



**House  
Legislative  
Analysis  
Section**

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SITING SOLID WASTE DISPOSAL AREAS **RECEIVED**

**OCT 08 1990**

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House Bill 5791

Sponsor: Rep. Willis Bullard, Jr.

Committee: Conservation, Recreation, &  
Environment

Complete to 8-24-90

**A SUMMARY OF HOUSE BILL 5791 AS INTRODUCED 5-21-90**

The bill would amend the Solid Waste Management Act to strengthen environmental protection provisions regarding the siting of solid waste disposal facilities. The act requires construction permit applications for sanitary landfills to include an environmental assessment. The bill would require that the assessment include an analysis of how preexisting geologic formations at a proposed site for a disposal area would provide additional protection against contamination. The bill would also prohibit the director from issuing a construction permit for a disposal area unless the director determined that preexisting geologic formations at the site of the proposed disposal facility would provide additional protection against the contamination of a usable aquifer.

Rules. The act requires the director to promulgate rules regarding the establishment of goals and objectives for prevention of adverse effects on the public due to the facility. The bill would require that the rules be reviewed by the director at least every five years and revised as necessary to ensure maximum protection for surface water and groundwater quality, air quality and the land. The act also requires the promulgation of rules that contain sanitary design and operational standards for solid waste transporting units and disposal areas. The bill would require that rules developed under this section be reviewed by the director at least every five years and revised as necessary to ensure maximum protection for surface water and groundwater quality, air quality, and the land.

Penalties. Under the act, the court may order a person who violates the act or its rules to restore, or pay an amount equal to the cost of restoration of, the natural resources that were damaged due to a violation of the act or its rules. The bill would allow the court to require a person to provide a temporary or permanent water supply to a person whose water supply was unfit or could become unfit for use as an individual, public, industrial or agricultural water supply.

MCL 299.403 et al.

House Bill 5791 (8-24-90)