

House Bill 774

By: Representatives Allen of the 40th, Wilkerson of the 38th, Dreyer of the 59th, Jones of the 53rd, Anulewicz of the 42nd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 1 of Chapter 9 of Title 12 of the Official Code of Georgia Annotated,
2 relating to air quality, so as to provide for the reporting of any unpermitted release of
3 ethylene oxide to the Environmental Protection Division; to provide for public notification
4 of such releases by the Environmental Protection Division; to provide for related matters; to
5 repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 1 of Chapter 9 of Title 12 of the Official Code of Georgia Annotated, relating to air
9 quality, is amended in subsection (a) of Code Section 12-9-7, relating to permit required,
10 application, issuance, revocation, suspension, or amendment, as follows:

11 "12-9-7.

12 (a)(1) No person shall, and it shall be unlawful and a violation of this article to,
13 construct, install, modify, own, or operate any facility or stationary source or any
14 equipment, device, article, or process capable of causing or contributing to the emission
15 of air contaminants from such source or facility or designed to prevent air pollution from
16 such facility or source unless permitted by and in compliance with a permit from the
17 director. A permit shall be issued to an applicant on evidence satisfactory to the director
18 of compliance with this article and any standards, limitations, requirements, or rules and
19 regulations pursuant to this article. Notwithstanding any other provision of this article,
20 the director shall not issue a Title V permit to a facility or source if the administrator
21 objects in writing and in a timely manner to the issuance of such permit.

22 (2) As a condition of a permit, any unpermitted release of ethylene oxide, regardless of
23 the amount, shall be reported to the division via email within 24 hours of discovering
24 such release. Such information shall be made publicly available on the division's
25 website. Any person who violates such reporting requirement shall be subject to
26 penalties under Article 1 of this chapter."

27

SECTION 2.

28 All laws and parts of laws in conflict with this Act are repealed.