

By Senator Gaetz

4-00888-10

20101052

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 arranges for the reuse of  
6           the gas; providing an effective date.

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8   Be It Enacted by the Legislature of the State of Florida:

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10           Section 1. Paragraph (c) of subsection (12) of section  
11           403.708, Florida Statutes, is amended to read:

12           403.708 Prohibition; penalty.—

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

16           (c) Yard trash in lined landfills classified by department  
17           rule as Class I landfills, unless the landfill uses an active  
18           gas-collection system to collect landfill gas generated at the  
19           disposal facility and provides or arranges for a beneficial  
20           reuse of the gas. Yard trash that is source separated from solid  
21           waste may be accepted at a solid waste disposal area where  
22           separate yard trash composting facilities are provided and  
23           maintained. The department recognizes that incidental amounts of  
24           yard trash may be disposed of in Class I landfills. In any  
25           enforcement action taken pursuant to this paragraph, the  
26           department shall consider the difficulty of removing incidental  
27           amounts of yard trash from a mixed solid waste stream.

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