

HOUSE BILL No. 4841

June 30, 2011, Introduced by Reps. Bledsoe, Slavens, Dillon, Tlaib, Hovey-Wright, Bauer, Santana, Barnett, Ananich, Cavanagh, Hobbs, Lipton, Haugh, Liss and Oakes 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 14721 (MCL 324.14721), as added by 2004 PA 526
and by adding section 14723a; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 14721. (1) As used in this subpart:

2 **(A) "DECA-BDE" MEANS DECABROMODIPHENYL ETHER.**

3 **(B)** ~~(a)~~—"Department" means the department of environmental
4 quality.

5 **(C)** ~~(b)~~—"Octa-BDE" means octabromodiphenyl ether.

6 **(D)** ~~(c)~~—"PBDE" means polybrominated diphenyl ether.

7 **(E)** ~~(d)~~—"Penta-BDE" means pentabromodiphenyl ether.

8 (2) This subpart may be cited as the "Mary Beth Doyle PBDE
9 act".

1 SEC. 14723A. (1) SUBJECT TO SUBSECTION (2), A PERSON SHALL NOT
2 MANUFACTURE, SELL, OR DISTRIBUTE FOR SALE WITHIN THIS STATE ANY OF
3 THE FOLLOWING THAT CONTAIN DECA-BDE:

4 (A) BEGINNING DECEMBER 31, 2011, ANY OF THE FOLLOWING:

5 (i) A MATTRESS OR UPHOLSTERED FURNITURE DESIGNED FOR
6 RESIDENTIAL USE.

7 (ii) ANY ELECTRICAL OR ELECTRONIC EQUIPMENT.

8 (B) BEGINNING DECEMBER 31, 2013, ALL OTHER PRODUCTS NOT
9 DESCRIBED IN SUBDIVISION (A) OR (C).

10 (C) BEGINNING DECEMBER 31, 2014, MOTOR VEHICLES OR OTHER
11 TRANSPORTATION EQUIPMENT, MILITARY EQUIPMENT, OR COMPONENTS WITHIN
12 MOTOR VEHICLES OR OTHER TRANSPORTATION OR MILITARY EQUIPMENT.
13 HOWEVER, THIS SUBDIVISION DOES NOT APPLY TO THE MANUFACTURE, SALE,
14 OR DISTRIBUTION OF MOTOR VEHICLE SERVICE PARTS FOR MOTOR VEHICLES
15 MANUFACTURED PRIOR TO DECEMBER 31, 2014.

16 (2) A PERSON THAT IS IN POSSESSION OF A PRODUCT DESCRIBED IN
17 SUBSECTION (1) ON THE APPLICABLE DATE LISTED IN SUBSECTION (1) MAY
18 SELL OR OTHERWISE DISPOSE OF THAT PRODUCT.

19 (3) THIS SECTION DOES NOT RESTRICT A PERSON FROM TRANSPORTING
20 A PRODUCT DESCRIBED IN SUBSECTION (1) OR STORING THAT PRODUCT FOR
21 LATER DISTRIBUTION OUTSIDE OF THIS STATE.

22 (4) BEGINNING IN 2012 AND EACH YEAR THEREAFTER, A PERSON THAT
23 PRODUCED DECA-BDE FOR USE IN A PRODUCT SOLD IN THIS STATE OR THAT
24 SOLD DECA-BDE FOR USE IN THIS STATE DURING THE PRIOR YEAR SHALL
25 SUBMIT A REPORT TO THE DEPARTMENT THAT DETAILS THE QUANTITY OF
26 DECA-BDE THAT WAS PRODUCED OR SOLD BY THAT PERSON IN THE UNITED
27 STATES DURING THE PRIOR YEAR.

1 Enacting section 1. Section 14724 of the natural resources and
2 environmental protection act, 1994 PA 451, MCL 324.14724, is
3 repealed.