



SENATE BILL No. 1178

June 1, 1994, Introduced by Senators POLLACK, STABENOW,
KELLY, CHERRY, MILLER, BERRYMAN, HART and CONROY and
referred to the Committee on Judiciary

A bill to amend section 17 of Act No 307 of the Public Acts
of 1982, entitled as amended

"The environmental response act,"

as added by Act No 234 of the Public Acts of 1990, being section
299 617 of the Michigan Compiled Laws

THE PEOPLE OF THE STATE OF MICHIGAN ENACT

1 Section 1 Section 17 of Act No 307 of the Public Acts of
2 1982, as added by Act No 234 of the Public Acts of 1990, being
3 section 299 617 of the Michigan Compiled Laws, is amended to read
4 as follows

5 Sec 17 (1) Except as provided in subsection (2), the lim-
6 itation period for filing actions under this act shall be as
7 follows

8 (a) For the recovery of response activity costs and natural
9 resources damages pursuant to section 12(2)(a), (b), or (c),

1 within 6 years of initiation of physical on-site construction
2 activities for the remedial action selected or approved by the
3 department at a facility, except as provided in subdivision (b)

4 (b) For 1 or more subsequent actions for recovery of
5 response activity costs pursuant to section 12, at any time
6 during the response activity, if commenced not later than 3 years
7 after the date of completion of all response activity at the
8 facility

9 (c) For civil fines under this act, within 3 years after
10 discovery of the violation for which the civil fines are
11 assessed

12 (2) For recovery of response activity costs and natural
13 resources damages that accrued prior to ~~the effective date of~~
14 ~~this section~~ JULY 1, 1991, the limitation period for filing
15 actions under this act ~~shall be 3 years from that effective~~
16 ~~date~~ IS JULY 1, 1996