



SENATE BILL No. 1185

September 25, 1996, Introduced by Senators BENNETT,
SHUGARS, ROGERS and STILLE and referred to the Committee
on Natural Resources and Environmental Affairs.

A bill to amend Act No. 451 of the Public Acts of 1994,
entitled
"Natural resources and environmental protection act,"
as amended, being sections 324.101 to 324.90106 of the Michigan
Compiled Laws, by adding section 5903a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1994, as
2 amended, being sections 324.101 to 324.90106 of the Michigan
3 Compiled Laws, is amended by adding section 5903a to read as
4 follows:

5 SEC. 5903A. (1) QUALIFYING LANDFILL PROPERTY IS A FACILITY
6 UNDER THIS PART. THE STATE TAX COMMISSION SHALL ISSUE A POLLU-
7 TION CONTROL TAX EXEMPTION CERTIFICATE FOR QUALIFYING LANDFILL
8 PROPERTY. A POLLUTION CONTROL TAX EXEMPTION CERTIFICATE UNDER
9 THIS SECTION SHALL BE ISSUED FOR APPLICATIONS FILED EITHER BEFORE

1 OR AFTER THE EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS
2 SECTION.

3 (2) THE AMOUNT OF A POLLUTION CONTROL TAX EXEMPTION CERTIFI-
4 CATE ISSUED FOR QUALIFYING LANDFILL PROPERTY UNDER THIS SECTION
5 SHALL BE REDUCED BY 66% OF THE ESTIMATED AVERAGE ANNUAL REVENUE
6 FROM THE SALE OF GAS OR ENERGY PRODUCED BY THE QUALIFYING LAND-
7 FILL PROPERTY.

8 (3) AS USED IN THIS SECTION:

9 (A) "LANDFILL" MEANS THAT TERM AS DEFINED IN SECTION 11504.

10 (B) "QUALIFYING LANDFILL PROPERTY" MEANS PERSONAL PROPERTY
11 OR AN IMPROVEMENT TO REAL PROPERTY THAT IS USED TO COLLECT THE
12 GAS PRODUCED AT A LANDFILL AND TO CONVERT THE COLLECTED GAS TO A
13 USABLE FORM OF ENERGY. QUALIFYING LANDFILL PROPERTY DOES NOT
14 INCLUDE A LANDFILL.