



SENATE BILL No. 761

July 20, 1993, Introduced by Senator HOFFMAN and referred to the Committee on Natural Resources and Environmental Affairs.

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 PERSON WHO OWNS OR OPERATES A USED OIL COL-
6 LECTION FACILITY IS NOT LIABLE IN A CIVIL ACTION FOR DAMAGES
7 RESULTING FROM THAT PERSON'S GOOD FAITH OPERATION OF A LOCATION
8 WHERE USED OIL CAN BE DISPOSED OF OR DEPOSITED IN A RECEPTACLE OR

1 CONTAINER INSTALLED OR LOCATED AT THE COLLECTION FACILITY FOR THE
2 COLLECTION OF USED OIL.

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