

HOUSE BILL No. 5962

June 25, 1992, Introduced by Reps. Nye and Fitzgerald and referred to the Committee on Conservation, Recreation and Environment.

A bill to amend Act No. 348 of the Public Acts of 1965, entitled as amended

"Air pollution act,"

as amended, being sections 336.11 to 336.36 of the Michigan Compiled Laws, by adding section 5b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 348 of the Public Acts of 1965, as
2 amended, being sections 336.11 to 336.36 of the Michigan Compiled
3 Laws, is amended by adding section 5b to read as follows:

4 SEC. 5B. (1) FOR A PERIOD OF 5 YEARS AFTER THE EFFECTIVE
5 DATE OF THIS SECTION, THE COMMISSION SHALL NOT ISSUE A PERMIT FOR
6 THE CONSTRUCTION OF A MUNICIPAL SOLID WASTE INCINERATOR THAT HAS
7 A CAPACITY OF 200 TONS OR MORE OF FUEL MATERIAL PER DAY.

8 (2) THE OWNER OR OPERATOR OF A MUNICIPAL SOLID WASTE
9 INCINERATOR THAT IS CONSTRUCTED AFTER THE EFFECTIVE DATE OF THIS

1 SECTION SHALL SEPARATE THE FOLLOWING RECYCLABLE MATERIALS FROM
2 THE FUEL MATERIALS UNLESS THOSE RECYCLABLE MATERIALS HAVE PREVI-
3 OUSLY BEEN SEPARATED FROM THE WASTE STREAM:

4 (A) NEWSPAPER.

5 (B) TELEPHONE BOOKS.

6 (C) CORRUGATED CARDBOARD.

7 (D) PAPERBOARD.

8 (E) GLASS, ALL COLORS.

9 (F) STEEL.

10 (G) USED OIL.

11 (H) PLASTIC CONTAINERS MADE OF HIGH DENSITY POLYETHYLENE
12 (HDPE).

13 (3) A MUNICIPAL SOLID WASTE INCINERATOR THAT IS CONSTRUCTED
14 AFTER THE EFFECTIVE DATE OF THIS SECTION SHALL NOT INCINERATE ANY
15 OF THE ITEMS LISTED IN SUBSECTION (2).

16 (4) AS USED IN THIS SECTION, "MUNICIPAL SOLID WASTE
17 INCINERATOR" HAS THE MEANING ASCRIBED TO IT IN SECTION 5 OF THE
18 SOLID WASTE MANAGEMENT ACT, ACT NO. 641 OF THE PUBLIC ACTS OF
19 1978, BEING SECTION 299.405 OF THE MICHIGAN COMPILED LAWS.