Commissioner is authorized to ~~promulgate~~:

12 (1) Promulgate and adopt such rules and regulations as may be necessary to enforce this
13 article. Such regulations may relate to, but shall not be limited to, methods of inspection
14 and examination, designation of ingredients, and identity of products. ~~The Commissioner~~
15 ~~is also authorized to promulgate~~;

16 (2) Promulgate and adopt rules and regulations relative to soil amendments derived from
17 industrial by-products which may include, but not be limited to, application rates, proper
18 conditions for application, application record keeping and retention, development and use
19 of site-specific nutrient management plans, and storage and containment in or on lands
20 where soil amendments are applied; provided, however, that such rules and regulations
21 shall serve as minimum standards where the governing authority of a county or municipal
22 corporation by local ordinance or resolution may further regulate the application of soil
23 amendments derived from industrial by-products. ~~The Commissioner is further~~
24 ~~authorized to share; and~~

25 (3) Share such information and consult with other agencies such as, but not limited to,
26 the Environmental Protection Division of the Department of Natural Resources and the
27 United States Department of Agriculture's Natural Resources Conservation Service."

28 **SECTION 2.**

29 All laws and parts of laws in conflict with this Act are repealed.