

SUMMARY OF HOUSE BILLS 4454-4461

Part 115 Update

March 30, 2021

This policy package aims to improve waste management and increase recycling rates without imposing mandates or increasing tipping fees. Funding to support this work was secured in 2018 with the passage of the Renew Michigan Fund. The proposed policy changes will:

- Level the playing field for all materials management facilities – disposal, recycling, composting, and others.
- Remove policy preference for landfill disposal.
- Set recycling and material utilization goals that reflect local communities.
- Establish benchmark recycling standards to assure services are provided.
- Assist local governments in planning and materials management.
- Update regulations and oversight tools to meet the needs of a changing industry.

HB 4454 | General & Definitions | Rep. Howell

- Defines Benchmark Recycling Standards, as minimal level of service provision. With the following goals:
 - 90% of single family households in municipalities over 5,000 to receive curbside recycling service for one or more materials by 2028.
 - Counties with population less than 100,000 to host one drop-off recycling per 10,000 residents.
 - Counties of populations over 100,000 to host at least 1 drop-off for every 50,000 residents
- Defines types and levels of composting facilities requirements for managing volumes and types of organics.
- Defines functional stability of a landfill.

HB 4455 | Definitions & Goals | Rep. Cambensy

- Defines required host community approval for hosting a facility within jurisdiction.
- Defines managed material and materials utilization facilities.
- Establishes goals to optimize and reach a 45% recycling rate.
- Requires facilities to comply with Part 115, county plans, and defines terms for required registration and permitting.

HB 4456 H-1 | Disposal Areas & Waste Diversion Centers | Rep. Sowerby

- Adjusts fees on disposal areas as negotiated with industry, less than inflation.
- Includes new landfill gas management and flexible post-closure requirements.
- Allows EGLE to enter, inspect, and monitor sites and facilities.

HB 4457 H-1 | Financial Assurance | Rep. Rabhi

- Sets forth financial assurance requirements for site clean-up in cases of bankruptcy and other catastrophic failures.
 - Adjusts the financial assurance required for landfills.
 - Establishes financial assurance for other types of materials management facilities.

HB 4458 | Miscellaneous Provisions & Enforcement | Rep. O'Malley

- Provides option for the state to develop a materials management plan for a county that chooses not to plan.
- State-developed plan will ensure haulers operating within the county will offer services that meet the benchmark recycling standards.

HB 4459 | Funds and Grants & Beneficial By-Products | Rep. Martin

- Identifies how state Renew Michigan funds are to be allocated for activities that include planning, grants and loans for market and infrastructure development, education & outreach, and economic development.

HB 4460 H-1 | Materials Utilizations Facilities | Rep. VanSingel

- Establishes a larger regulatory structure to provide increased oversight of compost facilities, as well as recycling plants and anaerobic digesters.
- Identifies the limits of small, medium, and large compost facilities and fees for registration.

HB 4461 H-1 | Materials Management Plans | Rep. Tate

- Updates county solid waste planning to county materials management planning.
- Encourages the development of regional planning.
- Sets forth a timetable for planning and requirements for involvement in the process.
- Identifies current mechanisms that can be used to fund service provisions.
- Requires notice of planning activities to municipalities with 2 miles of a proposed facility.
- Makes funding available for planning and implementation of those plans.
 - Every year \$60,000/county, first three years of a planning cycle counties will receive \$.50 per capita not to exceed \$600,000.
 - Directs some types of funding to those counties that can demonstrate progress toward defined goals and benchmark standards.