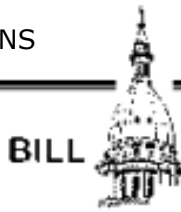




Senate Fiscal Agency
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**BILL ANALYSIS**

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House Bill 5235 (Substitute S-1)
Sponsor: Representative David Robertson
House Committee: Land Use and Environment
Senate Committee: Natural Resources and Environmental Affairs

Date Completed: 2-23-04

CONTENT

The bill would amend Part 115 (Solid Waste Management) of the Natural Resources and Environmental Protection Act to do the following:

- Require the Department of Environmental Quality (DEQ) to post on its website a list of materials prohibited from disposal in a landfill under Section 11514 of the Act, and appropriate disposal options for those materials.
- Require solid waste haulers to notify their customers of the items prohibited from disposal; the appropriate disposal options as described on the DEQ website; and the website address where the options were described.

(Section 11514 presently prohibits a person from knowingly disposing of in a landfill medical waste that has not been decontaminated or properly packaged. As passed by the House, Senate Bill 498 (H-2) would amend that section to prohibit the knowing disposal in a landfill or a municipal solid waste incinerator of more than a de minimis amount of beverage containers or whole motor vehicle tires; the bill also would prohibit the disposal in a landfill or municipal solid waste incinerator of other items that are presently banned from landfills by other provisions in the Act or administrative rules, including yard clippings and lead acid batteries.)

The bill is tie-barred to Senate Bills 498, 500, and 502. (As passed by the House, Senate Bill 500 (H-3) would establish a maximum civil fine of \$25,000 per day for repeated violations of Part 115; and Senate Bill 502 (H-2) would require the DEQ to compile a list of countries, states, provinces, and local jurisdictions that prohibited or prevented from disposal in a landfill of the items banned from landfills in this State.)

The bill also is tie-barred to House Bills 4099 and 5234. (House Bill 4099 (S-1) would add a definition of "beverage container" to Part 115. House Bill 5234 (H-1) would prohibit a landfill owner or operator from accepting out-of-State waste except under certain circumstances pertaining to the type and origin of the waste, and the facility that received it.)

Proposed MCL 324.11527a

Legislative Analyst: Suzanne Lowe

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Jessica Runnels

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.