

SUBSTITUTE FOR  
SENATE BILL NO. 498

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
by amending sections 11514 and 11521 (MCL 324.11514 and  
324.11521).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 11514. (1) The legislature declares that optimizing  
2 recycling opportunities and the reuse of materials shall be a  
3 principal objective of the state's solid waste management plan  
4 and further that recycling and reuse of materials are in the best  
5 interest of promoting the public health and welfare. The state  
6 shall develop policies and practices that promote recycling and  
7 reuse of materials and, to the extent practical, minimize the use  
8 of landfilling as a method for disposal of its waste.

9       (2) A person shall not knowingly ~~dispose of and~~ deliver to  
10 a landfill for disposal, or, if the person is an owner or

1 operator of a landfill, ~~shall not~~ knowingly permit ~~the~~  
2 disposal in the landfill of, ~~medical waste in a landfill~~ any of  
3 the following:

4 (a) Medical waste, unless that medical waste has been  
5 decontaminated or is not required to be decontaminated but is  
6 packaged in the manner required under part 138 of the public  
7 health code, ~~Act No. 368 of the Public Acts of 1978, being~~  
8 ~~sections 333.13801 to 333.13831 of the Michigan Compiled Laws~~  
9 1978 PA 368, MCL 333.13801 to 333.13831.

10 (b) Beverage containers.

11 (c) Whole motor vehicle tires.

12 (d) Yard clippings, unless they are diseased or infested.

13 (3) A person shall not deliver to a landfill for disposal,  
14 or, if the person is an owner or operator of a landfill, permit  
15 disposal in the landfill of, any of the following:

16 (a) Used oil as defined in section 16701.

17 (b) A lead acid battery as defined in section 17101.

18 (c) Low-level radioactive waste as defined in section 2 of  
19 the low-level radioactive waste authority act, 1987 PA 204, MCL  
20 333.26202.

21 (d) Regulated hazardous waste as defined in R 299.4104 of the  
22 Michigan administrative code.

23 (e) Liquid waste as prohibited by R 299.4432(2)(c) of the  
24 Michigan administrative code.

25 (f) Sewage.

26 (g) PCBs as defined in 40 C.F.R. section 761.3.

27 (h) Asbestos waste unless the landfill complies with 40

1 C.F.R. section 61.154.

2 Sec. 11521. ~~—(1) If the owner or operator of a landfill or~~  
3 ~~a municipal solid waste incinerator knows or should know that~~  
4 ~~solid waste to be disposed of includes yard clippings that are~~  
5 ~~generated or collected, or both, on land that is owned by a~~  
6 ~~county, municipality, or a state facility, the owner or operator~~  
7 ~~of the landfill or municipal solid waste incinerator shall not~~  
8 ~~accept the solid waste for disposal.~~

9 (1) ~~—(2) Beginning on March 28, 1995, if~~ If the owner or  
10 operator of a ~~landfill or a~~ municipal solid waste incinerator  
11 knows or should know that solid waste to be disposed of includes  
12 yard clippings, ~~from any source,~~ the owner or operator of the  
13 ~~landfill or~~ municipal solid waste incinerator shall not accept  
14 the solid waste for disposal.

15 (2) ~~—(3)~~ This section does not apply to yard clippings that  
16 are diseased or infested.

17 Enacting section 1. This amendatory act does not take  
18 effect unless all of the following bills of the 92nd Legislature  
19 are enacted into law:

- 20 (a) Senate Bill No. 98.  
21 (b) Senate Bill No. 497.  
22 (c) Senate Bill No. 500.  
23 (d) Senate Bill No. 502.  
24 (e) Senate Bill No. 505.