



Senate Fiscal Agency
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BILL ANALYSIS

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House Bill 4276 (Substitute H-1 as discharged)
Sponsor: Representative Michael E. Nye
House Committee: Conservation, Environment and Great Lakes
Senate Committee: Natural Resources and Environmental Affairs

CONTENT

The bill would amend the Natural Resources and Environmental Protection Act to provide for the Scrap Tire Regulatory Fund to be used for the cleanup or collection of abandoned scrap tires and scrap tires accumulated prior to January 1, 1991, at collection sites; to define "abandoned scrap tires"; and to define "department" as the Department of Environmental Quality. ("Collection site" means a site, other than an landfill, a racecourse, or a feed storage location, that contains either a) one or more pieces of adjacent real property where 1,500 or more scrap tires are accumulated if that property is adjacent to and owned or leased by a retailer; or b) one or more pieces of adjacent real estate where 500 or more scrap tires are accumulated and that is not associated with such a retail operation.) "Abandoned scrap tires" would mean "an accumulation of scrap tires on property where the property owner is not, as determined by the department, responsible in whole or in part for the accumulation of the scrap tires". An owner who purchased or willingly took possession of an existing scrap tire collection site would have to be considered by the Department to be responsible in whole or in part for the accumulation of the scrap tires.

Currently, the Act requires the Fund to be used for administrative costs of the Department associated with implementing and enforcing the scrap tire provisions, administrative costs of the Secretary of State associated with collecting a tire disposal surcharge, and the cleanup or collection of abandoned scrap tires on land owned by the State or a local unit of government. The bill would not change the requirement that the Fund be used for administrative costs.

MCL 324.16901 & 324.16908

Legislative Analyst: S. Margules

FISCAL IMPACT

The bill would have an indeterminate fiscal impact on State and local government. The bill would increase the potential uses of the Scrap Tire Regulatory Fund to include nongovernmentally owned sites, but would not increase State revenues or overall expenditures.

For FY 1994-95 the Department of Natural Resources reported the receipt of approximately \$1.59 million in revenues to the Fund, and utilized approximately \$1.5 million for administrative (\$112,400), compliance and enforcement (\$704,700), and grants to local units of governments for public land cleanups (\$688,000).

Date Completed: 12-11-95

Fiscal Analyst: G. Cutler

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