

Senate Bill 333

By: Senators Tolleson of the 20th, Ginn of the 47th, Davis of the 22nd and Golden of the 8th

**AS PASSED SENATE**

A BILL TO BE ENTITLED

AN ACT

1 To amend Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to permit  
 2 applications and appeals procedures relative to laws enforced by the Environmental  
 3 Protection Division of the Department of Natural Resources, so as to establish that persons  
 4 are not aggrieved by listings on the hazardous site inventory that occur after a certain date;  
 5 to provide for an effective date; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 12-2-2 of the Official Code of Georgia Annotated, relating to permit  
 9 applications and appeals procedures relative to laws enforced by the Environmental  
 10 Protection Division of the Department of Natural Resources, is amended by revising  
 11 subparagraph (c)(3)(B) as follows:

12 "(B) Persons are not aggrieved or adversely affected by the listing of property in the  
 13 hazardous site inventory in accordance with Code Section 12-8-97 if such property was  
 14 so listed prior to July 1, 2014, nor are persons aggrieved or adversely affected by an  
 15 order of the director issued pursuant to Part 2 of Article 3 of Chapter 8 of this title, the  
 16 'Georgia Hazardous Site Response Act,' unless or until the director seeks to recover  
 17 response costs, enforce the order, or recover a penalty for violation of such order;  
 18 provided, however, that persons are aggrieved or adversely affected if the director  
 19 designates property as needing corrective action pursuant to paragraph (8) of subsection  
 20 (a) of Code Section 12-8-97. Any person aggrieved or adversely affected by any such  
 21 listing occurring after July 1, 2014, or any such designation shall be entitled to a  
 22 hearing as provided in Code Section 12-8-73."

23 **SECTION 2.**

24 This Act shall become effective on July 1, 2014.

25

**SECTION 3.**

26 All laws and parts of laws in conflict with this Act are repealed.