

**SUBSTITUTE FOR  
SENATE BILL NO. 402**

A bill to establish the Michigan PFAS action response team; to provide for its powers and duties; to provide for the powers and duties of certain state and local agencies and officials; and to repeal acts and parts of acts.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

- 1           Sec. 1. This act shall be known and may be cited as the  
2 "Michigan PFAS action response team act".  
3           Sec. 2. As used in this act:  
4           (a) "Department" means the department of environment, Great  
5 Lakes, and energy.  
6           (b) "PFAS" means perfluoroalkyl and polyfluoroalkyl  
7 substances.  
8           (c) "MPART" means the Michigan PFAS action response team



1 established under section 3.

2       Sec. 3. (1) The Michigan PFAS action response team is  
3 established in the department. MPART consists of the director of  
4 the department, the director of the department of health and human  
5 services, the director of the department of military and veterans  
6 affairs, the director of the department of agriculture and rural  
7 development, the director of the department of natural resources,  
8 the director of the department of licensing and regulatory affairs,  
9 and the director of the department of transportation. A designee of  
10 a director may serve as a member of MPART instead of the director.  
11 The director of the department or his or her designee shall serve  
12 as chair.

13       (2) Employees of the department shall staff MPART. Any  
14 budgeting, procurement, or related management functions of MPART  
15 shall be performed under the direction and supervision of the  
16 director of the department.

17       (3) A majority of the members of MPART serving constitutes a  
18 quorum for the transaction of business at a meeting of MPART. A  
19 majority of the members present and serving is required for  
20 official action of MPART.

21       (4) A meeting of MPART must be called by the chair or as  
22 otherwise provided in procedures adopted by MPART.

23       (5) MPART may establish advisory workgroups composed of  
24 individuals or entities participating in MPART activities or other  
25 members of the public as considered necessary by MPART to assist  
26 MPART in performing its duties. MPART may adopt, reject, or modify  
27 any recommendation proposed by an advisory workgroup.

28       (6) Members of MPART shall serve without compensation but may  
29 receive reimbursement for necessary travel and expenses according



1 to relevant statutes and the rules and procedures of the civil  
2 service commission and the department of technology, management,  
3 and budget, subject to available funding.

4 (7) MPART may accept donations of labor, services, or other  
5 items of value from any public or private person. A donation shall  
6 be expended in compliance with applicable laws, rules, and  
7 procedures.

8 (8) Members of MPART shall coordinate all legal, legislative,  
9 and media contacts that directly involve the work of MPART.

10 Sec. 4. (1) MPART shall research, identify, recommend, and  
11 implement PFAS response actions relative to the discovery of,  
12 communication about, and mitigation of PFAS. To the extent  
13 practicable, MPART shall do all of the following with respect to  
14 PFAS:

15 (a) Identify affected locations and create and implement an  
16 action plan designed to assist state and local authorities in  
17 ensuring safe drinking water.

18 (b) Initiate environmental response protocols for all  
19 positively identified sites to ensure that specialized site plans  
20 are developed and appropriate stakeholders are engaged in the  
21 response.

22 (c) Initiate public health protocols to ensure that all public  
23 health and medical stakeholder groups are informed and integrated  
24 into the PFAS response to ascertain health implications.

25 (d) Perform state and local public outreach to ensure that  
26 persons in the affected areas, including all residents of the  
27 community, local governments, corporate and nonprofit partners, and  
28 affected stakeholders are informed, educated, and empowered to  
29 assist in the PFAS response.



1 (e) Conduct long-term mitigation planning and ensure that  
2 resource requirements are identified and supported and that site  
3 contaminants are removed, as appropriate.

4 (f) Establish a standard process for communicating and sharing  
5 pertinent information between members of MPART.

6 (g) Establish routine communication protocols at the local,  
7 executive, and legislative levels as appropriate.

8 (h) Establish a public information protocol to effectively  
9 inform the community of the PFAS response activities.

10 (i) Establish strong information sharing and communications  
11 processes with other state and federal entities involved in PFAS  
12 response activities.

13 (j) Collaboratively develop standards on health impacts for  
14 the affected population.

15 (k) Assess the status of any PFAS contaminated site and  
16 develop individualized response strategies.

17 (l) Explore any avenues of funding for remediation efforts,  
18 including federal grants, legislative appropriations, and private  
19 partners.

20 (m) Recommend changes in state laws regarding PFAS.

21 (n) Recommend structural changes necessary to address other  
22 threats to the environment and public health and safety identified  
23 while MPART performs its duties.

24 (o) Perform other duties as requested by the director of the  
25 department or the governor.

26 (2) MPART may, as appropriate to perform its duties, make  
27 inquiries, conduct studies, undertake investigations, hold  
28 hearings, consult with federal agencies, and receive comments from  
29 the public. To perform its duties, MPART may also consult with and



1 retain outside experts, including, but not limited to, experts in  
2 the private sector, in government agencies, and at institutions of  
3 higher education, and may retain outside experts.

4 Enacting section 1. This act is repealed effective December  
5 31, 2022.  
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