



**House
Legislative
Analysis
Section**

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SOLID WASTE DISPOSAL REQ.

House Bill 4226

Sponsor: Rep. Roland G. Niederstadt

House Bill 4227

Sponsor: Rep. Tom Alley

**Committee: Conservation, Recreation, &
Environment**

Complete to 2-21-91

A SUMMARY OF HOUSE BILLS 4226 AND 4227 AS INTRODUCED

House Bill 4226 would amend the Solid Waste Management Act to require owners or operators of landfills to file with the Office of Solid Waste Disposal Oversight (created by House Bill 4227) by April 1, 1992 a listing of the fees charged for disposal at the landfill. Any fee changes would have to be filed at least 90 days before the change took effect. There would be a \$50 processing fee charged to owners or operators who submitted notice of a fee increase.

The bill would also require owners and operators of landfills to annually submit to the office beginning April 1, 1991, and by April 1 of each year thereafter, a disclosure statement that included the following:

- * the names and addresses of persons with an interest in the landfill;
- * any convictions for criminal violations of environmental statutes enacted by a federal, state, Canadian or provincial agency of the persons with an interest in the landfill;
- * a listing of all environmental permits or licenses issued by a federal, state, Canadian, or provincial agency held by each person with an interest in the landfill;
- * a listing of each incident at property owned or operated by each person with an interest in the landfill, if the incident resulted in a threat or potential threat to the environment, and if public funds were used to finance an activity to mitigate the threat or potential threat to the environment, except if the funds were voluntarily and expeditiously recovered from the owner or operator of the landfill or from another listed person without litigation.

Any information that changed or was supplemented after the filing of the disclosure statement would be provided by the owner or operator to the office within 30 days of the change or addition.

Transporters of solid waste would annually register with the office. Applications for registration would be made to the office and would be accompanied by a fee of \$20 for each truck that was used to transport solid waste. Transporters would also be required to submit a disclosure statement that would include the same information as required under landfill disclosure statements. Information that was changed or supplemented after the filing of a disclosure statement would be provided to the office within 30 days of the change or

addition.

MCL 299.419c and 299.420b

House Bill 4227 would amend current law to create the Office of Solid Waste Disposal Oversight within the Department of Commerce under the control of the Public Service Commission. The office would register solid waste transporters, receive information on landfill charges and changes in charges, maintain records of current charges of landfills, receive disclosure statements, and report annually to the legislature, the Department of Natural Resources, and the Science and Technology Division of the Legislative Service Bureau on information received under the bill. The office would also deposit processing fees and registration fees into the general fund.

MCL 460.10

House Bills 4226 and 4227 are tie-barred to each other.