



HOUSE BILL No. 4027

February 2, 1993, Introduced by Reps. Alley and Middaugh and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend the title of Act No. 641 of the Public Acts of 1978, entitled as amended "Solid waste management act," as amended, being sections 299.401 to 299.437 of the Michigan Compiled Laws; to add sections 13c and 13d; and to repeal certain parts of the act on a specific date.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title of Act No. 641 of the Public Acts of
2 1978, as amended, being sections 299.401 to 299.437 of the
3 Michigan Compiled Laws, is amended and sections 13c and 13d are
4 added to read as follows:

5 TITLE

6 An act to protect the public health and the environment; to
7 provide for the regulation and management of solid wastes
8 including ash resulting from the combustion of certain solid

1 wastes; to prescribe the powers and duties of certain state and
2 local agencies and officials; to impose certain charges on the
3 disposal of solid waste in certain disposal areas; to provide for
4 certain fees; to prescribe penalties; to make an appropriation;
5 TO REPEAL CERTAIN PARTS OF THIS ACT ON A SPECIFIC DATE; and to
6 repeal certain acts and parts of acts.

7 SEC. 13C. (1) THE OFFICE OF SOLID WASTE DISPOSAL OVERSIGHT
8 IS CREATED WITHIN THE DEPARTMENT OF COMMERCE, UNDER THE ADMINIS-
9 TRATION OF THE CORPORATION AND SECURITIES BUREAU.

10 (2) THE OFFICE OF SOLID WASTE DISPOSAL OVERSIGHT SHALL DO
11 ALL OF THE FOLLOWING:

12 (A) REGISTER SOLID WASTE HAULERS PURSUANT TO SECTION 20.

13 (B) RECEIVE INFORMATION ON DISPOSAL CHARGES AND CHANGES IN
14 DISPOSAL CHARGES FILED PURSUANT TO SECTION 13E.

15 (C) MAINTAIN RECORDS OF CURRENT DISPOSAL CHARGES OF LAND-
16 FILLS AND MUNICIPAL SOLID WASTE INCINERATORS THROUGHOUT THE
17 STATE.

18 (D) MAINTAIN RECORDS OF INFORMATION RECEIVED PURSUANT TO
19 SECTION 13E(4) ON REMAINING LANDFILL CAPACITY AND THE AMOUNT OF
20 SOLID WASTE DISPOSED OF IN LANDFILLS AND MUNICIPAL SOLID WASTE
21 INCINERATORS.

22 (E) RECEIVE DISCLOSURE STATEMENTS SUBMITTED PURSUANT TO
23 SECTIONS 13E AND 20.

24 (F) MAKE INFORMATION RECEIVED PURSUANT TO THIS SECTION
25 AVAILABLE TO ANY PERSON UPON REQUEST.

1 (G) REPORT ANNUALLY TO THE LEGISLATURE, THE DEPARTMENT, AND
2 THE LEGISLATIVE SERVICE BUREAU ON THE INFORMATION RECEIVED UNDER
3 THIS SECTION.

4 (H) PERFORM ADDITIONAL DUTIES AS PROVIDED BY LAW.

5 (3) THIS SECTION IS REPEALED UPON THE EXPIRATION OF 7 YEARS
6 AFTER THE EFFECTIVE DATE OF THIS SECTION.

7 SEC. 13D. (1) THE SOLID WASTE DISPOSAL OVERSIGHT FUND IS
8 CREATED WITHIN THE STATE TREASURY.

9 (2) THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS
10 FROM ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE TREASURER
11 SHALL DIRECT THE INVESTMENT OF THE FUND. THE STATE TREASURER
12 SHALL CREDIT TO THE FUND INTEREST AND EARNINGS FROM FUND
13 INVESTMENTS.

14 (3) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL
15 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

16 (4) MONEY IN THE FUND SHALL BE EXPENDED, UPON APPROPRIATION,
17 FOR THE ADMINISTRATION OF THE OFFICE OF SOLID WASTE DISPOSAL
18 OVERSIGHT CREATED IN SECTION 13C.

19 (5) THIS SECTION IS REPEALED UPON THE EXPIRATION OF 7 YEARS
20 AFTER THE EFFECTIVE DATE OF THIS SECTION. IF THERE IS MONEY IN
21 THE FUND UPON THE REPEAL OF THIS SECTION, THAT MONEY SHALL LAPSE
22 TO THE GENERAL FUND.

23 (6) AS USED IN THIS SECTION, "FUND" MEANS THE SOLID WASTE
24 DISPOSAL OVERSIGHT FUND CREATED IN SUBSECTION (1).

25 Section 2. This amendatory act shall not take effect unless
26 Senate Bill No. ____ or House Bill No. 4028 (request
27 no. 01817'93) of the 87th Legislature is enacted into law.