



HOUSE BILL No. 4783

May 13, 1993, Introduced by Reps. Alley and Middaugh and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 8 of Act No. 423 of the Public Acts of 1984, entitled as amended "Underground storage tank regulatory act," as added by Act No. 151 of the Public Acts of 1989, being section 299.708 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 8 of Act No. 423 of the Public Acts of
2 1984, as added by Act No. 151 of the Public Acts of 1989, being
3 section 299.708 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 8. (1) ~~The~~ EXCEPT AS OTHERWISE PROVIDED IN THIS SEC-
6 TION, THE department shall enforce this act and the rules promul-
7 gated under this act.

8 (2) The department may delegate the authority to enforce
9 this act and the rules promulgated under this act to a local unit

1 of government that has sufficient employees who are certified by
2 the department under subsection (3) as underground storage tank
3 system inspectors. A local unit of government may apply for dele-
4 gation under this section by submitting a resolution of the gov-
5 erning body of the local unit of government and an application
6 containing the information required by the department. The
7 department may revoke a delegation under this section for a vio-
8 lation of this act, the rules promulgated under this act, or a
9 contract entered between the department and the local unit of
10 government.

11 (3) The department may certify individuals who are qualified
12 to enforce this act and the rules promulgated under this act as
13 underground storage tank system inspectors. The department may
14 revoke an individual's certification under this section for vio-
15 lating this act or rules promulgated under this act.

16 (4) If the department elects to delegate enforcement author-
17 ity under subsection (2), the board shall promulgate rules that
18 do both of the following:

19 (a) Establish criteria for delegation under subsection (2).

20 (b) Establish qualifications for certification of individu-
21 als as underground storage tank system inspectors under subsec-
22 tion (3).

23 (5) The department may contract with a local unit of govern-
24 ment for the purpose of enforcing this act and the rules promul-
25 gated under this act.

26 (6) BEGINNING ON THE EFFECTIVE DATE OF THE AMENDATORY ACT
27 THAT ADDED THIS SUBSECTION, AND UNTIL SEPTEMBER 30, 1993, THE

1 DEPARTMENT SHALL NOT ENFORCE THE REQUIREMENTS OF THIS ACT AND THE
2 RULES PROMULGATED UNDER THIS ACT THAT ARE RELATED TO FINANCIAL
3 RESPONSIBILITY.