



Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536

BILL



ANALYSIS

Telephone: (517) 373-5383
Fax: (517) 373-1986
TDD: (517) 373-0543

House Bill 4099 (Substitute S-4)
Sponsor: Representative Paul Gielegthem
House Committee: Land Use and Environment
Senate Committee: Natural Resources and Environmental Affairs

Date Completed: 2-24-04

CONTENT

The bill would add a definition of "beverage container" to Part 115 (Solid Waste Management) of the Natural Resources and Environmental Protection Act; and require the Director of the Department of Environmental Quality (DEQ) to give legislative committees an annual report on solid waste.

Under the bill, "beverage container" would mean a metal, glass, paper, or plastic container, or a container composed of a combination of those materials, that was designed to be airtight and contained one gallon or less of any of the following: a soft drink, soda water, carbonated natural or mineral water, or other nonalcoholic carbonated drink; beer, ale, or other malt drink of whatever alcoholic content; or a mixed wine drink or a mixed spirit drink.

Each year, beginning February 1, 2005, the DEQ Director would have to submit a report to the standing committees of the Senate and House of Representatives with responsibility for solid waste issues. The report would have to set forth all of the following:

- The amount and origin of solid waste accepted for disposal in this State during the preceding fiscal year.
- A general characterization of the types of solid waste described above.
- General trends in both the volume and kind of waste accepted for disposal in the State during the preceding fiscal year.
- Any recommendations for making further changes, including necessary appropriations, to Part 115 in order to manage solid waste in Michigan properly.

The bill is tie-barred to Senate Bills 498, 500, and 502. (Senate Bill 498 (H-2), as passed by the House, would prohibit the knowing disposal in a landfill or municipal solid waste incinerator of more than a de minimus amount of beverage containers or whole tires. Senate Bill 500 (H-3) would establish a maximum civil fine of \$25,000 per day for repeated violations of Part 115. Senate Bill 502 (H-2) would require the DEQ to compile a list of jurisdictions that prohibited or prevented the disposal in a landfill of items banned from landfills in this State.)

House Bill 4099 (S-4) also is tie-barred to House Bills 5234 and 5235. (House Bill 5234 (H-1) would prohibit a landfill owner or operator from accepting out-of-State waste except under certain circumstances. House Bill 5235 (S-1) would require the DEQ to post on its website a list of materials banned from landfills and disposal options, and would require waste haulers to notify their customers of those items, the disposal options, and the website address.)

MCL 324.11502 et al.

Legislative Analyst: Suzanne Lowe

FISCAL IMPACT

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

Fiscal Analyst: Jessica Runnels

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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.