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CHAMBER ACTION

<u>Senate</u>	.	<u>House</u>
Comm: RCS	.	
4/9/2008	.	
	.	
	.	

1 The Committee on Environmental Preservation and Conservation
 2 (Gaetz) recommended the following **amendment**:

3
 4 **Senate Amendment (with directory and title amendments)**

5 Delete lines 19-47

6 and insert:

7 (5) (a) The department may not issue a ~~construction~~ permit
 8 under pursuant to this part for construction of a new solid waste
 9 landfill within 3,000 feet of Class I surface waters.

10 (b) The department shall conduct a study regarding the
 11 appropriate distance a Class I landfill should be located from a
 12 Class III surface waters, as well as the extent to which water
 13 flow affects the carriage of pollutants to and from potable water
 14 sources and existing landfills. The results of this study shall
 15 be reported to the President of the Senate, the Speaker of the
 16 House of Representatives, and the Governor by February 1, 2009.

17 The department shall develop standards and procedures for



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18 conducting the study and shall make recommendations to the
19 Legislature regarding the expansion or construction of Class I
20 landfills in the state upon the study's conclusion.

21 (8) (a) The department may refuse to issue a permit to an
22 applicant who by past conduct in this state has repeatedly
23 violated pertinent statutes, rules, or orders or permit terms or
24 conditions relating to any solid waste management facility and
25 who is deemed to be irresponsible as defined by department rule.

26 (b) The department may not approve an application for the
27 construction of a new Class I landfill or the expansion of an
28 existing Class I landfill if, in an enforcement notice or order,
29 the department finds that in the 3-year period before the date of
30 the department's decision the applicant violated a state

31 ===== T I T L E A M E N D M E N T =====

32 And the title is amended as follows:

33 Delete lines 2-11

34 and insert:

35 An act relating to the permitting of landfills; amending
36 s. 403.707, F.S.; requiring the Department of
37 Environmental Protection to conduct a study concerning the
38 location of landfills and report to the Governor and the
39 Legislature; prohibiting the permitting of Class I
40 landfills if the department finds that the applicant has
41 violated certain laws during a specified period; defining
42 the term "applicant";