

Act No. 118
Public Acts of 1994
Approved by the Governor
May 12, 1994
Filed with the Secretary of State
May 12, 1994

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1993**

Introduced by Senators Ehlers, Wartner and Emmons

ENROLLED SENATE BILL No. 16

AN ACT to create the office of waste reduction within the department of natural resources; and to prescribe the powers and duties of certain state agencies and officials.

The People of the State of Michigan enact:

Sec. 1. This act shall be known and may be cited as the "waste minimization act".

Sec. 2. As used in this act:

(a) "Department" means the department of natural resources.

(b) "Director" means the director of the department.

(c) "Office" means the office of waste reduction created in section 3.

(d) "Waste" means hazardous waste as defined in section 4 of the hazardous waste management act, Act No. 64 of the Public Acts of 1979, being section 299.504 of the Michigan Compiled Laws; solid waste as defined in section 7 of the solid waste management act, Act No. 641 of the Public Acts of 1978, being section 299.407 of the Michigan Compiled Laws; liquid industrial waste as defined in section 1 of Act No. 136 of the Public Acts of 1969, being section 323.271 of the Michigan Compiled Laws; discharges regulated by Act No. 245 of the Public Acts of 1929, being sections 323.1 to 323.12a of the Michigan Compiled Laws; and air contaminants regulated by the air pollution act, Act No. 348 of the Public Acts of 1965, being sections 336.11 to 336.36 of the Michigan Compiled Laws.

(e) "Waste reduction" means any practice, such as an equipment or technology modification, a process or procedure modification, a reformulation or redesign of a product, a substitution of raw materials, or improved management, training, or inventory control, which is undertaken by a person to reduce the volume or quantity or toxicity of waste which may be released into the environment or which is treated at a location other than the location where it is produced.

Sec. 3. (1) The office of waste reduction is created within the department of natural resources to advise the director on methods of incorporating waste reduction goals within the department's regulatory and permit programs, including data collection and analysis to advance the concept and implementation of waste reduction.

(2) The department shall employ personnel and provide support staff as are necessary to implement this act.

Sec. 4. (1) The office shall do all of the following:

(a) Identify opportunities to encourage waste reduction through the department's regulatory programs.

(b) Identify opportunities to encourage waste reduction through the department's permit programs.

(c) Identify how waste reduction efforts should be documented in environmental impact statements.

(d) Analyze and make recommendations on the value of imposing statewide goals or goals for particular wastes, or both, for waste reduction, minimum recycling standards, and waste treatment standards.

(e) Publish an annual analysis of waste reduction efforts and potentials in the state.

(2) In performing its responsibilities under subsection (1), the office shall place a particular emphasis on in-plant waste reduction.

(3) Consistent with the congressional declaration in section 1003(b) of subtitle A of title II of Public Law 89-272, 42 U.S.C. 6902 that it is the national policy of the United States that, wherever feasible, hazardous waste is to be reduced or eliminated as expeditiously as possible, the office shall place a particular emphasis on the reduction of a waste that is a hazardous waste as defined in section 4 of the hazardous waste management act, Act No. 64 of the Public Acts of 1979, being section 299.504 of the Michigan Compiled Laws.

Sec. 5. (1) The office shall provide staff and services to the hazardous waste policy committee created in the hazardous waste management act, Act No. 64 of the Public Acts of 1979, being sections 299.501 to 299.551 of the Michigan Compiled Laws.

(2) The office shall complete the studies provided in section 9(3) of the hazardous waste management act, Act No. 64 of the Public Acts of 1979, being section 299.509 of the Michigan Compiled Laws, upon the request of the hazardous waste policy committee and shall provide the information generated by those studies to the hazardous waste policy committee.

(3) The department shall assure that relevant information received under section 313 of subtitle B of title III of the superfund amendments and reauthorization act of 1986, Public Law 99-499, 42 U.S.C. 11023 is transmitted to the hazardous waste policy committee by the office.

Sec. 6. (1) Upon request, the office shall provide information to the waste reduction assistance service and to the department of commerce liaison created in the waste reduction assistance act.

(2) The director shall designate 1 individual from the department to serve as a liaison between the department and the waste reduction assistance service in the department of commerce on all matters related to waste reduction.

Sec. 7. The office shall prepare and deliver, before January 1 of each year, a report detailing the efforts the office has undertaken during the previous fiscal year to implement this act. The annual report shall be delivered to the legislature, the governor, and the chairpersons of the appropriations committees in the senate and the house of representatives for their use in evaluating future appropriations for the office. The annual report may include the information generated pursuant to sections 4 and 5 and may recommend changes in policies and regulatory approaches that will encourage waste reduction.

Sec. 8. This act shall not take effect unless Senate Bill No. 17 of the 87th Legislature is enacted into law.

This act is ordered to take immediate effect.

Secretary of the Senate.

Co-Clerk of the House of Representatives.

Approved -----

Governor.