

SENATE BILL No. 732

December 13, 1989, Introduced by Senators EHLERS and BINSFELD
and referred to the Committee on Natural Resources and
Environmental Affairs.

A bill to amend section 5 of Act No. 641 of the Public Acts
of 1978, entitled as amended
"Solid waste management act,"
as amended by Act No. 52 of the Public Acts of 1989, being
section 299.405 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 5 of Act No. 641 of the Public Acts of
2 1978, as amended by Act No. 52 of the Public Acts of 1989, being
3 section 299.405 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 5. (1) "Health officer" means a full-time administra-
6 tive officer of a certified city, county, or district department
7 of health.

8 (2) "HOUSEHOLD" MEANS A SINGLE DETACHED DWELLING UNIT OR A
9 SINGLE UNIT OF A MULTIPLE DWELLING.

1 (3) ~~-(2)-~~ "Inert material" means a substance that will not
2 decompose, dissolve, or in any other way form a contaminated
3 leachate upon contact with water, or other liquids determined by
4 the director as likely to be found at the disposal area, perco-
5 lating through the substance.

6 (4) "INFECTIOUS AGENT" MEANS AN ORGANISM, SUCH AS A VIRUS OR
7 BACTERIUM, THAT IS CAPABLE OF BEING COMMUNICATED BY INVASION AND
8 MULTIPLICATION IN BODY TISSUES AND CAPABLE OF CAUSING DISEASE OR
9 ADVERSE HEALTH IMPACTS IN HUMANS.

10 (5) ~~-(3)-~~ "Landfill" means a disposal area that is a sani-
11 tary landfill.

12 (6) "MEDICAL WASTE" MEANS ANY OF THE FOLLOWING THAT ARE NOT
13 GENERATED FROM A HOUSEHOLD OR A FARM OPERATION OR OTHER AGRICUL-
14 TURAL BUSINESS:

15 (i) CULTURES AND STOCKS OF INFECTIOUS AGENTS AND ASSOCIATED
16 BIOLOGICALS, INCLUDING LABORATORY WASTE, BIOLOGICAL PRODUCTION
17 WASTES, DISCARDED LIVE AND ATTENUATED VACCINES, CULTURE DISHES,
18 AND RELATED DEVICES.

19 (ii) LIQUID HUMAN AND ANIMAL WASTE, INCLUDING BLOOD AND
20 BLOOD PRODUCTS AND BODY FLUIDS, BUT NOT INCLUDING URINE OR MATE-
21 RIALS STAINED WITH BLOOD OR BODY FLUIDS.

22 (iii) PATHOLOGICAL WASTE.

23 (iv) SHARPS.

24 (v) CONTAMINATED WASTES FROM ANIMALS THAT HAVE BEEN EXPOSED
25 TO AGENTS INFECTIOUS TO HUMANS, THESE BEING PRIMARILY RESEARCH
26 ANIMALS.

1 (7) ~~-(4)-~~ "Municipal solid waste incinerator" means an
2 incinerator that is owned or operated by any person, and meets
3 all of the following requirements:

4 (a) The incinerator receives solid waste from off site and
5 burns only household waste from single and multiple dwellings,
6 hotels, motels, and other residential sources, or this household
7 waste together with solid waste from commercial, institutional,
8 municipal, county, or industrial sources that, if disposed of,
9 would not be required to be placed in a disposal facility
10 licensed under the hazardous waste management act, Act No. 64 of
11 the Public Acts of 1979, being sections 299.501 to 299.551 of the
12 Michigan Compiled Laws.

13 (b) The incinerator has established contractual requirements
14 or other notification or inspection procedures sufficient to
15 assure that the incinerator receives and burns only waste
16 referred to in subdivision (a).

17 (c) The incinerator meets the requirements of this act and
18 the rules promulgated under this act.

19 (d) The incinerator is not an industrial furnace as defined
20 in 40 C.F.R. 260.10.

21 (E) THE INCINERATOR IS NOT AN INCINERATOR THAT RECEIVES AND
22 BURNS ONLY MEDICAL WASTE OR WASTE PRODUCED AT 1 OR MORE
23 HOSPITALS.

24 (8) ~~-(5)-~~ "Municipal solid waste incinerator ash" means the
25 substances remaining after combustion in a municipal solid waste
26 incinerator.

1 (9) ~~-(6)-~~ "Municipality" means a city, township, or
2 village.

3 ~~-(7)- "Perpetual care trust fund" means a perpetual care~~
4 ~~trust fund provided for in section 19b.~~

5 (10) ~~-(8)-~~ "Person" means an individual; sole proprietor-
6 ship; partnership; association; corporation, public or private,
7 organized or existing under the laws of this state or any other
8 state, including a federal corporation; this state or an agency
9 or department of this state; a municipality in this state; or a
10 county in this state.