

Senate Bill 260

By: Senator Harper of the 7th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 2-12-80 of the Official Code of Georgia Annotated, relating to
2 promulgation and adoption of rules and regulations and sharing of information, so as to
3 exclude certain soil amendments from regulation; to limit locally adopted buffers and
4 setbacks; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 2-12-80 of the Official Code of Georgia Annotated, relating to promulgation
8 and adoption of rules and regulations and sharing of information, is amended by revising
9 subparagraph (B) of paragraph (1) as follows:

10 "(B) Rules and regulations relative to soil amendments derived from industrial
11 by-products which may include, but not be limited to, application rates, proper conditions
12 for application, application record keeping and retention, development and use of
13 site-specific nutrient management plans, and storage and containment in or on lands
14 where soil amendments are applied, but shall exclude forest products, soil amendments
15 derived from industrial by-products generated solely from forest products, slates, clays,
16 shells, gypsum, and lime; provided, however, that pursuant to Code Section 2-1-6, no

17 local government shall be prohibited or impaired from adopting or enforcing any zoning
18 ordinance, including the adoption of buffers and setbacks; provided, further, that no such
19 buffer or setback shall exceed 100 feet in width; and"

20 **SECTION 2.**

21 All laws and parts of laws in conflict with this Act are repealed.