

HOUSE BILL No. 4896

September 7, 2011, Introduced by Reps. Heise, Geiss, Constan and Tlaib and referred to the Committee on Regulatory Reform.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 11118a (MCL 324.11118a), as amended by 2010 PA 357.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11118a. (1) As used in this section, "multisource
2 commercial hazardous waste disposal well" has the meaning ascribed
3 to that term in section 62506a.

4 (2) A multisource commercial hazardous waste disposal well
5 shall maintain on site a treatment facility and a storage facility
6 that have obtained an operating license under section 11123.

7 (3) ~~Subject to subsection (4), in~~ **IN** addition to the
8 information required under section 11123, the owner or operator of
9 a proposed **NEW** treatment and storage facility with a multisource

1 commercial hazardous waste disposal well shall provide to the
2 department in an application for an operating license ~~a-SUBMITTED~~
3 **AFTER DECEMBER 22, 2010 ALL OF THE FOLLOWING:**

4 (A) A business plan for the well operations. The business plan
5 shall contain all of the following information:

6 (i) ~~(a)~~The type, estimated quantities, and expected potential
7 sources of wastes to be disposed of in the well.

8 (ii) ~~(b)~~A feasibility study on the viability of the disposal
9 well operations.

10 (iii) ~~(c)~~Additional business plan information required by the
11 department and related solely to the requirements of ~~subdivisions~~
12 ~~(a) and (b)~~. **SUBPARAGRAPHS (i) AND (ii).**

13 (iv) ~~(d)~~Any additional business plan information ~~if THAT~~ the
14 department and applicant agree ~~that such additional information~~
15 should be submitted.

16 (B) **INFORMATION DEMONSTRATING THAT FEWER THAN 100,000**
17 **INDIVIDUALS RESIDE WITHIN A 10-MILE RADIUS OF THE WELLHEAD OR**
18 **PROPOSED WELLHEAD OF THE MULTISOURCE COMMERCIAL HAZARDOUS WASTE**
19 **DISPOSAL WELL.**

20 ~~—— (4) Subsection (3) applies only to a person who submits an~~
21 ~~application for an operating license, other than a renewal~~
22 ~~operating license, after the effective date of the 2010 amendatory~~
23 ~~act that added this subsection.~~

24 (4) **THE DEPARTMENT SHALL NOT ISSUE AN OPERATING LICENSE FOR A**
25 **PROPOSED NEW TREATMENT AND STORAGE FACILITY WITH A MULTISOURCE**
26 **COMMERCIAL HAZARDOUS WASTE DISPOSAL WELL IF THE APPLICATION WAS**
27 **SUBMITTED AFTER DECEMBER 22, 2010 AND 100,000 OR MORE INDIVIDUALS**

1 RESIDE WITHIN A 10-MILE RADIUS OF THE WELLHEAD OR PROPOSED WELLHEAD
2 OF THE MULTISOURCE COMMERCIAL HAZARDOUS WASTE DISPOSAL WELL.