

SENATE BILL No. 1227

March 20, 2008, Introduced by Senators JELINEK and BIRKHOLZ and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 11717b (MCL 324.11717b), as added by 2004 PA
381.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11717b. (1) The cost of administering this part shall be
2 recovered by collecting fees from persons engaged in servicing. Fee
3 categories and, subject to subsection (2), rates are as follows:

4 (a) The fee for a septage waste servicing license is \$200.00
5 per year.

6 (b) The fee for a septage waste vehicle license is as follows:

7 (i) If none of the vehicles owned by the person applying for
8 the septage waste vehicle license will be used at any time during

1 the license period for disposal of septage waste by land
2 application, \$350.00 per year for each septage waste vehicle.

3 (ii) If any of the vehicles owned by the person applying for
4 the septage waste vehicle license will be used at any time during
5 the license period for disposal of septage waste by land
6 application, \$480.00 per year for each septage waste vehicle.

7 (C) THE FEE TO TRANSFER A SEPTAGE WASTE VEHICLE LICENSE,
8 DURING A YEAR IN WHICH THE ANNUAL FEE HAS BEEN PAID UNDER
9 SUBDIVISION (B), FROM 1 SEPTAGE WASTE VEHICLE TO ANOTHER SEPTAGE
10 WASTE VEHICLE UNDER THE SAME OWNERSHIP IS AS FOLLOWS:

11 (i) \$200.00 IF THE SEPTAGE WASTE VEHICLE FROM WHICH THE LICENSE
12 IS BEING TRANSFERRED HAS BEEN INSPECTED FOR THAT YEAR UNDER SECTION
13 11706.

14 (ii) \$150.00 IF THE VEHICLE FROM WHICH THE LICENSE IS BEING
15 TRANSFERRED HAS NOT BEEN INSPECTED FOR THAT YEAR.

16 (D) ~~(e)~~—The fee for a site permit is \$500.00. However, a
17 person shall not be charged a fee to renew a site permit.

18 (2) If a fee under subsection (1) is paid for a license,
19 permit, or approval but the application for the license or permit
20 or the request for the approval is denied, the department shall
21 promptly refund the fee.

22 (3) For each state fiscal year, a person possessing a septage
23 waste servicing license and septage waste vehicle license as of
24 January 1 of that fiscal year shall be assessed a septage waste
25 servicing license fee and septage waste vehicle license fee as
26 specified in this section. The department shall notify those
27 persons of their fee assessments by February 1 of that fiscal year.

1 Payment shall be postmarked by March 15 of that fiscal year. Fees
2 ~~assessed in the 2005 calendar year for a septage waste servicing~~
3 ~~license or a septage waste vehicle license shall be reduced by the~~
4 ~~amount of the fee paid by the applicant for a septage waste vehicle~~
5 ~~license for the same vehicle or for a septage waste servicing~~
6 ~~license, respectively, in effect on January 1, 2005, prorated based~~
7 ~~on the portion of the 3 year term of that license remaining after~~
8 ~~December 31, 2004.~~

9 (4) The department shall assess interest on all fee payments
10 received after the due date. The amount of interest shall equal
11 0.75% of the payment due, for each month or portion of a month the
12 payment remains past due. The failure by a person to timely pay a
13 fee imposed by this section is a violation of this part.

14 (5) If a person fails to pay a fee required under this section
15 in full, plus any interest accrued, by October 1 of the year
16 following the date of notification of the fee assessment, the
17 department may issue an order that revokes the license or permit
18 held by that person for which the fee was to be paid.

19 (6) Fees and interest collected under this section shall be
20 deposited in the fund.