

SENATE BILL No. 124

February 1, 2005, Introduced by Senators BIRKHOLZ, BRATER, PRUSI, CHERRY, OLSHOVE, THOMAS, BASHAM, SCHAUER, JACOBS, SCOTT, SWITALSKI, CLARKE, GEORGE, VAN WOERKOM, PATTERSON, ALLEN, HARDIMAN, JELINEK, McMANUS and TOY and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending the heading of part 172 and section 17201 (MCL 324.17201), as added by 2002 PA 578, and by adding section 17205.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 172. ~~MERCURY THERMOMETERS~~ **MERCURY-ADDED PRODUCTS**

Sec. 17201. As used in this part:

(a) "Manufacturer" means a person that produces, imports, or distributes ~~mercury thermometers~~ **A PRODUCT** in this state.

(b) "Mercury fever thermometer" means a mercury thermometer used for measuring body temperature.

(c) "Mercury thermometer" means a product, or **A** component,

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1 other than a dry cell battery, of a product, used for measuring
2 temperature that contains mercury or a mercury compound
3 intentionally added to the product or component.

4 (D) "THERMOSTAT" MEANS A DEVICE THAT REGULATES TEMPERATURE IN
5 AN ENCLOSED AREA BY CONTROLLING HEATING, COOLING, OR VENTILATION
6 EQUIPMENT.

7 SEC. 17205. (1) BEGINNING JANUARY 1, 2006, A MANUFACTURER OF
8 THERMOSTATS CONTAINING MERCURY OR A MERCURY COMPOUND INTENDED FOR
9 SALE IN THIS STATE OR FOR USE IN THIS STATE SHALL AFFIX A LABEL
10 INDICATING THAT THE THERMOSTAT CONTAINS MERCURY OR A MERCURY
11 COMPOUND TO EACH THERMOSTAT AND SHALL PROVIDE INSTRUCTIONS WITH THE
12 THERMOSTAT ON THE PROPER DISPOSAL OF THE THERMOSTAT AND PROPER
13 CLEANUP OF THE MERCURY OR MERCURY COMPOUND IF A SPILL, LEAK, OR
14 DISCHARGE OCCURS.

15 (2) BEGINNING JANUARY 1, 2010, A PERSON SHALL NOT SELL OR
16 OFFER FOR SALE A THERMOSTAT CONTAINING MERCURY OR A MERCURY
17 COMPOUND IN THIS STATE OR FOR USE IN THIS STATE.