



HOUSE BILL No. 6033

September 11, 1996, Introduced by Rep. Profit and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 3b of the Initiated Law of 1976 as added by Act No. 148 of the Public Acts of 1989, being section 445.573b of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3b of the Initiated Law of 1976, as
2 added by Act No. 148 of the Public Acts of 1989, being section
3 445.573b of the Michigan Compiled Laws, is amended to read as
4 follows:

5 Sec. 3b. (1) Not later than May 1, 1991 and not later than
6 May 1 of each year ~~thereafter~~ AFTER 1991, the department of
7 treasury shall determine for the IMMEDIATELY preceding calendar
8 year, based upon the reports filed ~~pursuant to~~ UNDER
9 section 3a, the total value of the deposits collected on beverage
10 containers sold within this state, refunds made on beverage

1 containers redeemed within this state, and the total amount of
2 money owed by underredeemers.

3 (2) Not later than March 1, 1991 and not later than March 1
4 of each year ~~thereafter~~ AFTER 1991, an underredeemer shall pay
5 to the department of treasury that amount of money by which its
6 annual total value of deposits exceeds its annual total value of
7 refunds made on redeemed beverage containers, subject to the
8 overredemption credit contained in ~~this section~~ SUBSECTION
9 (3).

10 (3) After March 1, 1991, AN OVERREDEEMER OR an underredeemer
11 who becomes an overredeemer in a subsequent year may credit the
12 value of ~~the~~ AN overredemption in order to reduce the amount of
13 money owed to the department of treasury under this section in 1
14 or more subsequent years. ~~as a result of that person again~~
15 ~~becoming an underredeemer.~~ The value of ~~the~~ AN overredemption
16 may be carried forward for not more than 3 years or until the
17 credit granted in this ~~section~~ SUBSECTION is completely
18 depleted, whichever occurs first.

19 (4) As used in this section:

20 (a) "Overredeemer" means a distributor or manufacturer whose
21 annual total value of deposits collected on beverage containers
22 sold within this state is less than the annual total value of
23 refunds made upon beverage containers redeemed within this
24 state.

25 (b) "Underredeemer" means a distributor or manufacturer
26 whose annual total value of deposits collected on beverage
27 containers sold within this state exceeds annual total value of

1 refunds made upon beverage containers redeemed within this
2 state.