



824484

LEGISLATIVE ACTION

Senate	.	House
	.	
	.	
	.	
	.	
	.	

Senator Gaetz moved the following:

Senate Amendment (with title amendment)

Delete lines 17 - 41

and insert:

(c)1. Yard trash in lined landfills classified by department rule as Class I landfills, unless the Class I landfill uses an active gas-collection system to collect landfill gas generated at the disposal facility and provides or arranges for a beneficial use of the gas. A Class I landfill may also accept yard trash for the purpose of mulching and using the yard trash to provide landfill cover for municipal solid waste disposed at the landfill. The department shall, by rule, develop and adopt a methodology to award recycling credit for the use or



824484

14 disposal of yard trash at a Class I landfill having a gas-
15 collection system that makes beneficial use of the collected
16 landfill gas. A qualifying permitted Class I landfill must
17 obtain a minor permit modification to its operating permit which
18 describes the beneficial use being made of the landfill gas and
19 modifies the facility's operation plan before receiving yard
20 trash as authorized under this subparagraph. The permittee must
21 certify that gas collection and beneficial use will continue
22 after closure of the disposal facility that is accepting yard
23 trash. If the landfill is located in a county that owns and
24 operates a compost facility, waste-to-energy facility, or
25 biomass facility that sells renewable energy to a public utility
26 and that is authorized to accept yard trash, the department
27 shall provide the county with notice of, and opportunity to
28 comment on, the application for permit modification.

29 2. Yard trash that is source separated from solid waste may
30 be accepted at a solid waste disposal area ~~if~~ where separate
31 yard trash composting facilities are provided and maintained.
32 The department recognizes that incidental amounts of yard trash
33 may be disposed of in Class I landfills. In any enforcement
34 action taken pursuant to this paragraph, the department shall
35 consider the difficulty of removing incidental amounts of yard
36 trash from a mixed solid waste stream. This limited exception
37 applies in all units of local government, including, but not
38 limited to, municipalities, counties, and special districts.
39 However, the exception does not apply to a county that currently
40 operates under a constitutional home rule charter authorized in
41 1956 in a statewide referendum. The limited exception to the ban
42 on disposing of yard trash in a Class I landfill is not intended



824484

43 to have a material impact on current operations at existing
44 waste-to-energy or biomass facilities.

45
46 ===== T I T L E A M E N D M E N T =====

47 And the title is amended as follows:

48 Delete lines 2 - 6

49 and insert:

50 An act relating to solid waste disposal; amending s.
51 403.708, F.S.; authorizing the disposal of yard trash
52 at a Class I landfill if the landfill has a system for
53 collecting landfill gas and arranging for the reuse of
54 the gas; requiring the Department of Environmental
55 Protection to develop and adopt a methodology to award
56 recycling credit for such use; requiring the landfill
57 to obtain a minor permit modification to its operating
58 permit before receiving yard trash; specifying which
59 entities of local government may accept incidental
60 amounts of yard trash at a landfill;