

Act No. 269  
Public Act of 1987  
Approved by the Governor  
December 28, 1987  
Filed by the Secretary of State  
December 29, 1987

**STATE OF MICHIGAN  
84TH LEGISLATURE  
REGULAR SESSION OF 1987**

Introduced by Senators Cropsey, Engler, Smith, Barcia, Fredricks, Nichols, Dillingham, Carl, Posthumus, DeGrow, Geake, Binsfeld, Cruce, Mack, Welborn, Ehlers, Arthurhultz, DiNello and Shinkle

# ENROLLED SENATE BILL No. 531

AN ACT to amend the title of Act No. 83 of the Public Acts of 1980, entitled "An act to provide for a mandatory motor vehicle emissions inspection and maintenance program in specified areas of the state; to prescribe the powers and duties of certain state departments; to provide for the promulgation of rules; and to provide penalties," being sections 257.1051 to 257.1074 of the Michigan Compiled Laws; to add sections 25 and 26; and to repeal parts of the act on a specific date.

*The People of the State of Michigan enact:*

Section 1. The title of Act No. 83 of the Public Acts of 1980, being sections 257.1051 to 257.1074 of the Michigan Compiled Laws, is amended and sections 25 and 26 are added to read as follows:

## TITLE

An act to provide for a mandatory motor vehicle emissions inspection and maintenance program in specified areas of the state; to create a Michigan ambient air quality standards committee; to prescribe the powers and duties of certain state agencies; to provide for the promulgation of rules; and to provide penalties; and to repeal certain parts of this act on a specific date.

Sec. 25. (1) In order to aid in bringing the state into compliance with national ambient air quality standards; to provide for more effective and efficient alternatives to the inspection and maintenance program provided in this act; and to institute a program that minimizes the regulatory and financial impact on motorists in this state, the Michigan ambient air quality standards committee is created. The committee shall consist of the following members:

- (a) Three individuals appointed by the senate majority leader.
- (b) Three individuals appointed by the speaker of the house of representatives.
- (c) Five individuals appointed by the governor.

(2) Of the individuals appointed by the governor:

(a) One individual shall have knowledge of and expertise in matters pertaining to air pollution control technology.

(b) One individual shall have knowledge of and expertise in matters pertaining to agriculture.

(c) One individual shall have knowledge of and expertise in matters pertaining to the petroleum industry.

(d) One individual shall be from a college or university and shall have knowledge of and expertise in matters pertaining to an environmental field.

(e) One individual shall have knowledge of and expertise in matters pertaining to the automobile industry.

(3) Each member of the committee shall receive per diem compensation in an amount established annually by the legislature and shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of his or her duties under this act. The committee shall be authorized to contract for appropriate technical and staff assistance upon approval by the legislature.

(4) The committee shall elect a chairperson from among its members.

(5) The director of the department of natural resources, the director of the state transportation department, the secretary of state, and the director of commerce shall provide staff and technical assistance to the committee.

(6) The committee shall develop an alternative air quality plan that would employ the use of alternative fuels and alternative pollution control technologies that could replace in whole or in part the inspection and maintenance program provided in this act.

(7) Among the alternatives considered by the committee in preparing the plan, the committee shall consider including a program that provides for the use of oxygenated or other alternative fuel mixtures in affected areas. The committee shall consult with persons in the automobile industry and petroleum industry and with gasoline vendors in the state concerning the availability and feasibility of alternative fuel mixtures and other pollution control technologies; the supply of oxygenated fuels available in the state; and the seasonal impact of the use of oxygenated and other alternative fuels. The committee shall also consider and analyze the effect of automobile fleet turnover, expanded car pooling efforts, and more stringent anti-tampering penalties on improving ambient air quality. In addition, the committee shall examine the impact of the use of chlorofluorocarbons in automotive air-conditioning and refrigeration on the ambient air quality of lower atmospheric levels to determine whether alternative coolants shall be required for automotive air-conditioning and refrigeration.

(8) The committee shall select a lead department from among the departments of natural resources, transportation, state, or commerce to assist the committee in the actual preparation of the plan.

(9) The committee shall submit a preliminary plan to the legislature not later than June 1, 1988.

(10) The committee shall recommend the steps necessary to develop an air quality modeling program to demonstrate the state's ability to meet national ambient air quality standards.

(11) The committee, in conjunction with the Michigan department of natural resources, shall petition the United States environmental protection agency to declare that the state is in compliance with national ambient air quality standards for carbon monoxide.

(12) The committee shall serve as the liaison between the state and the United States environmental protection agency on matters concerning the state's implementation plan submitted under section 110 of part A of title I of the clean air act, 42 U.S.C. 7410. Additionally, the committee shall actively advocate that the United States environmental protection agency accept the committee's plan in lieu of the inspection and maintenance program provided in this act as a means to meet the national ambient air quality standards.

(13) As used in this section:

(a) "Alternative fuels" means oxygenated fuels and low volatility blends of gasoline.

(b) "Chlorofluorocarbons" means any of several compounds comprised of carbon, fluorine, chlorine, and hydrogen.

(c) "Committee" means the Michigan clean air committee created in subsection (1).

(d) "Oxygenated fuels" means blends of unleaded gasoline and oxygenated hydrocarbons.

(e) "Plan" means the alternative air quality plan developed by the committee pursuant to this section.

Sec. 26. The department of natural resources shall submit the alternative air quality plan provided for in section 25 to the legislature and to the administrator of the United States environmental protection agency under section 110 of part A of title I of the clean air act, 42 U.S.C. 7410.

Section 2. This amendatory act is repealed effective December 31, 1990.

This act is ordered to take immediate effect.

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Secretary of the Senate.

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Clerk of the House of Representatives.

Approved.....

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Governor.