

RECEIVED

1993 APR 22 AM 10:44

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1993



ENROLLED

Committee Substitute for
SENATE BILL NO. 400

(By Senator *Craig, et al*)



PASSED *April 9,* 1993
In Effect *from* Passage

E N R O L L E D

COMMITTEE SUBSTITUTE

FOR

Senate Bill No. 400

(SENATORS CRAIGO, BRACKENRICH AND BOLEY,
original sponsors)

[Passed April 9, 1993; in effect from passage.]

AN ACT to amend and reenact section eight, article eleven, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to extending the deadline for prohibition on the disposal of yard waste, lead-acid batteries and tires in solid waste facilities.

Be it enacted by the Legislature of West Virginia:

That section eight, article eleven, chapter twenty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 11. WEST VIRGINIA RECYCLING PLAN.

§20-11-8. Prohibition on the disposal of certain items; plans for the proper handling of said items required.

- 1 (a) Effective the first day of June, one thousand nine
- 2 hundred ninety-four, it shall be unlawful to deposit

3 yard waste, including grass clippings and leaves, and
4 lead-acid batteries in a solid waste facility in West
5 Virginia; effective the first day of June, one thousand
6 nine hundred ninety-five, it shall be unlawful to
7 deposit tires in a solid waste facility in West Virginia:
8 *Provided*, That such prohibitions do not apply to a
9 facility designed specifically to compost such yard
10 waste or otherwise recycle or reuse such items:
11 *Provided, however*, That reasonable and necessary
12 exceptions to such prohibitions may be included as
13 part of the rules promulgated pursuant to subsection
14 (c) of this section.

15 (b) No later than the first day of May, one thousand
16 nine hundred ninety-three, the solid waste manage-
17 ment board shall design a comprehensive program to
18 provide for the proper handling of yard waste and
19 lead-acid batteries. No later than the first day of May,
20 one thousand nine hundred ninety-four, a comprehen-
21 sive plan shall be designed in the same manner to
22 provide for the proper handling of tires.

23 (c) No later than the first day of August, one
24 thousand nine hundred ninety-three, the division of
25 environmental protection shall promulgate rules, in
26 accordance with chapter twenty-nine-a of this code, as
27 amended, to implement and enforce the program for
28 yard waste and lead-acid batteries designed pursuant
29 to subsection (b) of this section. No later than the first
30 day of August, one thousand nine hundred ninety-
31 four, the division of environmental protection shall
32 promulgate rules, in accordance with said chapter, as
33 amended, to implement and enforce the program for
34 tires designed pursuant to subsection (b) of this
35 section.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Handwritten Signature]
.....
Chairman Senate Committee

Ernest C. Moore
.....
Chairman House Committee

Originated in the Senate.

In effect from passage.

[Handwritten Signature]
.....
Clerk of the Senate

[Handwritten Signature]
.....
Clerk of the House of Delegates

[Handwritten Signature]
.....
President of the Senate

[Handwritten Signature]
.....
Speaker House of Delegates

The within *is approved* this the *21st*
day of *April*, 1993.

[Handwritten Signature]
.....
Governor

PRESENTED TO THE

GOVERNOR

Date 4/16/93

Time 9:30 am