

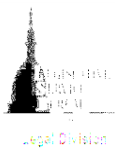
HOUSE BILL NO. 5983

July 23, 2020, Introduced by Reps. Cynthia Johnson, Hammoud, Brixie, Peterson, Sowerby, Tyrone Carter, Hood, Pohutsky, Kennedy, Chirkun, Hoadley, Stone, Brenda Carter, Bolden, Pagan, Rabhi and Koleszar and referred to the Committee on Regulatory Reform.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 5503 (MCL 324.5503).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Sec. 5503. The department may do 1 or more of the following:
- 2 (a) Promulgate rules to establish standards for ambient air
- 3 quality and for emissions.
- 4 (b) Issue permits for the construction and operation of
- 5 sources, processes, and process equipment, subject to enforceable



1 emission limitations and standards and other conditions reasonably
2 necessary to ~~assure~~**ensure** compliance with all applicable
3 requirements of this part, rules promulgated under this part, and
4 the clean air act.

5 (c) In ~~accordance~~**compliance** with this part and rules
6 promulgated under this part, deny, terminate, modify, or revoke and
7 reissue permits for cause. **Cause includes, but is not limited to,**
8 **protection of property or public health or safety from conditions**
9 **contributing to a current state of emergency or disaster proclaimed**
10 **under 1945 PA 302, MCL 10.31 to 10.33, or the emergency management**
11 **act, 1976 PA 390, MCL 30.401 to 30.421.** If **the department denies** an
12 application for a permit ~~is denied or is determined to be~~**or**
13 **determines that an application is** incomplete, ~~by the department,~~
14 the department shall state in writing with particularity the reason
15 for denial or the determination of incompleteness, and, if
16 applicable, the provision of this part or a rule promulgated under
17 this part that controls the decision.

18 (d) Compel the attendance of witnesses at proceedings of the
19 department upon reasonable notice.

20 (e) Make findings of fact and determinations.

21 (f) Make, modify, or cancel orders that require, in ~~accordance~~
22 **compliance** with this part, the control of air pollution.

23 (g) Enforce permits, air quality fee requirements, and the
24 requirements to obtain a permit.

25 (h) Institute in a court of competent jurisdiction proceedings
26 to compel compliance with this part, rules promulgated under this
27 part, or any determination or order issued under this part.

28 (i) Enter and inspect any property as authorized under section
29 5526.



1 (j) Receive and initiate complaints of air pollution in
 2 alleged violation of this part, rules promulgated under this part,
 3 or any determination, permit, or order issued under this part and
 4 take action with respect to ~~the~~**a** complaint as provided in this
 5 part.

6 (k) Require reports on sources and the quality and nature of
 7 emissions, including, but not limited to, information necessary to
 8 maintain an emissions inventory.

9 (l) Prepare and develop a general comprehensive plan for the
 10 control or abatement of existing air pollution and for the control
 11 or prevention of any new air pollution.

12 (m) Encourage voluntary cooperation by all persons in
 13 controlling air pollution and air contamination.

14 (n) Encourage the formulation and execution of plans **for the**
 15 **control of air pollution** by cooperative groups or associations of
 16 municipalities, counties, ~~or~~ districts, or other governmental
 17 units, industries, and others who severally or jointly are or may
 18 be the source of **the** air pollution. ~~, for the control of pollution.~~

19 (o) Cooperate with the appropriate agencies of the United
 20 States or other states or ~~any~~ interstate or international agencies
 21 ~~with respect to the~~ **to** control ~~of~~ air pollution ~~and air~~
 22 ~~contamination or for the formulation~~ **or to formulate**, for the
 23 submission to the legislature, ~~of~~ interstate air pollution control
 24 compacts or agreements.

25 (p) Conduct or cause to be conducted studies and research with
 26 respect to air pollution control, abatement, or prevention.

27 (q) Conduct and supervise programs of air pollution control
 28 education including the preparation and distribution of information
 29 relating to air pollution control.



1 (r) Determine by means of field studies and sampling the
2 degree of air pollution in the state.

3 (s) Provide advisory technical consultation services to local
4 communities.

5 (t) Serve as the agency of ~~the~~**this** state for the receipt of
6 money from the federal government or other public or private
7 agencies and the expenditure of that money after it is appropriated
8 for the purpose of air pollution control studies or research or
9 enforcement of this part.

10 (u) Do such other things as the department considers
11 ~~necessary, proper, or desirable~~ **appropriate** to enforce this part, a
12 rule promulgated under this part, or any determination, permit, or
13 order issued under this part ~~or~~ the clean air act.

