

# HOUSE BILL No. 4042

January 31, 1991, Introduced by Rep. Bennett and referred to the Committee on Conservation, Recreation and Environment.

A bill to amend Act No. 641 of the Public Acts of 1978, entitled as amended  
"Solid waste management act,"  
as amended, being sections 299.401 to 299.437 of the Michigan Compiled Laws, by adding section 13c.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 641 of the Public Acts of 1978, as  
2 amended, being sections 299.401 to 299.437 of the Michigan  
3 Compiled Laws, is amended by adding section 13c to read as  
4 follows:

5 SEC. 13C. (1) THE DIRECTOR SHALL NOT ISSUE AN OPERATING  
6 LICENSE FOR A MUNICIPAL SOLID WASTE INCINERATOR AFTER THE EFFEC-  
7 TIVE DATE OF THIS SECTION UNLESS THAT INCINERATOR IS DETERMINED  
8 BY THE DIRECTOR TO BE EQUIPPED WITH POLLUTION CONTROLS THAT  
9 RESULT IN THE LOWEST ACHIEVABLE EMISSION RATES OF SUBSTANCES THAT

1 MAY BE HARMFUL TO THE PUBLIC HEALTH, SAFETY, WELFARE, OR TO THE  
2 ENVIRONMENT.

3 (2) THE DIRECTOR MAY PROMULGATE RULES AS THE DIRECTOR DETER-  
4 MINE ARE NECESSARY PERTAINING TO WHICH POLLUTION CONTROLS ASSURE  
5 THE GREATEST PROTECTION TO THE PUBLIC HEALTH, SAFETY, AND WEL-  
6 FARE, AND THE ENVIRONMENT.

7 (3) AS USED IN THIS SECTION, "POLLUTION CONTROLS" MEANS THE  
8 LATEST AND MOST EFFECTIVE AVAILABLE TECHNOLOGY THAT REDUCES EMIS-  
9 SIONS FROM INCINERATORS, INCLUDING, BUT NOT LIMITED TO, FLUE GAS  
10 CONTROLS AND CONTROLS WITHIN THE COMBUSTION PROCESS.