

HOUSE BILL No. 5957

June 25, 1992, Introduced by Reps. Hoffman, Nye, Dalman, Walberg, Fitzgerald, Brackenridge, Gilmer, McBryde and McNutt and referred to the Committee on Conservation, Recreation and Environment.

A bill to amend Act No. 411 of the Public Acts of 1980, entitled as amended
"Used oil recycling act,"
as amended, being sections 319.311 to 319.316 of the Michigan Compiled Laws, by adding section 5a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 411 of the Public Acts of 1980, as
2 amended, being sections 319.311 to 319.316 of the Michigan
3 Compiled Laws, is amended by adding section 5a to read as
4 follows:

5 SEC. 5A. (1) A USED OIL COLLECTION FACILITY IS NOT LIABLE
6 IN A CIVIL ACTION FOR DAMAGES RESULTING FROM ITS GOOD FAITH OPER-
7 ATION AS A LOCATION WHERE USED OIL CAN BE DISPOSED OF, DUMPED, OR
8 DEPOSITED IN A RECEPTACLE OR CONTAINER INSTALLED OR LOCATED AT
9 THE COLLECTION FACILITY FOR THIS PURPOSE.

1 (2) THIS SECTION DOES NOT APPLY IF THE ACT FOR WHICH A
2 PERSON SEEKS A LIMITATION OF LIABILITY UNDER THIS SECTION WAS
3 GROSSLY NEGLIGENT OR WAS AN ACT OF WILLFUL MISCONDUCT.