

NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT (EXCERPT)
Act 451 of 1994

***** 324.11572.added THIS ADDED SECTION IS EFFECTIVE MARCH 29, 2023 *****

324.11572.added Planning committee; membership; terms.

Sec. 11572. (1) Within 180 days after the CAA submits a notice of intent to the department under section 11571, the CAA shall appoint a planning committee. The planning committee is a permanent body. Initial planning committee members shall be appointed for 5-year terms. Their immediate successors shall be appointed for 2-, 3-, 4-, or 5-year terms such that, as nearly as possible, the same number are appointed for each term length. Subsequently, members shall be appointed for terms of 5 years. A member may be reappointed.

(2) If a vacancy occurs on the planning committee, the CAA shall make an appointment for the unexpired term in the same manner as the original appointment. The CAA may remove a member of the planning committee for incompetence, dereliction of duty, or malfeasance, misfeasance, or nonfeasance in office.

(3) The first meeting of the planning committee shall be called by the designated planning agency. At the first meeting, the planning committee shall elect from among its members a chairperson and other officers as it considers necessary or appropriate. A majority of the members of the planning committee constitute a quorum for the transaction of business at a meeting of the planning committee. For the purposes of determining the quorum, the number of members of the planning committee is the number as established under subsection (4), excluding any unfilled vacancies created in the past 90 days. The affirmative vote of a majority of the number of members of the planning committee as established under subsection (4) is required for official action of the planning committee. A planning committee shall adopt procedures for the conduct of its business.

(4) A planning committee shall consist of the following members:

- (a) A representative of a solid waste disposal facility operator that provides service in the planning area.
 - (b) A representative of a hauler that provides service in the planning area.
 - (c) A representative of a materials recovery facility operator that provides service in the planning area.
 - (d) A representative of a composting facility or anaerobic digester operator that provides service in the planning area.
 - (e) A representative of a waste diversion, reuse, or reduction facility operator that provides service in the planning area.
 - (f) A representative of an environmental interest group that has members residing in the planning area.
 - (g) An elected official of the county.
 - (h) An elected official of a township in the planning area.
 - (i) An elected official of a city or village in the planning area.
 - (j) A representative of a business that generates a managed material in the planning area.
 - (k) A representative of the regional planning agency whose territory includes the planning area.
 - (l) Any additional members appointed under subsections (5) or (6) or section 11578(3), as applicable.
- (5) The CAA may appoint to the planning committee as an additional regular member 1 representative that does business in or resides in an adjacent municipality outside the planning area.

(6) CAAs preparing a multicounty MMP under section 11571 shall appoint a single planning committee. For each county, both of the following additional members may be appointed to the planning committee:

- (a) An elected official of the county or a municipality in the planning area.
- (b) A representative from a business that generates managed materials within the planning area.

(7) If the CAA has difficulty finding qualified individuals to serve on the planning committee, the department may approve a reduction in the number of members of the planning committee. However, at a minimum, the planning committee shall include all of the following members:

- (a) A representative of the solid waste disposal industry that provides service in the planning area.
- (b) A representative of a materials utilization facility that provides service in the planning area.
- (c) Two individuals, each of whom is either a member of an environmental interest group who resides in the planning area or a representative of the regional planning agency.
- (d) An elected official of the county.
- (e) An elected official of a township in the planning area.
- (f) An elected official of a city or village in the planning area.

History: Add. 2022, Act 250, Eff. Mar. 29, 2023.

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