

HOUSE BILL No. 5745

February 26, 2002, Introduced by Rep. DeWeese and referred to the Committee on Land Use and Environment.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding section 20105b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 20105B. (1) THE DEPARTMENT SHALL ESTABLISH A CLOSED
2 LANDFILL IDENTIFICATION, EVALUATION, AND RESPONSE ACTIVITY
3 PROGRAM. IN IMPLEMENTING THIS PROGRAM, THE DEPARTMENT SHALL DO
4 ALL OF THE FOLLOWING:

5 (A) RESEARCH AND IDENTIFY THOSE LOCATIONS THAT WERE USED AS
6 LANDFILLS OR DUMPS PRIOR TO JANUARY 11, 1979, BUT WHICH HAVE NOT
7 BEEN USED AS LANDFILLS ON OR AFTER JANUARY 11, 1979.

8 (B) AT EACH LOCATION IDENTIFIED UNDER SUBDIVISION (A), CON-
9 DUCT AN EVALUATION OF THE LOCATION TO IDENTIFY WHETHER THE
10 LOCATION IS A FACILITY.

1 (C) MONITOR THE FACILITIES IDENTIFIED UNDER SUBDIVISION (B)
2 TO DETERMINE WHETHER THOSE FACILITIES POSE A THREAT TO PUBLIC
3 HEALTH, SAFETY, OR WELFARE OR THE ENVIRONMENT.

4 (D) UNDERTAKE RESPONSE ACTIVITIES AT THE FACILITIES IDENTI-
5 FIED UNDER SUBDIVISION (B) OR TAKE ENFORCEMENT ACTION UNDER THIS
6 PART TO REQUIRE THAT RESPONSE ACTIVITIES BE CONDUCTED AT THOSE
7 FACILITIES.

8 (2) THE DEPARTMENT SHALL COMPILE A LIST OF LOCATIONS IDENTI-
9 FIED UNDER SUBSECTION (1)(A) AND THE STATUS OF ANY EVALUATION,
10 MONITORING, OR RESPONSE ACTIVITY AT THE LOCATIONS. THE DEPART-
11 MENT SHALL MAKE THIS LIST AVAILABLE TO THE GENERAL PUBLIC.