

House Bill 1511

By: Representatives Smith of the 18th, Greene of the 151st, Mathis of the 144th, Jenkins of the 132nd, and Evans of the 57th

A BILL TO BE ENTITLED
AN ACT

1 To amend Part 1 of Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia
2 Annotated, relating to the "Georgia Comprehensive Solid Waste Management Act," so as to
3 prohibit the permitting of new municipal solid waste landfills if construction of any portion
4 of such landfill site will require the filling of any perennial stream where the Tallapoosa
5 darter (*Etheostoma tallapoosae*), a species protected pursuant to Article 5 of Chapter 3 of
6 Title 27, the "Endangered Wildlife Act of 1973," may be found; to provide for related
7 matters; to repeal conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 Part 1 of Article 2 of Chapter 8 of Title 12 of the Official Code of Georgia Annotated,
11 relating to the "Georgia Comprehensive Solid Waste Management Act," is amended by
12 adding a new Code section to read as follows:

13 "12-8-42.

14 No permit shall be issued for any new municipal solid waste landfill if construction of any
15 portion of the site will require the filling of any perennial stream where the Tallapoosa

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16 darer (Etheostoma tallapoosae), a species protected pursuant to Article 5 of Chapter 3 of
17 Title 27, the "Endangered Wildlife Act of 1973," may be found."

18 **SECTION 2.**

19 All laws and parts of laws in conflict with this Act are repealed.