

HOUSE BILL NO. 4767

May 04, 2021, Introduced by Reps. Aiyash, VanSingel, Sowerby and Howell and referred to the Committee on Natural Resources and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding sections 5519 and 5519a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5519. (1) The department shall establish a program to
2 implement the National Emission Standards for Hazardous Air
3 Pollutants program for asbestos as provided in 40 CFR part 61,
4 subpart M.

5 (2) Each year, the department shall complete inspections for

1 compliance with 40 CFR part 61, subpart M, of the following
2 percentage of asbestos renovations and demolitions for which
3 notification was received under 40 CFR 61.145:

4 (a) 15% for 2022 and 2023.

5 (b) 20% for 2024 and 2025.

6 (c) 25% for 2026 and thereafter.

7 (3) An owner or operator that submits a notification of
8 asbestos removal or demolition is responsible for payment of a
9 notification fee of \$100.00. In addition, the owner or operator is
10 responsible for payment of a \$10.00 modification fee each time the
11 submitted notification is modified. A public entity may pass
12 through the cost for the notification fee and any modification fee
13 to the asbestos abatement contractor, unless the pass through would
14 violate the terms of a contract entered into before the effective
15 date of the amendatory act that added this section. The department
16 shall assess and collect the fees and shall transmit fee revenue to
17 the state treasurer for deposit in the asbestos inspection fund
18 created in section 5519a.

19 Sec. 5519a. (1) The asbestos inspection fund is created within
20 the state treasury.

21 (2) The state treasurer may receive money or other assets from
22 any source for deposit into the asbestos inspection fund. The state
23 treasurer shall direct the investment of the fund. The state
24 treasurer shall credit to the fund interest and earnings from fund
25 investments. Money in the fund at the close of the fiscal year
26 shall remain in the fund and shall not lapse to the general fund.

27 (3) The department shall be the administrator of the asbestos
28 inspection fund for auditing purposes. The department shall expend
29 money from the fund, upon appropriation, only to conduct

1 inspections and related activities under section 5519.

2 Enacting section 1. This amendatory act takes effect 90 days
3 after the date it is enacted into law.