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## LOCAL OIL/GAS REGULATION

House Bill 4499

Sponsor: Rep. Willis Bullard, Jr.

House Bills 4927-4928

Sponsor: Rep. Susan Grimes Munsell

House Bill 4996

Sponsor: Rep. Gerald Law

Committee: Local Government

Complete to 4-26-96

### A SUMMARY OF HOUSE BILLS 4499, 4927, 4928, AND 4996 AS INTRODUCED

House Bills 4927 and 4996 would allow a county or a township, respectively, to adopt an ordinance that in a reasonable manner provided one or more of the following:

- the hours during which oil, gas, brine, or any other substance or material could be transported to or removed from the site of an oil or gas well, but not including either the period of time during which an oil or gas well was actually being drilled or an emergency situation that required transport to or removal from a site, if the owner filed with the (sheriff) an explanation of the emergency and the need for extended hours of operation.
- the access routes to and from an oil or gas well.
- the appearance of the site of an oil or gas well.
- the filing of a manifest within a designated period of time with the local health department indicating that the disposal of brine or any other substance in an injection well had occurred within the county. The manifest would have to list the nature and the amount of the disposed substance and the location and time of disposal.

House Bill 4927 would amend the County Rural Zoning Enabling Act (MCL 125.201). House Bill 4996 would amend the Township Rural Zoning Act (MCL 125.271). Under House Bill 4996, an appeal from such an ordinance would have to be filed with the supervisor of wells under Public Act 61 of 1939. House Bill 4927 does not address this subject.

Each of the rural zoning acts currently prohibits a county board or township board from regulating or controlling the drilling, completion, or operation of oil or gas wells and prevents them from having jurisdiction over the issuance of permits for the location, drilling, completion, operation, or abandonment of those wells. The acts specify that such jurisdiction is vested exclusively in the supervisor of wells under Public Act 61 of 1939. House Bill 4499 would amend the Township Rural Zoning Act to remove that provision. House Bill 4927 would amend the County Rural Zoning Enabling act to add to its provision "except as provided in Subsection

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(2)", referring to the proposed permitted county ordinance described earlier. House Bill 4928 would amend Public Act 61 of 1939 (MCL 319.4a) to specify that the act should not be construed to alter or limit the powers of a county under the sections that would be added to the County Rural Zoning Enabling Act by House Bill 4927.

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■ This analysis was prepared by nonpartisan House staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.