

**SUBSTITUTE FOR
HOUSE BILL NO. 4099**

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 11505 and 11514 (MCL 324.11505 and
324.11514) and by adding sections 11507b and 11507c.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11505. (1) "Recyclable materials" means source
2 separated materials, site separated materials, high grade paper,
3 glass, metal, plastic, aluminum, newspaper, corrugated paper,
4 yard clippings, and other materials that may be recycled or
5 composted.
6 (2) "Regional solid waste management planning agency" means
7 the regional solid waste planning agency designated by the
8 governor pursuant to section 4006 of subtitle D of the solid
9 waste disposal act, title II of Public Law 89-272, 42
10 U.S.C. 6946.

1 (3) "Resource recovery facility" means machinery, equipment,
2 structures, or any parts or accessories of machinery, equipment,
3 or structures, installed or acquired for the primary purpose of
4 recovering materials or energy from the waste stream.

5 (4) "Response activity" means an activity that is necessary
6 to protect the public health, safety, welfare, or the
7 environment, and includes, but is not limited to, evaluation,
8 cleanup, removal, containment, isolation, treatment, monitoring,
9 maintenance, replacement of water supplies, and temporary
10 relocation of people.

11 **(5) "Returnable container" means that term as defined in**
12 **section 1 of the Initiated Law of 1976, MCL 445.571.**

13 (6) ~~—(5)—~~ "Rubbish" means nonputrescible solid waste,
14 excluding ashes, consisting of both combustible and
15 noncombustible waste, including paper, cardboard, metal
16 containers, yard clippings, wood, glass, bedding, crockery,
17 demolished building materials, or litter of any kind that may be
18 a detriment to the public health and safety.

19 (7) ~~—(6)—~~ "Salvaging" means the lawful and controlled removal
20 of reusable materials from solid waste.

21 (8) ~~—(7)—~~ "Site separated material" means glass, metal, wood,
22 paper products, plastics, rubber, textiles, garbage, yard
23 clippings, or any other material approved by the department that
24 is separated from solid waste for the purpose of conversion into
25 raw materials or new products. Site separated material does not
26 include the residue remaining after glass, metal, wood, paper
27 products, plastics, rubber, textiles, or any other material

1 approved by the department is separated from solid waste.

2 (9) ~~-(8)-~~ "Slag" means the nonmetallic product resulting from
3 melting or smelting operations for iron or steel.

4 Sec. 11507b. (1) By the tenth day of each month, the
5 director shall submit to the standing committees of the senate
6 and house of representatives with primary responsibility for
7 solid waste issues a report that sets forth all of the
8 following:

9 (a) The amount of solid waste generated outside of this state
10 and accepted for disposal in this state during the preceding
11 calendar month.

12 (b) The origins of the waste described in subdivision (a).

13 (c) The locations where the waste described in subdivision
14 (a) was disposed of.

15 (d) The types of solid waste described in subdivision (a).

16 (2) Subsection (1) applies beginning the tenth day of the
17 month after the first full calendar month following the effective
18 date of the amendatory act that added this section.

19 Sec. 11507c. By July 1 of each year, the director shall
20 submit to the standing committees of the senate and house of
21 representatives with primary responsibility for solid waste
22 issues a report containing proposals for reducing the amount of
23 solid waste generated outside of this state that is accepted for
24 disposal in this state.

25 Sec. 11514. (1) A person shall not knowingly dispose of,
26 and an owner or operator of a landfill shall not knowingly permit
27 the disposal of ~~-, medical waste in a landfill~~ either of the

1 following in a landfill:

2 (a) Medical waste, unless that medical waste has been
3 decontaminated or is not required to be decontaminated but is
4 packaged in the manner required under part 138 of the public
5 health code, ~~Act No. 368 of the Public Acts of 1978, being~~
6 ~~sections 333.13801 to 333.13831 of the Michigan Compiled Laws~~
7 1978 PA 368, MCL 333.13801 to 333.13831.

8 (b) More than a de minimis amount of returnable containers.

9 (2) Subsection (1)(b) does not apply to green glass beverage
10 containers. The department shall convene a task force to make
11 recommendations to the legislature on the special recycling
12 problems posed by green glass beverage containers. The task
13 force shall include, but need not be limited to, all of the
14 following:

15 (a) A representative of the landfill industry.

16 (b) A representative of a company that manufactures or uses
17 green glass beverage containers.

18 (c) A representative of a recycling company.

19 (d) A representative of an environmental organization.

20 (3) The task force under subsection (2) shall issue its
21 recommendations by December 31, 2004. Subsection (2) does not
22 apply after June 1, 2007 unless the legislature has enacted the
23 recommendations of the task force by that date.

24 (4) As used in this section, "de minimis" means incidental
25 disposal of small amounts of these materials that are commingled
26 with other solid waste.

27 Enacting section 1. This amendatory act does not take

1 effect unless House Bill No. 4098 of the 92nd Legislature is
2 enacted into law.