

# HOUSE BILL No. 6440

September 11, 2008, Introduced by Rep. Bieda and referred to the Committee on Great Lakes and Environment.

A bill to amend 1976 IL 1, entitled

"A petition to initiate legislation to provide for the use of returnable containers for soft drinks, soda water, carbonated natural or mineral water, other nonalcoholic carbonated drink, and for beer, ale, or other malt drink of whatever alcoholic content, and for certain other beverage containers; to provide for the use of unredeemed bottle deposits; to prescribe the powers and duties of certain state agencies and officials; and to prescribe penalties and provide remedies,"

by amending section 3e (MCL 445.573e), as added by 1996 PA 384.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 3e. (1) The cleanup and redevelopment trust fund is  
2 created within the state treasury.

3           (2) The state treasurer may receive money or other assets from  
4 any source for deposit into the trust fund. The state treasurer  
5 shall direct the investment of the trust fund. The state treasurer

1 shall credit to the trust fund interest and earnings from **TRUST**  
2 fund investments.

3 (3) Money in the trust fund at the close of the fiscal year  
4 shall remain in the trust fund and shall not lapse to the general  
5 fund.

6 (4) ~~The~~ **UPON APPROPRIATION, THE** state treasurer shall annually  
7 disburse the following amounts from the trust fund:

8 (a) For each of the state fiscal years 1996-1997, 1997-1998,  
9 and 1998-1999, up to \$15,000,000.00 each year ~~of money in the trust~~  
10 ~~fund to the cleanup and redevelopment fund created in section 20108~~  
11 ~~of part 201 (environmental remediation) of the natural resources~~  
12 ~~and environmental protection act, Act No. 451 of the Public Acts of~~  
13 ~~1994, being section 324.20108 of the Michigan Compiled Laws 1994 PA~~  
14 **451, MCL 324.20108.**

15 (b) In addition to the disbursements under subdivision (a),  
16 each state fiscal year, 80% of the ~~revenues~~ **MONEY** received by the  
17 trust fund from disbursements under section 3c to the cleanup and  
18 redevelopment fund **CREATED IN SECTION 20108 OF THE NATURAL**  
19 **RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451, MCL**  
20 **324.20108,** and 10% to the community pollution prevention fund  
21 created in section 3f.

22 (C) **FOR THE STATE FISCAL YEARS 2008-2009 AND 2009-2010, A**  
23 **CUMULATIVE TOTAL OF \$2,000,000.00 FOR GRANTS FOR RETROFITTING**  
24 **REVERSE VENDING MACHINES THAT DEALERS USE TO PROCESS RETURNABLE**  
25 **CONTAINERS TO ENABLE THE MACHINES TO REJECT BEVERAGE CONTAINERS**  
26 **THAT WERE NOT SOLD IN THIS STATE.**

27 (5) All money in the trust fund that is not disbursed pursuant

1 to subsection (4) shall remain in the trust fund until the trust  
2 fund reaches an accumulated principal of \$200,000,000.00. After the  
3 trust fund reaches an accumulated principal of \$200,000,000.00,  
4 interest and earnings of the trust fund only shall be expended,  
5 upon appropriation, for the purposes specified in section 20113(4)  
6 of ~~part 201 (environmental remediation) of the natural resources~~  
7 ~~and environmental protection act, Act No. 451 of the Public Acts of~~  
8 ~~1994, being section 324.20113 of the Michigan Compiled Laws 1994 PA~~  
9 **451, MCL 324.20113.**

10 (6) As used in this section, "trust fund" means the cleanup  
11 and redevelopment trust fund created in subsection (1).