



HOUSE BILL No. 4590

April 1, 1993, Introduced by Reps. Hammerstrom, Galloway, Voorhees, Dalman, Crissman and Brackenridge and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend 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, by adding section 13c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 641 of the Public Acts of 1978, as
2 amended, being sections 299.401 to 299.437 of the Michigan
3 Compiled Laws, is amended by adding section 13c to read as
4 follows:

5 SEC. 13C. (1) TO PROTECT THE PUBLIC HEALTH, SAFETY, AND
6 WELFARE, AND THE ENVIRONMENT OF THIS STATE FROM SOLID WASTE SUCH
7 AS TIRES, BATTERIES, YARD CLIPPINGS, USED OIL, AND SIMILAR WASTE
8 PRODUCTS THE DISPOSAL OF WHICH IS RESTRICTED IN THIS STATE, AS
9 SOON AS POSSIBLE FOLLOWING THE EFFECTIVE DATE OF THIS SECTION THE

1 DEPARTMENT SHALL NOTIFY EACH STATE AND THE COUNTRY OF CANADA THAT
2 DISPOSAL AREAS AND INCINERATORS IN THIS STATE SHALL NOT ACCEPT
3 WASTE THAT IS NOT GENERATED IN THIS STATE UNLESS THE DEPARTMENT
4 CERTIFIES THAT THE GENERATING STATE OR COUNTRY HAS A SOLID WASTE
5 DISPOSAL REGULATORY SYSTEM THAT IS AT LEAST AS STRINGENT AND PRO-
6 TECTIVE OF THE PUBLIC HEALTH, SAFETY, AND WELFARE, AND THE ENVI-
7 RONMENT, IN TERMS OF WHAT WASTE IS ALLOWED IN THE WASTE STREAM,
8 AS IS IN EXISTENCE IN THIS STATE. AS SOON AS POSSIBLE FOLLOWING
9 THIS NOTIFICATION, THE DEPARTMENT SHALL COMPILE A LIST OF CERTI-
10 FIED STATES AND COUNTRIES THAT HAVE A SOLID WASTE DISPOSAL REGU-
11 LATORY SYSTEM THAT MAKES THEM ELIGIBLE TO DISPOSE OF SOLID WASTE
12 IN THIS STATE. A COUNTRY OR STATE THAT WISHES TO BE CERTIFIED BY
13 THE DEPARTMENT MAY SUPPLY THE DEPARTMENT WITH DOCUMENTATION THAT
14 SUPPORTS ITS CLAIM THAT IT HAS A REGULATORY SYSTEM THAT IS AT
15 LEAST AS STRINGENT AND PROTECTIVE AS THIS STATE BY INCLUDING
16 COPIES OF ALL PERTINENT STATUTES AND RULES. THE DEPARTMENT SHALL
17 PREPARE AND PROVIDE A COPY TO EACH PERSON LICENSED TO OPERATE A
18 DISPOSAL AREA OR MUNICIPAL SOLID WASTE INCINERATOR IN THIS STATE
19 A LIST OF STATES AND COUNTRIES THAT THE DEPARTMENT HAS CERTIFIED
20 AS HAVING A REGULATORY SYSTEM FOR SOLID WASTE THAT IS AT LEAST AS
21 STRINGENT AS THAT OF THIS STATE.

22 (2) EXCEPT AS PROVIDED IN SUBSECTION (3), THE OWNER OR OPER-
23 ATOR OF A DISPOSAL AREA SHALL NOT ACCEPT FOR DISPOSAL IN THIS
24 STATE SOLID WASTE OR MUNICIPAL SOLID WASTE INCINERATOR ASH THAT
25 WAS GENERATED IN A STATE OR COUNTRY THAT IS NOT ON THE LIST PRE-
26 PARED BY THE DEPARTMENT AS REQUIRED UNDER SUBSECTION (1).

1 (3) THIS SECTION DOES NOT PROHIBIT THE OWNER OR OPERATOR OF
2 A DISPOSAL AREA FROM ACCEPTING HOMOGENEOUS SOLID WASTE MATERIALS,
3 OTHER THAN MUNICIPAL SOLID WASTE INCINERATOR ASH, THAT WERE GEN-
4 ERATED OUTSIDE OF THIS STATE IF THOSE MATERIALS MEET THE REQUIRE-
5 MENTS OF THIS STATE FOR DISPOSAL IN THE DISPOSAL AREA.