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Senate Bill 1436 (as introduced 7-28-10)
Sponsor: Senator Michelle A. McManus
Committee: Natural Resources and Environmental Affairs

Date Completed: 11-2-10

CONTENT

The bill would amend Part 117 (Septage Waste Servicers) of the Natural Resources and Environmental Protection Act to require a governmental unit that requires septage waste to be disposed of in a receiving facility to make a receiving facility available in that unit.

Under Part 117, a governmental unit (i.e., a county, township, municipality, or regional authority) that requires all septage waste collected in that unit to be disposed of in a receiving facility, or that prohibits, or effectively prohibits, the application of septage waste to land, must make available a receiving facility that can lawfully accept all septage waste generated within that unit that is not lawfully applied to land.

Under the bill, the receiving facility also would have to have the capacity to accept the waste, and would have to be located within that local governmental unit.

MCL 324.11715

Legislative Analyst: Julie Cassidy

FISCAL IMPACT

The bill likely would have a negligible fiscal impact on State and local revenue, as well as local expenditures. For local units that require septage waste to be disposed of in a receiving facility, or that prohibit the application of septage waste to land, the bill would have no impact unless the facility required under current law is located somewhere other than the local unit or lacks additional capacity. For affected local units, the bill could increase costs by an unknown amount depending on the size, cost, and number of additional or expanded facilities. It is unknown how many local units would be affected. To the extent that the bill required expanded or additional facilities, and those facilities were privately owned, the bill could increase State and local property tax revenue.

Fiscal Analyst: David Zin

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