



SENATE BILL No. 463

April 25, 1995, Introduced by Senator YOUNG and referred to the Committee on Natural Resources and Environmental Affairs.

A bill to amend Act No. 451 of the Public Acts of 1994, entitled "Natural resources and environmental protection act," as amended, being sections 324.101 to 324.90101 of the Michigan Compiled Laws, by adding section 8905a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1994, as
2 amended, being sections 324.101 to 324.90101 of the Michigan
3 Compiled Laws, is amended by adding section 8905a to read as
4 follows:

5 SEC. 8905A. (1) A PERSON WHO VIOLATES THIS PART IS SUBJECT
6 TO A CIVIL ACTION AS PROVIDED IN THIS SECTION REGARDLESS OF
7 WHETHER A CRIMINAL ACTION WAS BROUGHT UNDER THIS PART.

8 (2) ANY PERSON MAY BRING A CIVIL ACTION AGAINST A PERSON WHO
9 VIOLATES THIS PART FOR DAMAGES OR EQUITABLE RELIEF, OR BOTH. IN

1 AN ACTION BROUGHT UNDER THIS SECTION, A COURT MAY COMPEL A PERSON
2 TO REMOVE THE LITTER THAT IS THE SUBJECT OF THE VIOLATION AND
3 PROPERLY DISPOSE OF IT.

4 (3) THE COURT MAY AWARD A PLAINTIFF WHO PREVAILS IN AN
5 ACTION FILED UNDER THIS SECTION REASONABLE ATTORNEY FEES AND
6 COSTS.