

1                   A bill to be entitled  
 2           An act relating to landfills; amending s. 403.708, F.S.;  
 3           authorizing the disposal of yard trash at specified Class  
 4           I landfills; requiring such landfills to obtain a modified  
 5           operating permit; requiring permittees to certify certain  
 6           collection and beneficial use of landfill gas; providing  
 7           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  
 15           the 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 Class I landfill uses an  
 19           active gas-collection system to collect landfill gas generated  
 20           at the disposal facility and provides or arranges for a  
 21           beneficial use of the gas. A qualifying permitted Class I  
 22           landfill shall obtain a minor permit modification to its  
 23           operating permit which describes the beneficial use being made  
 24           of the landfill gas and modifies the facility's operation plan  
 25           before receiving yard trash as authorized by this paragraph. The  
 26           permittee must certify that gas collection and beneficial use  
 27           will continue after closure of the disposal facility that is  
 28           accepting yard trash. Yard trash that is source separated from

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

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