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STATE OF WEST VIRGINIA

# WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2000



# ENROLLED

## House Bill No. 4801

(By Delegates Smirl, Givens, Coleman and Dalton)



Passed March 11, 2000

In Effect Ninety Days from Passage

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LEGISLATIVE SERVICE CENTER  
200 WEST MAIN STREET  
MARTINSBURG, WV 26101

## ENROLLED

# H. B. 4801

(BY DELEGATES SMIRL, GIVENS, COLEMAN AND DALTON)

[Passed March 11, 2000; in effect ninety days from passage.]

AN ACT to amend and reenact section eleven, article sixteen, chapter twenty-two of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the date a permittee of a landfill must submit an application for closure assistance.

*Be it enacted by the Legislature of West Virginia:*

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

### **ARTICLE 16. SOLID WASTE LANDFILL CLOSURE ASSISTANCE PROGRAM.**

#### **§22-16-11. Application for closure assistance.**

1       (a) The director shall provide an application and application  
2 procedure for all permittees of solid waste landfills desiring to  
3 receive closure assistance under this article. At a minimum the  
4 procedure shall require that:

5       (1) The permittee of a landfill that does not have a liner  
6 system must submit its application no later than the fifteenth

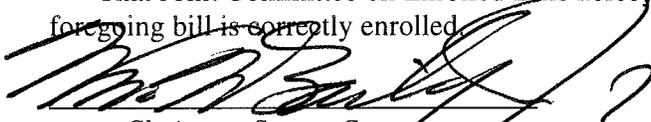
7 day of September, one thousand nine hundred ninety-two,  
8 except the permittee of a landfill that has been allowed to  
9 accept solid waste pursuant to the provisions of section seven-  
10 teen, article fifteen of this chapter must submit its application  
11 no later than the eleven months following the expiration of the  
12 extension;

13 (2) The permittee of a landfill that has only a single liner  
14 system must submit its application no later than eleven months  
15 following the date of closure of the landfill; and

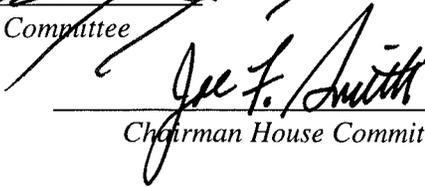
16 (3) The permittee of a landfill as provided for in subsection  
17 (g), section twelve, article sixteen of this chapter must submit  
18 its application for assistance on or before the last day of  
19 December, two thousand: *Provided*, That no landfill is eligible  
20 for closure assistance if any portion of the landfill remains open  
21 or application is made for reopening with the division of  
22 environmental protection or the public service commission.

23 (b) The director shall, within a reasonable time after receipt  
24 of a complete application, notify the applicant of the acceptance  
25 or rejection of the application. If the application is rejected the  
26 notice shall contain the reasons for the rejection.

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



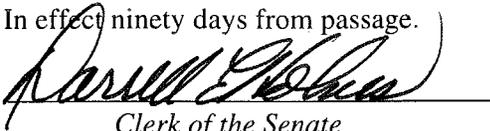
Chairman Senate Committee



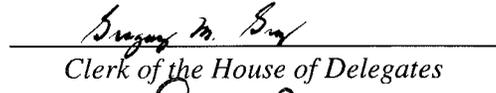
Chairman House Committee

Originating in the House.

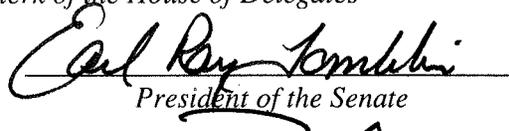
In effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates

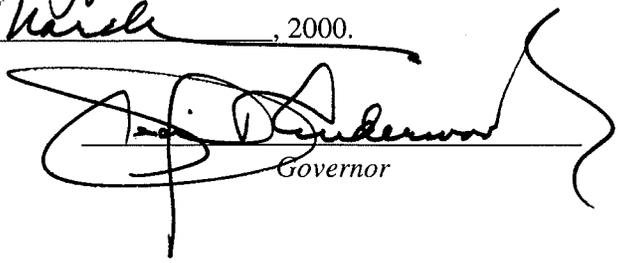


President of the Senate



Speaker of the House of Delegates

The within approved this the 3/15 day of March, 2000.



Governor

PRESENTED TO THE

GOVERNOR,

Date 3/27/00

Time 3:10 pm