



**House
Legislative
Analysis
Section**

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REGULATE ANTIFREEZE DISPOSAL

House Bill 4076

Sponsor: Rep. Tom Alley

**Committee: Conservation, Recreation
& Environment**

Complete to 3-7-91

A SUMMARY OF HOUSE BILL 4076 INTRODUCED 2-5-91

House Bill 4076 would create an act to promote the recycling and proper disposal of antifreeze. Under the bill, it would be prohibited to dispose or dump antifreeze into sewers, drainage systems, surface waters, groundwaters or other waters of the state, or onto public or private land, except by disposal at a collection facility that met criteria established by the Department of Natural Resources (DNR).

Antifreeze Recycling Plan. The DNR would be required to establish the criteria to be used in designating collection facilities, and to develop a comprehensive antifreeze recycling plan and submit it to the legislature by January 1, 1992. The plan would have to:

-- Provide for a network of private, state, and local collection facilities on a statewide basis that would be operational by July 1, 1992.

-- Provide a publicity program to assure that the public was aware of the regulations regarding antifreeze disposal.

-- Provide one or more proposed funding mechanisms that the director considered feasible to assure that an operational collection facility network was available statewide by July 1, 1991.

Penalties. Violation of the bill would be considered a misdemeanor, punishable by imprisonment for 90 days or a fine of up to \$1,000, or both, if the defendant were an individual, and up to \$2,500 if the defendant were a partnership, corporation, association, governmental entity, or other legal entity. In place of a sentence, a court could order the defendant to engage in court supervised recycling-related labor, including, but not limited to, antifreeze recycling.

Nothing in the bill could be construed to prohibit enforcement actions under other state or federal laws.