

1 AN ACT relating to construction or demolition waste disposal.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 224.40-120 is amended to read as follows:

- 4 (1) The cabinet shall ~~not~~ permit the off-site disposal of construction or demolition  
5 waste at a site ***initially no larger*** ~~less~~ than one (1) acre ~~if~~ ~~unless~~, as a minimum,  
6 the following conditions are imposed:
- 7 (a) The applicant shall provide a written certification that a copy of the  
8 application has been delivered to the governing body of the solid waste  
9 management area and that disposal of construction and demolition waste at  
10 the proposed site will not violate local land use regulations;
- 11 (b) Disposal shall only occur during daylight hours in accordance with a posted  
12 schedule that will allow inspection by local or state officials;
- 13 (c) The applicant shall erect on the site a sign clearly indicating that the site is  
14 permitted for disposal of construction and demolition debris only, and the  
15 operating hours shall appear on the sign along with the applicant's permit  
16 number;
- 17 (d) The cabinet shall establish a schedule for closing and covering the site,  
18 including provisions for intermediate cover when flammable waste is  
19 involved;
- 20 (e) Notwithstanding any other provision of law, the applicant shall not allow the  
21 disposal of tires in a waste disposal facility regulated by this section; and
- 22 (f) The cabinet shall require the applicant to post a bond in the amount of ten  
23 thousand dollars (\$10,000) to ***ensure*** ~~insure~~ compliance with the conditions  
24 of the permit.
- 25 (2) ***Upon request of the applicant, the cabinet may increase the size of a construction***  
26 ***or demolition waste site permitted under subsection (1) of this section to a total of***  
27 ***no more than two (2) acres if the applicant:***

