

SENATE BILL No. 552

May 31, 2005, Introduced by Senators SCHAUER, JACOBS, BRATER, LELAND and BERNERO and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding section 17212.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 17212. (1) A PERSON WHO IS IN THE BUSINESS OF RENOVATING
2 OR DEMOLISHING ANY RESIDENTIAL, INDUSTRIAL, OR COMMERCIAL STRUCTURE
3 SHALL NOT PLACE A MERCURY-ADDED PRODUCT INTO THE WASTE STREAM
4 EXCEPT UNDER 1 OF THE FOLLOWING CIRCUMSTANCES:

5 (A) AS UNIVERSAL WASTE MANAGED AND DISPOSED OF UNDER PART 2 OF
6 THE HAZARDOUS WASTE MANAGEMENT RULES, R 299.9201 TO R 299.9230 OF
7 THE MICHIGAN ADMINISTRATIVE CODE.

8 (B) AS HAZARDOUS WASTE MANAGED AND DISPOSED OF UNDER PART 111.

1 (C) BY DELIVERY TO A TAKE-BACK PROGRAM ESTABLISHED BY A
2 MANUFACTURER UNDER SECTION 17207(3)(D).

3 (2) A PERSON WHO IS IN THE BUSINESS OF RENOVATING OR
4 DEMOLISHING ANY RESIDENTIAL, INDUSTRIAL, OR COMMERCIAL STRUCTURE
5 SHALL KEEP A RECORD OF ALL MERCURY-ADDED PRODUCTS THAT THE PERSON
6 PLACES IN THE WASTE STREAM. A PERSON SUBJECT TO THIS SUBSECTION
7 SHALL, NOT LATER THAN JANUARY 31 OF EACH YEAR AFTER THE EFFECTIVE
8 DATE OF THE AMENDATORY ACT THAT ADDED THIS SUBSECTION, SUBMIT TO
9 THE DEPARTMENT, ON A FORM PREPARED AND PROVIDED BY THE DEPARTMENT,
10 A REPORT OF ALL MERCURY-ADDED PRODUCTS, OR COMPONENTS OF MERCURY-
11 ADDED PRODUCTS, PLACED INTO THE WASTE STREAM DURING THE PRECEDING
12 CALENDAR YEAR.