

SENATE BILL No. 281

April 23, 1991, Introduced by Senators CONROY and CHERRY
and referred to the Committee on Natural Resources and
Environmental Affairs.

A bill to amend section 30a of Act No. 641 of the Public
Acts of 1978, entitled as amended
"Solid waste management act,"
as amended by Act No. 52 of the Public Acts of 1989, being sec-
tion 299.430a of the Michigan Compiled Laws; and to add
section 30b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 30a of Act No. 641 of the Public Acts of
2 1978, as amended by Act No. 52 of the Public Acts of 1989, being
3 section 299.430a of the Michigan Compiled Laws, is amended and
4 section 30b is added to read as follows:

5 Sec. 30a. (1) The director shall not approve a plan update
6 unless:

1 (a) The plan contains an analysis or evaluation of the best
2 available information applicable to the plan area in regard to
3 recyclable materials and all of the following:

4 (i) The kind and volume of material in the plan area's waste
5 stream that may be recycled or composted.

6 (ii) How various factors do or may affect a recycling and
7 composting program in the plan area. Factors shall include an
8 evaluation of the existing solid waste collection system; materi-
9 als market; transportation networks; local composting and recycl-
10 ing support groups, or both; institutional arrangements; the pop-
11 ulation in the plan area; and other pertinent factors.

12 (iii) An identification of impediments to implementing a
13 recycling and composting program and recommended strategies for
14 removing or minimizing impediments.

15 (iv) How recycling and composting and other processing or
16 disposal methods could complement each other and an examination
17 of the feasibility of excluding site separated material and
18 source separated material from other processing or disposal
19 methods.

20 (v) Identification and quantification of environmental, eco-
21 nomic, and other benefits that could result from the implementa-
22 tion of a recycling and composting program.

23 (vi) The feasibility of source separation of materials that
24 contain potentially hazardous components at disposal areas. This
25 subparagraph applies only to plan updates that are due after
26 January 31, 1989.

1 (b) The plan INCLUDES RECYCLING PLANS SUBMITTED BY
2 MUNICIPALITIES PURSUANT TO SECTION 30B. ~~either provides for~~
3 ~~recycling and composting recyclable materials from the plan~~
4 ~~area's waste stream or establishes that recycling and composting~~
5 ~~is not necessary or feasible or is only necessary or feasible to~~
6 ~~a limited extent.~~

7 ~~(c) A plan that proposes a recycling or composting program,~~
8 ~~or both, details the major features of that program, including~~
9 ~~all of the following:~~

10 ~~(i) The kinds and volumes of recyclable materials that will~~
11 ~~be recycled or composted.~~

12 ~~(ii) Collection methods.~~

13 ~~(iii) Measures that will ensure collection such as ordi-~~
14 ~~nances or cooperative arrangements, or both.~~

15 ~~(iv) Ordinances or regulations affecting the program.~~

16 ~~(v) The role of counties and municipalities in implementing~~
17 ~~the plan.~~

18 ~~(vi) The involvement of existing recycling interests, solid~~
19 ~~waste haulers, and the community.~~

20 ~~(vii) Anticipated costs.~~

21 ~~(viii) On-going program financing.~~

22 ~~(ix) Equipment selection.~~

23 ~~(x) Public and private sector involvement.~~

24 ~~(xi) Site availability and selection.~~

25 ~~(xii) Operating parameters such as PH and heat range.~~

26 (2) The director may promulgate rules as may be necessary to
27 implement this section.

1 SEC. 30B. (1) EACH MUNICIPALITY IN THE STATE SHALL PREPARE
2 A PLAN FOR RECYCLING TO REDUCE THE AMOUNT OF SOLID WASTE DISPOSED
3 OF IN THE MUNICIPALITY. THE PLAN SHALL BE ANNUALLY UPDATED BY
4 THE MUNICIPALITY. THE PLAN SHALL DESIGNATE THE RECYCLABLE MATE-
5 RIALS THE MUNICIPALITY WILL COLLECT FOR RECYCLING. EACH MUNICI-
6 PALITY SHALL FORWARD ITS RECYCLING PLAN TO THE COUNTY FOR INCLU-
7 SION IN THE COUNTY'S SOLID WASTE MANAGEMENT PLAN.

8 (2) A MUNICIPALITY THAT OFFERS CURBSIDE SOLID WASTE COLLEC-
9 TION SHALL DESIGNATE RECYCLABLE MATERIALS THAT SHALL BE SEPARATED
10 FOR CURBSIDE COLLECTION WITHIN ITS JURISDICTION AND SHALL PROVIDE
11 THIS INFORMATION AT LEAST ONCE PER YEAR TO RESIDENTS AND BUSI-
12 NESSES WITHIN ITS JURISDICTION.

13 (3) PRIOR TO THE CURBSIDE DISPOSAL OF RECYCLABLE MATERIALS,
14 A PERSON SHALL SEPARATE THE RECYCLABLE MATERIALS DESIGNATED BY
15 THE MUNICIPALITY IN WHICH THE PERSON RESIDES OR IS DOING BUSINESS
16 PURSUANT TO SUBSECTION (1) INTO INDIVIDUAL PACKAGES, BAGS, OR
17 OTHER CONTAINERS THAT INDICATE BY GENERAL CATEGORY THE RECYCLABLE
18 MATERIALS CONTAINED WITHIN.

19 (4) A MUNICIPALITY THAT DOES NOT OFFER CURBSIDE SOLID WASTE
20 COLLECTION SHALL PROVIDE INFORMATION REGARDING LOCAL RECYCLING
21 CENTERS AT LEAST ONCE PER YEAR TO RESIDENTS AND BUSINESSES WITHIN
22 ITS JURISDICTION.