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BILL ANALYSIS

Senate Fiscal Agency

Lansing, Michigan 48909

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Senate Bills 692 and 693 (as reported without amendment)

Sponsor: Senator Vern Ehlers

Committee: Natural Resources and Environmental Affairs

Date Completed: 1-22-90

RATIONALE

Public Act 430 of 1988 requires the Department of Natural Resources (DNR) to conduct a used oil recycling demonstration project by providing for a system of oil recycling tanks or barrels for public use at State-owned vehicle maintenance garages and other publicly owned facilities where used oil is generated from State-owned or State-contracted vehicles. Subsequent to the DNR's beginning to implement the system of oil recycling collection tanks and barrels, Senate Bill 454 was passed by the Senate in 1989. That bill would prohibit the disposal of used oil by dumping, discharging, or depositing it into drainage systems, sewers, or water. Disposal of oil as refuse onto public or private land also would be prohibited by Senate Bill 454 unless the land was a State-designated collection facility for used oil and the oil was placed in a receptacle or container at such a facility. To complement the proposed restrictions in Senate Bill 454, some people believe that other laws should be amended to prohibit the disposal of waste oil by burning it in a municipal solid waste incinerator or spreading it on roads as a dust stabilizer.

CONTENT

Senate Bill 692 would amend the Solid Waste Management Act to prohibit, beginning three years after the bill's effective date, the incineration of oil in a municipal solid waste incinerator. Senate Bill 693 would amend the liquid industrial waste Act to delete a provision that allows waste oil to be spread on roadways

and other surfaces for dust control or soil stabilization if such practices are authorized in writing by the property owner and the spreading is "done in a manner that precludes hazardous or nuisance conditions".

Both bills are tie-barred to Senate Bill 454, which also would require the Department of Natural Resources to submit to the Legislature, by January 1, 1991, a comprehensive plan for the establishment of a network of used oil collection facilities.

Proposed MCL 299.32d (S.B. 692)
MCL 323.278 (S.B. 693)

FISCAL IMPACT

The bills would have no fiscal impact on State or local government.

ARGUMENTS**Supporting Argument**

By prohibiting the dumping of oil, the bills, together with Senate Bill 454, would have a deterrent effect on a major source of pollution. Oil dumped onto the ground can have a great negative impact on the quality of Michigan's groundwater, surface water, and soil, while burning it in municipal incinerators can adversely affect the air. Such practices should be prohibited. In addition, by allowing a violator's sentence to include working in recycling-related labor, Senate Bill 454 would encourage recycling as an alternative to

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dumping and incinerating waste. Finally, the bills are a reasonable follow-up to the measures of Public Act 430 of 1988, which requires the DNR to establish a used oil collection system.

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.

HOUSE LEGISLATIVE ANALYSIS SECTION

Senate Bill S.B. 692

Analysis 1st Analysis

See S.B. 454

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SENATE ANALYSIS SECTION

SENATE BILL 693

ANALYSIS First

SEE SB692

HOUSE LEGISLATIVE ANALYSIS SECTION

Senate Bill S.B. 693

Analysis 1st Analysis

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