

HOUSE JOINT RESOLUTION MM

October 28, 2009, Introduced by Reps. Kennedy, Haugh, Roberts, Scripps, Byrum, Roy Schmidt, Haase, Donigan, Meadows, Liss and Miller and referred to the Committee on Great Lakes and Environment.

A joint resolution proposing an amendment to the state constitution of 1963, by adding section 43 to article IX, to provide for the expenditure of revenue from a charge imposed by law on landfills for solid waste that is disposed of in the landfills.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to provide for the expenditure of revenue from a charge imposed by law on landfills for solid waste that is disposed of in the landfills, is proposed, agreed to, and submitted to the people of the state:

ARTICLE IX

1 SEC. 43. IF BY LAW A CHARGE IS IMPOSED ON LANDFILLS AND
2 INCINERATORS FOR SOLID WASTE THAT IS DISPOSED OF IN THE LANDFILLS
3 OR INCINERATORS AND THE REVENUE IS DEPOSITED IN A SPECIAL FUND,
4 MONEY IN THAT FUND SHALL BE EXPENDED ONLY FOR THE FOLLOWING:

5 (A) RECYCLING, INCLUDING THE ADMINISTRATION AND ENFORCEMENT OF
6 RECYCLING LAWS AND GRANTS TO SUPPORT AND PROMOTE RECYCLING OR
7 MARKET DEVELOPMENT FOR RECYCLED MATERIALS.

8 (B) GRANTS TO LOCAL UNITS OF GOVERNMENT FOR REPORTING
9 RECYCLING DATA AND FOR SOLID WASTE PLANNING.

10 (C) GRANTS TO LOCAL UNITS OF GOVERNMENT TO PROMOTE THE PUBLIC
11 HEALTH, SAFETY, OR WELFARE.

12 (D) THE ADMINISTRATION OF THE FUND AND OF OTHER FUNDS
13 RECEIVING REVENUE FROM THE FUND.

14 (E) THE ADMINISTRATION AND ENFORCEMENT OF THE SOLID WASTE LAWS
15 OF THIS STATE.

16 THIS SECTION DOES NOT APPLY TO A CHARGE THAT IS REQUIRED BY
17 LAW TO BE DEPOSITED IN A LANDFILL PERPETUAL CARE FUND IF THAT
18 CHARGE WAS AUTHORIZED BY LAW BEFORE JANUARY 1, 2009.

19 THE LEGISLATURE MAY PROVIDE BY LAW FOR THE IMPLEMENTATION OF
20 THIS SECTION.

21 Resolved further, That the foregoing amendment shall be
22 submitted to the people of the state at the 2010 general election
23 in the manner provided by law.