

SENATE BILL No. 910

April 24, 2014, Introduced by Senators CASPERSON, CASWELL, ROBERTSON, NOFS, MARLEAU, BOOHER, GREEN and MEEKHOF and referred to the Committee on Natural Resources, Environment and Great Lakes.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 5512 (MCL 324.5512), as amended by 2012 PA 102,
and by adding section 5514.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5512. (1) ~~The~~**SUBJECT TO SECTION 5514, THE** department
2 shall promulgate rules for purposes of doing all of the following:

3 (a) Controlling or prohibiting air pollution.

4 (b) Complying with the clean air act.

5 (c) Controlling any mode of transportation that is capable of
6 causing or contributing to air pollution.

7 (d) Reviewing proposed locations of stationary emission
8 sources.

9 (e) Reviewing modifications of existing emission sources.

10 (f) Prohibiting locations or modifications of emission sources
11 that impair the state's ability to meet federal ambient air quality

standards.

(g) Establishing suitable emission standards consistent with federal ambient air quality standards and factors including, but not limited to, conditions of the terrain, wind velocities and directions, land usage of the region, and the anticipated characteristics and quantities of potential air pollution sources. This part does not prohibit the department from denying or revoking a permit to operate a source, process, or process equipment that would adversely affect human health or other conditions important to the life of the community.

(h) Implementing sections 5505 and 5506.

(2) Unless otherwise provided in this part, each rule, permit, or administrative order promulgated or issued under this part prior to November 13, 1993 shall remain in effect according to its terms unless the rule or order is inconsistent with this part or is revised, amended, or repealed.

(3) Section 11522 applies to open burning.

SEC. 5514. (1) THE DEPARTMENT OF ENVIRONMENTAL QUALITY SHALL NOT DO ANY OF THE FOLLOWING:

(A) PROMULGATE A RULE LIMITING EMISSIONS FROM WOOD HEATERS.

(B) ENFORCE A FEDERAL REGULATION LIMITING EMISSIONS FROM WOOD HEATERS AND ADOPTED AFTER MAY 1, 2014.

(2) AS USED IN THIS SECTION, "WOOD HEATER" MEANS A WOOD STOVE, PELLET STOVE, WOOD-FIRED HYDRONIC HEATER, WOOD BURNING FORCED-AIR FURNACE, OR MASONRY WOOD HEATER DESIGNED FOR HEATING A HOME OR BUSINESS.