

SUBSTITUTE FOR
HOUSE BILL NO. 6165

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding section 30313b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 30313B. (1) THE DEPARTMENT MAY MAKE MINOR REVISIONS IN A
2 PERMIT OR AN AUTHORIZATION UNDER A GENERAL PERMIT ISSUED UNDER THIS
3 PART IF ALL OF THE FOLLOWING APPLY:

4 (A) THE PROJECT IS IN COMPLIANCE WITH THE PERMIT OR
5 AUTHORIZATION AND THIS PART.

6 (B) THE MINOR REVISIONS ARE REQUESTED BY THE PERMITTEE IN
7 WRITING.

8 (C) THE REQUEST IS ACCOMPANIED BY A FEE OF \$250.00.

1 (D) IF THE REQUEST IS FOR A TRANSFER OF THE PERMIT OR
2 AUTHORIZATION, THE REQUEST IS ACCOMPANIED BY A WRITTEN AGREEMENT
3 BETWEEN THE CURRENT AND NEW OWNERS OR OPERATORS CONTAINING A
4 SPECIFIC DATE FOR TRANSFER OF RESPONSIBILITY, COVERAGE, AND
5 LIABILITY UNDER THE PERMIT OR AUTHORIZATION.

6 (2) THE DEPARTMENT SHALL APPROVE OR DENY THE REQUEST WITHIN 20
7 BUSINESS DAYS. HOWEVER, IF THE ONLY MINOR REVISION REQUESTED IS A
8 TRANSFER AS DESCRIBED IN SUBSECTION (4)(A), THE DEPARTMENT SHALL
9 APPROVE OR DENY THE REQUEST WITHIN 10 BUSINESS DAYS. IF THE
10 DEPARTMENT FAILS TO APPROVE OR DENY THE REQUEST WITHIN THE TIME
11 REQUIRED BY THIS SUBSECTION, THE DEPARTMENT SHALL REFUND THE FEE.

12 (3) IF THE DEPARTMENT DETERMINES THAT NONE OF THE CHANGES
13 REQUESTED ARE MINOR REVISIONS, THE DEPARTMENT SHALL RETAIN THE FEE
14 BUT THE PERMITTEE MAY APPLY THE FEE TOWARD A NEW PERMIT FOR A
15 PROJECT AT THAT SITE.

16 (4) AS USED IN THIS SECTION, "MINOR REVISION" MEANS EITHER OF
17 THE FOLLOWING:

18 (A) A TRANSFER OF AN INDIVIDUAL PERMIT OR AN AUTHORIZATION
19 UNDER A GENERAL PERMIT.

20 (B) A REVISION THAT DOES NOT INCREASE THE OVERALL IMPACT OF A
21 PROJECT ON WETLANDS AND THAT IS WITHIN THE SCOPE OF THE PROJECT AS
22 DESCRIBED IN THE ORIGINAL PERMIT OR AUTHORIZATION.