

HOUSE AMENDMENT NO. _____
TO
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Offered By

1 AMEND House Amendment No. _____ to House Committee Substitute for Senate Bill No. 109, Page 9, Line
2 5, by deleting all of said line and inserting in lieu thereof the following:
3

4 "municipal or other waste systems prior to acceptance at the advanced recycling facility.

5 260.243. 1. The department of natural resources shall not issue a permit to an applicant for a
6 commercial solid waste processing facility designed to incinerate solid waste in any county unless such
7 facility meets the conditions established in this section. For the purposes of this section, a commercial solid
8 waste processing facility is a facility designed to incinerate waste which accepts solid waste for a fee
9 regardless of where such waste is generated. Any commercial solid waste processing facility which
10 incinerates solid waste shall be located so as to provide a health and safety buffer zone to protect citizens
11 living or working nearby. The size of the buffer zone shall be determined by the department but shall extend
12 at least fifty feet from a facility located in a nonresidential area in a city not within a county or at least three
13 hundred feet from a facility located elsewhere. The department shall consider the proximity of schools,
14 businesses and houses, the prevailing winds and other factors which it deems relevant when establishing the
15 buffer zone. Any facility located within a city not within a county shall be required to strictly adhere to the
16 terms, conditions and provisions of its permit.

17 2. (1) For any facility permitted on or after August 28, 2023, the department of natural resources
18 shall not issue a permit to an applicant for a transfer station in any county with a charter form of government
19 unless such transfer station meets the conditions established in this subsection. Any transfer station shall
20 provide a buffer zone determined by the department that shall extend at least one thousand feet from a
21 transfer station located in a residential area. The department shall consider the proximity of schools,
22 businesses, and houses when establishing the buffer zone.

23 (2) This subsection shall not apply to any permit renewal, modifications, or amendments to any
24 transfer station originally permitted as provided in subsection 1 of this section."; and"; and
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26 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.
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28 THIS AMENDS 0871H02.03H

Action Taken _____ Date _____