

Senate Bill 260

By: Senator Harper of the 7th

AS PASSED SENATE

**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 amend Code Section 43-51-6 of the Official Code of Georgia Annotated, relating
5 to certification of operators of water or wastewater treatment plants and laboratory analysts,
6 renewal, continuing education, and training period, so as to provide for a registration fee for
7 board approved continuing education providers; to provide for related matters; to repeal
8 conflicting laws; and for other purposes.

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

10 **SECTION 1.**

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

14 "(B) Rules and regulations relative to soil amendments derived from industrial
15 by-products which may include, but not be limited to, application rates, proper
16 conditions for application, application record keeping and retention, development and

use of site-specific nutrient management plans, and storage and containment in or on lands where soil amendments are applied, but shall exclude forest products, soil amendments derived from industrial by-products generated solely from forest products, excluding chemical by-products of pulp digestion, slates, clays, shells, gypsum, and lime; provided, however, that pursuant to Code Section 2-1-6, no local government shall be prohibited or impaired from adopting or enforcing any zoning ordinance, including the adoption of buffers and setbacks; provided, further, that no such buffer or setback shall exceed 100 feet in width; and"

SECTION 2.

Code Section 43-51-6 of the Official Code of Georgia Annotated, relating to certification of operators of water or wastewater treatment plants and laboratory analysts, renewal, continuing education, and training period, is amended by revising subsection (d) as follows:

"(d) Any certificate granted under this chapter shall be renewable biennially. Application for renewal of certificates shall be accompanied by a renewal fee in an amount established by the board. The board shall be authorized to require continuing education as a condition of certificate renewal and to assess a registration fee to board approved continuing education providers. The board shall be authorized to waive the continuing education requirement in cases of hardship, disability, or illness or under such other circumstances as the board deems appropriate."

SECTION 3.

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