

HOUSE BILL No. 4480

March 21, 1989, Introduced by Rep. Bennett and referred to the Committee on Conservation, Recreation and Environment.

A bill to amend Act No. 641 of the Public Acts of 1978, entitled
"Solid waste management act,"
as amended, being sections 299.401 to 299.437 of the Michigan Compiled Laws, by adding section 13b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 641 of the Public Acts of 1978, as
2 amended, being sections 299.401 to 299.437 of the Michigan
3 Compiled Laws, is amended by adding section 13b to read as
4 follows:

5 SEC. 13B. (1) AN INCINERATOR THAT IS OWNED OR OPERATED BY A
6 MUNICIPALITY OR A COUNTY SHALL NOT BE LICENSED UNDER SECTION 13
7 AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDS THIS
8 SECTION UNLESS THAT INCINERATOR IS DETERMINED BY THE DEPARTMENT
9 TO BE EQUIPPED WITH POLLUTION CONTROLS THAT RESULT IN THE LOWEST

1 ACHIEVABLE EMISSION RATES OF SUBSTANCES THAT ARE OR MAY BE
2 HARMFUL TO THE PUBLIC HEALTH, SAFETY, WELFARE, OR TO THE
3 ENVIRONMENT.

4 (2) THE DIRECTOR MAY PROMULGATE RULES AS THE DIRECTOR DETER-
5 MINE ARE NECESSARY THAT PERTAIN TO WHICH POLLUTION CONTROLS WILL
6 ASSURE THE GREATEST PROTECTION TO THE PUBLIC HEALTH, SAFETY, AND
7 WELFARE, AND THE ENVIRONMENT.

8 (3) AS USED IN THIS SECTION, "POLLUTION CONTROLS" MEANS THE
9 LATEST AND MOST EFFECTIVE AVAILABLE TECHNOLOGY THAT REDUCES EMIS-
10 SIONS FROM INCINERATORS, SUCH AS FLUE GAS CONTROLS AND CONTROLS
11 WITHIN THE COMBUSTION PROCESS.