

# HOUSE JOINT RESOLUTION O

September 8, 2005, Introduced by Rep. Hansen and referred to the Committee on Natural Resources, Great Lakes, Land Use, and Environment.

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 40 to article IX, to impose a recycling fee on certain sales transactions under certain circumstances.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to impose a recycling fee on certain sales transactions under certain circumstances, is proposed, agreed to, and submitted to the people of the state:

## ARTICLE IX

SEC. 40. BEGINNING JANUARY 1, 2006, A RECYCLING FEE OF NOT

1 MORE THAN 1 CENT PER SALES TRANSACTION, AS DEFINED BY LAW, SHALL BE  
2 LEVIED AND COLLECTED IN A MANNER PROVIDED BY LAW.

3 A RECYCLING FEE SHALL NOT BE LEVIED OR COLLECTED ON A SALES  
4 TRANSACTION OF GOODS SOLD FROM A VENDING MACHINE, MOTOR FUEL,  
5 PRESCRIPTION DRUGS SOLD FOR HUMAN USE, OR UTILITIES.

6 THE PROCEEDS FROM THE RECYCLING FEE SHALL BE USED ONLY FOR  
7 RECYCLING, AS DEFINED BY LAW.

8 THIS SECTION DOES NOT APPLY IF THE INITIATED LAW OF 1976, MCL  
9 445.571 TO 445.576, IS AMENDED TO REQUIRE A DEPOSIT ON  
10 NONCARBONATED BEVERAGES.

11 Resolved further, That the foregoing amendment shall be  
12 submitted to the people of the state at the next general election  
13 in the manner provided by law.