

# HOUSE BILL No. 5560

March 6, 1990, Introduced by Reps. Scott, Emerson, Webb, Barns and DeMars and referred to the Committee on Appropriations.

A bill to amend Act No. 641 of the Public Acts of 1978, entitled as amended  
"Solid waste management act,"  
as amended, being sections 299.401 to 299.437 of the Michigan Compiled Laws, by adding section 19c.

## 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 19c to read as  
4 follows:

5       SEC. 19C. (1) AS A CONDITION OF MAINTAINING AN OPERATING  
6 LICENSE UNDER THIS ACT, AN OWNER OR OPERATOR OF A LANDFILL SHALL  
7 PAY TO THE DEPARTMENT QUARTERLY BY THE THIRTIETH DAY AFTER THE  
8 END OF EACH CALENDAR QUARTER A SOLID WASTE PROTECTION FEE. THE  
9 SOLID WASTE PROTECTION FEE SHALL BE 50 CENTS PER TON OR 20 CENTS

1 PER YARD ON SOLID WASTE DISPOSED OF AT A TYPE II LANDFILL AND 20  
2 CENTS PER YARD OR 20 CENTS PER TON ON SOLID WASTE DISPOSED OF AT  
3 A TYPE III LANDFILL. THE OWNER OR OPERATOR OF THE LANDFILL SHALL  
4 ELECT WHETHER TO CALCULATE THE AMOUNT OF THE SOLID WASTE PROTEC-  
5 TION FEE PAYABLE ON THE BASIS OF THE TONNAGE OR YARDAGE OF SOLID  
6 WASTE THAT IS DISPOSED OF AT THE LANDFILL.

7 (2) THERE IS ESTABLISHED WITHIN THE ENVIRONMENTAL POLLUTION  
8 PREVENTION FUND CREATED IN THE HAZARDOUS WASTE MANAGEMENT ACT,  
9 ACT NO. 64 OF THE PUBLIC ACTS OF 1979, BEING SECTIONS 299.501 TO  
10 299.551 OF THE MICHIGAN COMPILED LAWS, A SOLID WASTE SUBACCOUNT.  
11 THE FEES COLLECTED UNDER THIS SECTION SHALL BE DEPOSITED IN THE  
12 SOLID WASTE SUBACCOUNT WITHIN THE ENVIRONMENTAL POLLUTION PREVEN-  
13 TION FUND. THE LEGISLATURE MAY APPROPRIATE ANNUALLY FROM THE  
14 SOLID WASTE SUBACCOUNT MONEY NEEDED BY THE STATE AND BY COUNTIES  
15 AND MUNICIPALITIES TO IMPLEMENT THIS ACT AND THE RULES PROMUL-  
16 GATED UNDER THIS ACT.

17 (3) AS USED IN THIS SECTION, A "TYPE II LANDFILL" AND A  
18 "TYPE III LANDFILL" SHALL HAVE THE MEANINGS ASCRIBED TO THEM IN  
19 R 299.4105 OF THE MICHIGAN ADMINISTRATIVE CODE.