

HOUSE BILL No. 4331

February 17, 2005, Introduced by Reps. Gleason, Plakas, McDowell, Donigan, Byrnes, Spade, Waters, Bennett, Lemmons, III, Lemmons, Jr., Tobocman, Sheltroun, Cushingberry, Zelenko, Lipsey, Gillard, Gonzales, Murphy, Sak, Brown, Anderson, Williams, Adamini, Kathleen Law, Polidori, Leland, Cheeks, Kolb and Clack and referred to the Committee on Natural Resources, Great Lakes, Land Use, and Environment.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding section 11514a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 11514A. (1) THE OWNER OR OPERATOR OF A LANDFILL OR
2 MUNICIPAL SOLID WASTE INCINERATOR SHALL INSPECT EACH DAY AT LEAST 1
3 LOAD OF THE SOLID WASTE DELIVERED TO THE DISPOSAL AREA THAT DAY AND
4 SHALL INSPECT EACH YEAR AT LEAST 1% OF THE LOADS OF SOLID WASTE
5 DELIVERED TO THE DISPOSAL AREA THAT YEAR.

6 (2) IF A LOAD OF SOLID WASTE IS REJECTED BY THE OWNER OR
7 OPERATOR OF A LANDFILL OR MUNICIPAL SOLID WASTE INCINERATOR BECAUSE
8 IT CONTAINS MATERIALS WHOSE DISPOSAL AT THE DISPOSAL AREA IS
9 PROHIBITED UNDER THIS ACT OR RULES PROMULGATED UNDER THIS ACT, A

1 SOLID WASTE HAULER SHALL NOT SUBSEQUENTLY DELIVER THE LOAD TO A
2 LANDFILL OR MUNICIPAL SOLID WASTE INCINERATOR IN THIS STATE FOR
3 DISPOSAL UNLESS THE SOLID WASTE IS FIRST PROCESSED BY A MATERIAL
4 RECOVERY FACILITY, A TRANSFER STATION, OR OTHER FACILITY THAT HAS
5 DOCUMENTED THAT IT HAS REMOVED FROM THE SOLID WASTE THOSE MATERIALS
6 THAT ARE PROHIBITED FROM DISPOSAL IN A LANDFILL OR MUNICIPAL SOLID
7 WASTE INCINERATOR UNDER THIS ACT OR RULES PROMULGATED UNDER THIS
8 ACT.

9 (3) THE OWNER OR OPERATOR OF A LANDFILL OR MUNICIPAL SOLID
10 WASTE INCINERATOR SHALL PROMPTLY REPORT TO THE DEPARTMENT THE
11 OWNER'S OR OPERATOR'S REJECTION OF A LOAD OF SOLID WASTE CONTAINING
12 MATERIALS WHOSE DISPOSAL AT THAT DISPOSAL AREA IS PROHIBITED UNDER
13 THIS ACT OR RULES PROMULGATED UNDER THIS ACT.