

**SUBSTITUTE FOR
HOUSE BILL NO. 4746**

A bill to establish a PFAS and emerging contaminant action response team and provide for its powers and duties; to prescribe the powers and duties of certain state and local agencies and officials; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "Michigan PFAS action response team act".

3 Sec. 2. As used in this act:

4 (a) "Department" means the department of environment, Great
5 Lakes, and energy.

6 (b) "MPART" means the Michigan PFAS action response team
7 established under section 3(1).

8 (c) "PFAS" means perfluoroalkyl and polyfluoroalkyl



1 substances.

2 Sec. 3. (1) The Michigan PFAS action response team is
3 established. MPART consists of the director of the department, the
4 director of the department of health and human services, the
5 director of the department of military and veterans affairs, the
6 director of the department of agriculture and rural development,
7 the director of the department of natural resources, the director
8 of the department of licensing and regulatory affairs, and the
9 director of the department of transportation. A designee of a
10 director may serve as a member of MPART instead of the director.
11 The director of the department or his or her designee shall serve
12 as chair.

13 (2) The department shall assist MPART in the performance of
14 its duties and provide personnel to staff MPART. The budgeting,
15 procurement, or related management functions of MPART shall be
16 performed under the direction and supervision of the director of
17 the department.

18 (3) MPART shall adopt procedures consistent with law governing
19 its organization and operations.

20 (4) A majority of the members of MPART serving constitutes a
21 quorum for the transaction of business at a meeting of MPART. A
22 majority of the members present and serving is required for
23 official action of MPART.

24 (5) A meeting of MPART must be called by the chair or as
25 otherwise provided in procedures adopted by MPART.

26 (6) MPART may establish advisory workgroups composed of
27 individuals or entities participating in MPART activities or other
28 members of the public as considered necessary by MPART to assist
29 MPART in performing its duties. MPART may adopt, reject, or modify



1 any recommendation proposed by an advisory workgroup.

2 (7) Members of MPART shall serve without compensation but may
3 receive reimbursement for necessary travel and expenses according
4 to applicable statutes and the rules and procedures of the civil
5 service commission and the department of technology, management,
6 and budget, subject to available funding.

7 (8) MPART may accept donations of labor, services, or other
8 items of value from any public or private person. MPART shall
9 expend donations in compliance with applicable laws, rules, and
10 procedures.

11 (9) Members of MPART shall coordinate all legal, legislative,
12 and media contacts that directly involve the work of MPART.

13 Sec. 4. (1) MPART shall provide recommendations to the
14 director of the department and the heads of other departments or
15 agencies and shall coordinate activities among departments and
16 agencies.

17 (2) MPART shall research, identify, recommend, and implement
18 PFAS and emerging contaminant response actions relative to the
19 discovery of, communication about, and mitigation of PFAS. MPART
20 shall do all of the following with respect to PFAS:

21 (a) Identify sites affected by PFAS or emerging contaminants
22 and create and implement an action plan designed to assist state
23 and local authorities in ensuring safe land, air, and water.

24 (b) Continue to develop, as needed, environmental specialized
25 site plans and response protocols for all positively identified
26 sites.

27 (c) Continue to develop, as needed, public health protocols to
28 ensure that all public health and medical stakeholder groups are
29 informed and integrated into the PFAS and emerging contaminant



1 response, to ascertain health implications.

2 (d) Perform state and local public outreach to ensure that
3 persons in the affected areas, including residents, local
4 governments, tribal governments, corporate and nonprofit partners,
5 and affected stakeholders are informed, educated, and empowered to
6 assist in the PFAS response.

7 (e) Conduct long-term mitigation planning and ensure that
8 resource requirements are identified and supported and that site
9 contaminants are removed, as appropriate.

10 (f) Establish a standard process for communicating and sharing
11 pertinent information between members of MPART and stakeholders.

12 (g) Establish routine communication protocols at the local,
13 executive, and legislative levels as appropriate.

14 (h) Establish an information protocol to effectively inform
15 the public about PFAS and emerging contaminants and the activities
16 of MPART.

17 (i) Establish information sharing and communications processes
18 with other state and federal entities involved in PFAS and emerging
19 contaminant response activities.

20 (j) Collaboratively develop standards on health impacts for
21 the affected population.

22 (k) Assess the status of any site contaminated by PFAS or an
23 emerging contaminant and develop individualized response
24 strategies.

25 (l) Identify funding for PFAS and emerging contaminant
26 identification and remediation efforts, including federal grants,
27 legislative appropriations, and private partners.

28 (m) Create measurable goals and objectives along an
29 established timeline.



1 (n) Recommend changes in state laws regarding PFAS and
2 emerging contaminants.

3 (o) Recommend structural changes necessary to address other
4 threats to the environment and public health and safety identified
5 while MPART performs its duties.

6 (p) Perform other duties as requested by the director of the
7 department or the governor.

8 (3) MPART may, as appropriate to perform its duties, make
9 inquiries, conduct studies, undertake investigations, hold
10 hearings, consult with federal agencies, and receive comments from
11 the public. To perform its duties, MPART may also consult with and
12 retain outside experts, including, but not limited to, experts in
13 the private sector, in government agencies, and at institutions of
14 higher education, and may retain outside experts.

15 (4) MPART may hire or retain contractors, subcontractors,
16 advisors, consultants, and agents, and may make and enter into
17 contracts necessary or incidental to the exercise of its powers or
18 the performance of its duties as the director considers advisable
19 and necessary, consistent with applicable law, rules, and
20 procedures and subject to available funding.

21 Sec. 5. (1) So far as is compatible with their duties and
22 consistent with applicable law, all departments, committees,
23 commissioners, or officers of this state shall give to MPART, or to
24 any member or representative of MPART, any necessary assistance
25 required by MPART, or any member or representative of MPART, in the
26 performance of the duties of MPART.

27 (2) All departments, committees, commissioners, or officers of
28 this state shall give to MPART, or to any member or representative
29 of MPART, free access to any books, records, or documents in their



1 custody relating to matters within the scope of inquiry, study, or
2 review of MPART, consistent with applicable law.

3 Sec. 6. This act is repealed effective December 31, 2030.

4 Enacting section 1. This act takes effect 90 days after the
5 date it is enacted into law.

