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SOLID WASTE INCINERATOR FEE

House Bill 5267

Sponsor: Rep. Sharon Gire

Committee: Conservation,
Recreation and Environment

Complete to 2-21-92

A SUMMARY OF HOUSE BILL 5267 AS INTRODUCED 10-16-91

At present, the Solid Waste Management Act permits a municipality to impose an impact fee of not more than 10 cents per cubic yard on either solid waste or solid waste incinerator ash that is disposed of in a landfill located within the municipality. A municipality may also enter into an agreement with a landfill operator to establish a higher fee. Under House Bill 5267, a municipality would also be permitted to impose an impact fee of up to 40 cents per ton on solid waste that was received by a municipal solid waste incinerator to be processed or transferred to a landfill. However, if the incinerator was located within a village, the township in which the village was located could -- in agreement with the village -- impose the impact fee. The bill would require that the fee be assessed uniformly on all wastes received for processing or transfer to a landfill. In addition, the bill would require that the director of the Department of Natural Resources adjust the impact fees imposed under the provisions of the act according to the annual average percentage increase or decrease in the Detroit Consumer Price Index--All Items. This provision would be effective January 1, 1992, and on January 1 of each year thereafter. The bill would also amend other provisions of the act that relate to collection of landfill fees and municipal trust funds to include references to municipal solid waste incinerators.

MCL 299.424a

House Bill 5267 (2-21-92)