

By the Committee on Environmental Preservation and Conservation;
and Senator Gaetz

592-05311-10

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1 A bill to be entitled
2 An act relating to solid waste disposal; amending s.
3 403.708, F.S.; authorizing the disposal of yard trash
4 at a Class I landfill if the landfill has a system for
5 collecting landfill gas and arranging for the reuse of
6 the gas and has obtained a minor permit modification;
7 providing an effective date.
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9 Be It Enacted by the Legislature of the State of Florida:
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11 Section 1. Paragraph (c) of subsection (12) of section
12 403.708, Florida Statutes, is amended to read:

13 403.708 Prohibition; penalty.—

14 (12) A person who knows or should know of the nature of the
15 following types of solid waste may not dispose of such solid
16 waste in landfills:

17 (c) Yard trash in lined landfills classified by department
18 rule as Class I landfills, unless the landfill uses an active
19 gas-collection system to collect landfill gas generated at the
20 disposal facility and provides or arranges for a beneficial
21 reuse of the gas. A qualifying permitted Class I landfill must
22 obtain a minor permit modification to its operating permit which
23 describes the beneficial use being made of the landfill gas and
24 modifies the facility's operation plan before receiving yard
25 trash as authorized by this paragraph. The permittee must
26 certify that gas collection and beneficial use will continue
27 after closure of the disposal unit that is accepting yard trash.
28 Yard trash that is source separated from solid waste may be
29 accepted at a solid waste disposal area where separate yard

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30 trash composting facilities are provided and maintained. The
31 department recognizes that incidental amounts of yard trash may
32 be disposed of in Class I landfills. In any enforcement action
33 taken pursuant to this paragraph, the department shall consider
34 the difficulty of removing incidental amounts of yard trash from
35 a mixed solid waste stream.

36 Section 2. This act shall take effect July 1, 2010.