



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF AGRICULTURE
AND RURAL DEVELOPMENT

GORDON WENK
DIRECTOR

November 20, 2018

Dear Grower:

If you provide portable toilets for your workers in the field, you should know that the law requiring the licensure of people and equipment used to move portable toilets has been amended. In the past it has been illegal for individuals to move a portable toilet without a license from the Michigan Department of Environmental Quality (MDEQ). However, as of September 27, 2018 that restriction is lifted if farm operations adhering to recognized food safety and worker protection standards, meet specific operational restrictions, and hire a licensed septage hauler for final disposal of portable toilet wastes.

Under the enacted exemption you may:

- Move portable toilets in the field on public streets, roads or highways;
- Empty the waste vault on portable toilets into temporary storage for later removal and disposal by a state of Michigan licensed septage hauler; and
- Clean or otherwise service portable toilets while they're being used to meet the standards listed above.

Operational restrictions:

- Travel on limited access freeways as defined under the Michigan Vehicle Code is not allowed;
- A spill or other release of waste from portable toilets will negate the exemption;
- Septic systems can not be used for temporary storage;
- Portable toilets and equipment must be securely fastened to a vehicle or trailer;
- Movement provisions are limited to tanks less than or equal to 450 gallons; and
- Temporary storage is limited to 3,000 gallons for up to 60 continuous days.
- All interiors and exterior human contact surfaces of the portable toilet must be maintained in a sanitary condition while in use.

The Michigan Department of Agriculture and Rural Development (MDARD) has established model Portable Toilet Mobility/Sanitation and Portable Toilet Spill Response plans for your use and reference. These plans can be adapted or modified to your specific farm needs. The plans can be accessed through our website at www.michigan.gov/mlh . If you have specific questions, please contact your Migrant Labor Housing inspector for assistance.

Sincerely,

Majed Ghussaini

Majed Ghussaini
Migrant Labor Housing Program Manager