

HOUSE BILL No. 6504

November 27, 2018, Introduced by Rep. Cochran and referred to the Committee on Commerce and Trade.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending the heading of part 163 and section 16301 (MCL
324.16301) and by adding sections 16302a and 16302b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 163. ~~PLASTIC DEGRADABLE CONTAINERS~~ **PLASTICS**

Sec. 16301. As used in this part:

(a) "Containers" means glass, metal, or plastic bottles, cans, jars, or other receptacles that contain any substance.

(b) "Degradable" means capable of being broken down by biodegradation, photodegradation, or chemical degradation into component parts within 360 days under exposure to the elements.

(c) **"SINGLE-USE PLASTIC ITEM" MEANS A DISPOSABLE ITEM THAT IS MADE SUBSTANTIALLY OF PLASTIC AND DESIGNED TO BE USED ONLY ONCE. SINGLE-USE PLASTIC ITEM INCLUDES, BUT IS NOT LIMITED TO, ANY OF THE**

1 FOLLOWING ITEMS:

2 (i) COTTON SWABS.

3 (ii) CUTLERY.

4 (iii) PLATES.

5 (iv) STRAWS.

6 (v) DRINK STIRRERS.

7 SEC. 16302A. (1) BEGINNING 5 YEARS AFTER THE EFFECTIVE DATE OF
8 THE AMENDATORY ACT THAT ADDED THIS SECTION, EXCEPT AS PROVIDED IN
9 SUBSECTION (2), A PERSON SHALL NOT SELL OR OFFER FOR SALE IN THIS
10 STATE A SINGLE-USE PLASTIC ITEM THAT IS NOT DEGRADABLE.

11 (2) SUBSECTION (1) DOES NOT APPLY IF THERE IS NO AVAILABLE
12 SUSTAINABLE ALTERNATIVE FOR A SINGLE-USE PLASTIC ITEM THAT IS NOT
13 DEGRADABLE.

14 SEC. 16302B. NOT LATER THAN 1 YEAR AFTER THE EFFECTIVE DATE OF
15 THE AMENDATORY ACT THAT ADDED THIS SECTION, THE DEPARTMENT SHALL
16 PROMULGATE RULES SETTING FORTH STANDARDS FOR DETERMINING IF A
17 SUSTAINABLE ALTERNATIVE IS AVAILABLE FOR PURPOSES OF SECTION
18 16302A.