

HOUSE BILL No. 6249

June 12, 2018, Introduced by Reps. Sneller, Sabo, Rabhi, Chang, Green, Geiss, Lasinski, Elder, Hertel, Yanez, Moss, Sowerby, LaGrand, Zemke, Yancey, Cochran, Brinks, Chirkun, Singh, Durhal, Greig, Cambensy, Gay-Dagnogo, Faris, Wittenberg, Phelps, Hammoud and Jones and referred to the Committee on Natural Resources.

A bill to amend 1976 PA 399, entitled
"Safe drinking water act,"
(MCL 325.1001 to 325.1023) by adding section 11f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 11F. (1) THE DEPARTMENT SHALL ESTABLISH AND ADMINISTER A
2 LEAD ABATEMENT GRANT PROGRAM THAT PROVIDES GRANTS FOR LEAD
3 INFRASTRUCTURE REMEDIATION. A GRANT MAY BE AWARDED FOR 1 OR MORE OF
4 THE FOLLOWING:

5 (A) SURVEYING WATER SUPPLY SYSTEMS FOR THE PRESENCE OF
6 INFRASTRUCTURE THAT MAY REPRESENT A LEAD HAZARD, INCLUDING PIPES,
7 CONNECTORS, AND SOLDER CONTAINING LEAD, LEAD ALLOYS, AND GALVANIZED
8 IRON.

9 (B) REPLACING MAINS, CONNECTORS, OR SERVICE LINES TO REMOVE
10 LEAD FROM CONTACT WITH DRINKING WATER. ALL SERVICE LINE
11 REPLACEMENTS FINANCED IN WHOLE OR IN PART WITH A GRANT UNDER THIS

SECTION MUST INCLUDE THE ENTIRE LENGTH FROM THE CONNECTION BOX TO THE BUILDING OR WATER FAUCET. AN APPLICATION THAT PROPOSES ONLY PARTIAL LEAD SERVICE LINE REPLACEMENTS SHALL NOT BE APPROVED.

(C) REPLACING VALVES FOR THE PURPOSES OF CONDUCTING SAFE LEAD ABATEMENT IN THE WATER SUPPLY SYSTEM.

(D) WATER SUPPLY TREATMENT PLANT UPGRADES DESIGNED TO OPTIMIZE CORROSION CONTROL.

(2) AN APPLICATION FOR A GRANT UNDER THIS SECTION MAY BE SUBMITTED BY A SUPPLIER OF WATER THAT PROVIDES WATER TO A COMMUNITY SUPPLY OR A NONCOMMUNITY SUPPLY. THE APPLICATION SHALL INCLUDE BOTH OF THE FOLLOWING:

(A) A DETAILED PLAN, BUDGET, AND TIMELINE. THE PLAN MUST, AT A MINIMUM, CONTAIN ALL OF THE FOLLOWING:

(i) THE METHODS THAT WILL BE USED TO SYSTEMATICALLY IDENTIFY PLUMBING MATERIALS THROUGHOUT THE WATER SUPPLY SYSTEM.

(ii) THE METHODS THAT WILL BE USED TO MAXIMIZE REDUCTIONS IN LEAD LEVELS AT THE TAP.

(iii) THE METHODS THAT WILL BE USED TO ASSESS LEAD LEVELS AT THE TAP BEFORE AND AFTER REMEDIATION.

(iv) AN IDENTIFICATION OF CURRENT LEAD LEVELS AT THE TAP AND THE SAMPLING PROCEDURES USED.

(v) A COMPREHENSIVE STRATEGY TO PREVENT THE REMEDIATION EFFORT ITSELF FROM CAUSING ANY ADDITIONAL LEAD EXPOSURES.

(B) THE LOCAL RESOURCES THAT WILL BE COMMITTED TO THE REMEDIATION. AN APPLICANT FOR A GRANT SHALL PROVIDE A MATCH OF NOT LESS THAN 25% OF THE COST OF THE PROJECT. HOWEVER, UP TO 50% OF THE MATCH MAY BE PROVIDED AS GOODS AND SERVICES.

1 (3) IN REVIEWING GRANT APPLICATIONS UNDER THIS SECTION, THE
2 DEPARTMENT SHALL CONSIDER ALL OF THE FOLLOWING:

3 (A) WHETHER A PROPOSED PROJECT MEETS THE REQUIREMENTS OF THE
4 GRANT PROGRAM.

5 (B) WHETHER THE PROPOSED PROJECT IS FEASIBLE.

6 (C) THE LEVEL OF LOCAL FUNDING COMMITMENT FROM PUBLIC AND
7 PRIVATE SOURCES RELATIVE TO AVAILABLE LOCAL RESOURCES.

8 (D) THE LEVEL OF COMMITMENT FROM OTHER GOVERNMENTAL AGENCIES.

9 (E) WHETHER THERE IS EVIDENCE OF ADVERSE ECONOMIC AND
10 SOCIOECONOMIC CONDITIONS IN THE COMMUNITY WHERE THE WATER SUPPLY
11 SYSTEM IS LOCATED.

12 (F) THE REDUCTION IN POPULATION EXPOSURE TO LEAD THAT WILL BE
13 ACHIEVED BY THE PROJECT RELATIVE TO OTHER GRANT APPLICATIONS.

14 (4) THE DEPARTMENT SHALL PRIORITIZE THE APPLICATIONS RECEIVED
15 BASED UPON AN EVALUATION OF BOTH OF THE FOLLOWING:

16 (A) WHICH PROJECTS WILL PROVIDE THE GREATEST VALUE TO THIS
17 STATE CONSIDERING THE LIKELIHOOD OF THE LOCAL COMMUNITY UNDERTAKING
18 THE PROJECT IN THE ABSENCE OF THE GRANT.

19 (B) WHICH PROJECTS WILL ACCOMPLISH THE GREATEST REDUCTION IN
20 LEAD LEVELS FOR THE MONEY EXPENDED.

21 (5) FOLLOWING APPROVAL OF A GRANT UNDER THIS SECTION, BUT
22 PRIOR TO RELEASING ANY FUNDS, THE DEPARTMENT SHALL ENTER INTO A
23 GRANT AGREEMENT WITH THE GRANT RECIPIENT. THE GRANT AGREEMENT MUST
24 INCLUDE PROVISIONS REQUIRED BY THE DEPARTMENT INCLUDING A
25 REQUIREMENT THAT THE GRANT RECIPIENT PROVIDE TO THE DEPARTMENT A
26 COMPLETE ACCOUNTING OF THE MONEY RECEIVED.

27 (6) THE DEPARTMENT SHALL ANNUALLY SUBMIT A REPORT TO THE

1 LEGISLATURE THAT INCLUDES ALL OF THE FOLLOWING:

2 (A) THE NUMBER OF APPLICATIONS RECEIVED.

3 (B) THE NUMBER OF GRANTS ISSUED.

4 (C) A DESCRIPTION OF THE PURPOSE OF EACH GRANT THAT WAS ISSUED
5 AND THE AMOUNT OF THE GRANT.

6 Enacting section 1. This amendatory act does not take effect
7 unless all of the following bills of the 99th Legislature are
8 enacted into law:

9 (a) Senate Bill No. _____ or House Bill No. 6243 (request no.
10 06187'18).

11 (b) Senate Bill No. _____ or House Bill No. 6248 (request no.
12 06216'18).

13 (c) Senate Bill No. _____ or House Bill No. 6244 (request no.
14 06530'18).

15 (d) Senate Bill No. _____ or House Bill No. 6245 (request no.
16 06531'18).

17 Enacting section 2. This amendatory act does not take effect
18 unless the question provided for in the clean Michigan initiative
19 reauthorization act is approved by a majority of the registered
20 electors voting on the question at the next general election.