

PUBLIC HEALTH CODE (EXCERPT)
Act 368 of 1978

333.13726 Duties of generator; generator acting as carrier, collector, or processor.

Sec. 13726. (1) A generator required to be permitted under this part or who has privileges in this state pursuant to section 13724 shall do all of the following:

- (a) Prepare a manifest for each shipment of waste.
 - (b) Provide a separate manifest for each unit of waste as determined by the department that is to be transported to or collected or processed on property other than the property to which the generator's permit applies.
 - (c) Include with each manifest details as specified by the department, including sufficient qualitative and quantitative analysis and physical description of the waste to permit an evaluation of the potential hazards associated with the waste and to determine proper methods of transportation, processing, collecting, storage, and disposal. The manifest shall also indicate any safety or transportation requirements required by law for each shipment of waste.
 - (d) Within 10 days after the transfer of the waste to a carrier, processor, or collector, or to the disposal site, submit a copy of the manifest to the authority.
 - (e) Compile and maintain information and records regarding the quantities and the disposition of waste shipped.
 - (f) Package waste in accordance with applicable federal requirements, this part, rules promulgated under this part, and any requirements under the low-level radioactive waste authority act.
 - (g) Label each container of waste with the generator's identification number and an identification number that corresponds to the number listed on the manifest for that waste and comply with all lawful requirements for labeling and containerization of waste for shipment.
 - (h) Keep all records and copies of manifests available for review and inspection at reasonable times by the department or a peace officer.
 - (i) Retain all records and manifest copies for 3 years. The retention period required by this subdivision shall be automatically extended during the course of an unresolved enforcement action regarding a regulated activity or as required by the director.
 - (j) Certify that the information contained in each manifest is accurate.
 - (k) Provide for the transport, collection, or processing of waste only by persons holding a carrier's, collector's, or processor's permit issued under this part or who has equivalent privileges in this state under section 13724.
- (2) Without obtaining an additional permit under this part, a person who holds a generator's permit issued in this state may act as a carrier, collector, or processor in regard to waste that is generated by the holder under the generator's permit. A generator who acts as a carrier, collector, or processor pursuant to this subsection shall be subject to the same requirements provided for in this part for a carrier, collector, or a processor.

History: Add. 1987, Act 203, Imd. Eff. Dec. 22, 1987.

Compiler's note: For transfer of powers and duties of radioactive materials program from department of health and human services to department of health and human services, see E.R.O. No. 2017-3, compiled at MCL 333.26254.

Popular name: Act 368