

The House Committee on Natural Resources and Environment offers the following substitute to HB 857:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 9 of Title 12 of the Official Code of Georgia Annotated, relating to
2 prevention and control of air pollution, so as to prohibit the burning of certain chemically
3 treated wood products for purposes of commercial energy generation; to provide for related
4 matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 9 of Title 12 of the Official Code of Georgia Annotated, relating to prevention and
8 control of air pollution, is amended in subsection (c) of Code Section 12-9-7, relating to
9 permit required, application, issuance, revocation, suspension, or amendment, by adding a
10 new paragraph to read as follows:

11 "(3.1) Permits issued for biomass boilers shall prohibit the use of railroad ties treated
12 with creosote compounds or treated with naphthenate compounds for purposes of
13 commercial electricity generation, unless the boiler also provides steam or electricity to
14 any co-located forest products processing plant."

15 **SECTION 2.**

16 This Act shall become effective upon its approval by the Governor or upon its becoming law
17 without such approval.

18 **SECTION 3.**

19 All laws and parts of laws in conflict with this Act are repealed.