

**SENATE SUBSTITUTE FOR
HOUSE BILL NO. 6668**

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending sections 4101, 4105, and 4110 (MCL 324.4101, 324.4105,
and 324.4110), section 4105 as amended by 2004 PA 325, and by
adding sections 4112 and 4113.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 4101. As used in this part:

2 (A) "CONVENTIONAL GRAVITY SEWER EXTENSION" MEANS THE
3 INSTALLATION OF A NEW GRAVITY SEWER AND CONNECTION TO AN EXISTING
4 COLLECTION SYSTEM TO PROVIDE SEWER SERVICE TO NEW AREAS PREVIOUSLY
5 NOT SERVED BY THE PUBLIC SEWER SYSTEM.

6 (B) "EXPEDITED REVIEW" MEANS AN EXPEDITED REVIEW OF AN
7 APPLICATION FOR A CONSTRUCTION PERMIT UNDER SECTION 4112.

1 (C) "FUND" MEANS THE INFRASTRUCTURE CONSTRUCTION FUND CREATED
2 IN SECTION 4113.

3 (D) ~~(a)~~ "Governmental agencies" means local units of
4 government, metropolitan districts, or other units of government or
5 the officers of the units of government authorized to own,
6 construct, or operate sewerage systems to serve the public.

7 (E) "LICENSED PROFESSIONAL ENGINEER" MEANS A PROFESSIONAL
8 ENGINEER LICENSED UNDER ARTICLE 20 OF THE OCCUPATIONAL CODE, 1980
9 PA 299, MCL 339.2001 TO 339.2014.

10 (F) ~~(b)~~ "Plans and specifications" means a true description
11 or representation of the entire sewerage system and parts of a
12 system ~~proposed or operated by a person~~ as the ~~same~~ SEWERAGE
13 SYSTEM exists or is to be constructed, and also a full and fair
14 statement of how the system is to be operated.

15 (G) "PROJECT" MEANS A PROPOSAL TO INSTALL WITHIN 1 GENERAL
16 AREA A NEW WASTEWATER COLLECTION SYSTEM. SYSTEMS PROPOSED FOR
17 CONSTRUCTION ON SEPARATE LAND PARCELS SHALL BE CONSIDERED SEPARATE
18 PROJECTS.

19 (H) ~~(c)~~ "Sewerage system" means a system of pipes and
20 structures including pipes, channels, conduits, manholes, pumping
21 stations, sewage or waste treatment works, diversion and regulatory
22 devices, outfall structures, and appurtenances, collectively or
23 severally, actually used or intended for use by the public for the
24 purpose of collecting, conveying, transporting, treating, or
25 otherwise handling sanitary sewage or other industrial liquid
26 wastes that are capable of adversely affecting the public health.

27 (I) "SIMPLE PUMPING STATION AND FORCE MAIN" MEANS THE

1 INSTALLATION OF A DUPLEX PUMPING STATION AND A FORCE MAIN WITH ONLY
2 1 HIGH POINT AND OF LENGTH OF NO MORE THAN 2,000 FEET THAT IS TO BE
3 CONNECTED TO AN EXISTING GRAVITY COLLECTION SYSTEM TO PROVIDE SEWER
4 SERVICE TO NEW AREAS PREVIOUSLY NOT SERVED BY THE PUBLIC SEWER
5 SYSTEM.

6 (J) "SMALL DIAMETER PRESSURE SEWER AND GRINDER PUMPING
7 STATION" MEANS A SINGLE PROJECT THAT INCLUDES THE INSTALLATION OF
8 NEW PRESSURE SEWERS TOTALING NOT MORE THAN 5,000 FEET AND NOT MORE
9 THAN 25 GRINDER PUMPING STATIONS WITH EACH GRINDER PUMPING STATION
10 SERVING NOT MORE THAN 5 SEPARATE OWNERS AND THAT IS TO BE CONNECTED
11 TO AN EXISTING GRAVITY COLLECTION SYSTEM TO PROVIDE SEWER SERVICE
12 TO NEW AREAS PREVIOUSLY NOT SERVED BY THE PUBLIC SEWER SYSTEM.

13 Sec. 4105. (1) The mayor of each city, the president of each
14 village, the township supervisor of each township, the responsible
15 executive officer of a governmental agency, and all other persons
16 operating sewerage systems in this state shall file with the
17 department a true copy of the plans and specifications of the
18 entire sewerage system owned or operated by that person, including
19 any filtration or other purification plant or treatment works as
20 may be operated in connection with the sewerage system, and also
21 plans and specifications of all alterations, additions, or
22 improvements to the systems that may be made. The plans and
23 specifications shall, in addition to all other requirements, show
24 all the sources through or from which water is or may be at any
25 time pumped or otherwise permitted to enter into the sewerage
26 system, and the drain, watercourse, river, or lake into which
27 sewage is to be discharged. The plans and specifications shall be

1 certified by the mayor of a city, the president of a village, a
2 responsible member of a partnership, an individual owner, or the
3 proper officer of any other person that operates ~~a~~ **THE** sewerage
4 system, as well as by the engineer, if any are employed by any such
5 operator. The department may promulgate and enforce rules regarding
6 the preparation and submission of plans and specifications and for
7 the issuance and period of validity of construction permits for the
8 work.

9 (2) A person shall not construct a sewerage system or any
10 filtration or other purification plant or treatment works in
11 connection with a sewerage system except as authorized by a
12 construction permit issued by the department pursuant to part 13.
13 ~~A person shall not issue a voucher or check or otherwise expend~~
14 ~~money for such construction unless such a permit has been issued.~~
15 An application for a permit shall be submitted by the mayor of a
16 city, the president of a village, a responsible member of a
17 partnership, an individual owner, or the proper officer of any
18 other person proposing the construction. **IF ELIGIBLE, A PERSON MAY**
19 **REQUEST AN EXPEDITED REVIEW OF AN APPLICATION FOR A CONSTRUCTION**
20 **PERMIT UNDER SECTION 4112.** An application for a permit shall
21 include plans and specifications as described in subsection (1). **IF**
22 **CONSIDERED APPROPRIATE BY THE DEPARTMENT, THE DEPARTMENT MAY ISSUE**
23 **A PERMIT WITH CONDITIONS TO CORRECT MINOR DESIGN PROBLEMS.**

24 (3) **THE DEPARTMENT MAY VERBALLY APPROVE MINOR MODIFICATIONS OF**
25 **A CONSTRUCTION PERMIT ISSUED BY THE DEPARTMENT AS A RESULT OF**
26 **UNFORESEEN SITE CONDITIONS THAT BECOME APPARENT DURING**
27 **CONSTRUCTION. MINOR MODIFICATIONS INCLUDE, BUT ARE NOT LIMITED TO,**

1 A MINOR CHANGE OF LOCATION OF THE SEWER OR LOCATION OF MANHOLES.
2 THE PERSON MAKING THE REQUEST FOR A MODIFICATION SHALL PROVIDE TO
3 THE DEPARTMENT ALL RELEVANT INFORMATION PURSUANT TO R 299.2931 TO R
4 299.2945 OF THE MICHIGAN ADMINISTRATIVE CODE AND THE APPLICATION
5 FORM PROVIDED BY THE DEPARTMENT RELATED TO THE REQUESTED
6 MODIFICATION. WRITTEN APPROVAL FROM THE DEPARTMENT SHALL BE
7 OBTAINED FOR ALL MODIFICATIONS EXCEPT WHEN THE DEPARTMENT PROVIDES
8 VERBAL APPROVAL FOR A MINOR MODIFICATION AS PROVIDED FOR IN THIS
9 SUBSECTION. THE PERSON RECEIVING A WRITTEN OR VERBAL APPROVAL FROM
10 THE DEPARTMENT SHALL SUBMIT REVISED PLANS OR SPECIFICATIONS TO THE
11 DEPARTMENT WITHIN 10 DAYS FROM THE DATE OF APPROVAL.

12 (4) IF A PERSON SEEKS CONFIRMATION OF THE DEPARTMENT'S VERBAL
13 APPROVAL OF A MINOR MODIFICATION UNDER SUBSECTION (3), THE PERSON
14 SHALL NOTIFY THE DEPARTMENT ELECTRONICALLY, AT AN ADDRESS SPECIFIED
15 BY THE DEPARTMENT, WITH A DETAILED DESCRIPTION OF THE REQUEST FOR
16 THE MODIFICATION. THE DEPARTMENT SHALL MAKE REASONABLE EFFORTS TO
17 RESPOND WITHIN 2 BUSINESS DAYS, CONFIRMING WHETHER THE REQUEST HAS
18 BEEN APPROVED OR NOT APPROVED. IF THE DEPARTMENT HAS NOT RESPONDED
19 WITHIN 2 BUSINESS DAYS AFTER THE DEPARTMENT RECEIVES THE DETAILED
20 DESCRIPTION, THE VERBAL APPROVAL SHALL BE CONSIDERED CONFIRMED.

21 (5) ~~(3)~~ A municipal officer or an officer or agent of a
22 governmental agency, corporation, association, partnership, or
23 individual PERSON who permits or allows construction to proceed on
24 a sewerage works without a valid permit, or in a manner not in
25 accordance with the plans and specifications approved by the
26 department, is guilty of a misdemeanor punishable by a fine of not
27 more than \$500.00 or imprisonment for not more than 90 days, or

1 both.

2 Sec. 4110. (1) THE DEPARTMENT MAY REQUEST THAT THE ATTORNEY
3 GENERAL COMMENCE A CIVIL ACTION FOR APPROPRIATE RELIEF, INCLUDING A
4 PERMANENT OR TEMPORARY INJUNCTION, FOR A VIOLATION OF THIS PART OR
5 A PROVISION OF A PERMIT OR ORDER ISSUED UNDER THIS PART OR A RULE
6 PROMULGATED UNDER THIS PART. AN ACTION UNDER THIS SUBSECTION MAY BE
7 BROUGHT IN THE CIRCUIT COURT FOR THE COUNTY OF INGHAM OR FOR THE
8 COUNTY IN WHICH THE DEFENDANT IS LOCATED, RESIDES, OR IS DOING
9 BUSINESS. THE COURT HAS JURISDICTION TO RESTRAIN THE VIOLATION AND
10 TO REQUIRE COMPLIANCE.

11 (2) IN ADDITION TO ANY OTHER RELIEF GRANTED UNDER SUBSECTION
12 (1), A PERSON WHO VIOLATES THIS PART IS SUBJECT TO THE FOLLOWING:

13 (A) IF THE PERSON FAILS TO OBTAIN A PERMIT REQUIRED UNDER THIS
14 PART, THE COURT SHALL IMPOSE A CIVIL FINE OF NOT LESS THAN
15 \$1,500.00 OR GREATER THAN \$2,500.00 FOR THE FIRST VIOLATION, NOT
16 LESS THAN \$2,500.00 OR GREATER THAN \$10,000.00 FOR THE SECOND
17 VIOLATION, AND NOT LESS THAN \$10,000.00 OR GREATER THAN \$25,000.00
18 FOR EACH SUBSEQUENT VIOLATION.

19 (B) IF THE PERSON VIOLATES THIS PART OR A PROVISION OF A
20 PERMIT OR ORDER ISSUED UNDER THIS PART OR RULE PROMULGATED UNDER
21 THIS PART OTHER THAN BY FAILURE TO OBTAIN A PERMIT, THE COURT SHALL
22 IMPOSE A CIVIL FINE OF NOT LESS THAN \$500.00 OR GREATER THAN
23 \$2,500.00 FOR THE FIRST VIOLATION, NOT LESS THAN \$1,000.00 OR
24 GREATER THAN \$5,000.00 FOR THE SECOND VIOLATION, AND NOT LESS THAN
25 \$2,500.00 OR GREATER THAN \$10,000.00 FOR EACH SUBSEQUENT VIOLATION.
26 FOR THE PURPOSES OF THIS SUBDIVISION, ALL VIOLATIONS OF A SPECIFIC
27 CONSTRUCTION PERMIT ARE TREATED AS A SINGLE VIOLATION.

1 (3) ~~(1) A~~ SUBJECT TO SECTION 4105(5), A person who violates
2 this part or a written order of the department is guilty of a
3 misdemeanor punishable by imprisonment for not more than 90 days or
4 a fine of not ~~less than \$25.00 or~~ more than ~~\$100.00~~ \$500.00, or
5 both, and payment of the costs of prosecution.

6 ~~— (2) Each day upon which a violation of this part occurs is a~~
7 ~~separate and additional violation for the purpose of this part.~~

8 (4) A LAW ENFORCEMENT OFFICER MAY ISSUE AND SERVE AN
9 APPEARANCE TICKET UPON A PERSON FOR A MINOR OFFENSE PURSUANT TO
10 SECTIONS 9C TO 9G OF CHAPTER IV OF THE CODE OF CRIMINAL PROCEDURE,
11 1927 PA 175, MCL 764.9C TO 764.9G.

12 (5) ~~(3)~~ The attorney general shall ~~prosecute all cases~~
13 ~~arising under~~ ENFORCE this part. ~~, including the recovery of~~
14 ~~penalties.~~

15 (6) AS USED IN THIS SECTION, "MINOR OFFENSE" MEANS A VIOLATION
16 OF A PERMIT ISSUED UNDER THIS PART THAT DOES NOT FUNCTIONALLY
17 IMPAIR THE OPERATION OR CAPACITY OF A SEWERAGE SYSTEM.

18 SEC. 4112. (1) NOT LATER THAN OCTOBER 1, 2007, THE DEPARTMENT
19 SHALL ESTABLISH AN EXPEDITED REVIEW PROCESS FOR CONSTRUCTION PERMIT
20 APPLICATIONS FOR PROJECTS DESCRIBED IN SUBSECTION (2) THAT ARE
21 LOCATED IN A COUNTY WITH A POPULATION OF BETWEEN 750,000 AND
22 1,000,000 AND ANY CONTIGUOUS COUNTY WITH A POPULATION GREATER THAN
23 160,000. THE EXPEDITED REVIEW PROCESS SHALL BE AVAILABLE THROUGH
24 SEPTEMBER 30, 2010. TO BE ELIGIBLE FOR EXPEDITED REVIEW, AN
25 APPLICANT SHALL SUBMIT ALL OF THE ITEMS UNDER SUBSECTION (4) NOT
26 LATER THAN SEPTEMBER 30, 2010.

27 (2) SUBJECT TO SUBSECTION (3), THE FOLLOWING PROJECTS ARE

1 ELIGIBLE FOR EXPEDITED REVIEW:

2 (A) A CONVENTIONAL GRAVITY SEWER EXTENSION OF 10,000 FEET OR
3 LESS OF SEWER LINE.

4 (B) A SIMPLE PUMPING STATION AND FORCE MAIN.

5 (C) A SMALL DIAMETER PRESSURE SEWER AND GRINDER PUMPING
6 STATION.

7 (3) AN EXPEDITED REVIEW SHALL NOT BE CONDUCTED FOR A PROJECT
8 THAT IS BEING FUNDED BY THE STATE WATER POLLUTION CONTROL REVOLVING
9 FUND CREATED IN SECTION 16A OF THE SHARED CREDIT RATING ACT, 1985
10 PA 227, MCL 141.1066A.

11 (4) A PERSON REQUESTING AN EXPEDITED REVIEW SHALL DO ALL OF
12 THE FOLLOWING:

13 (A) AT LEAST 10 BUSINESS DAYS PRIOR TO SUBMITTING AN
14 APPLICATION UNDER SUBDIVISION (B), NOTIFY THE DEPARTMENT
15 ELECTRONICALLY, IN ACCORDANCE WITH THE INSTRUCTIONS PROVIDED ON THE
16 DEPARTMENT'S WEBSITE, OF HIS OR HER INTENT TO REQUEST EXPEDITED
17 REVIEW.

18 (B) SUBMIT ELECTRONICALLY A COMPLETE APPLICATION FOR A
19 CONSTRUCTION PERMIT INCLUDING A REQUEST FOR EXPEDITED REVIEW AND
20 INCLUDING, VIA CREDIT CARD, THE APPROPRIATE FEE UNDER SUBSECTION
21 (5).

22 (C) PROVIDE A WRITTEN COPY OF THE CONSTRUCTION PLANS AND
23 SPECIFICATIONS FOR THE PROJECT THAT HAS BEEN PREPARED, SIGNED, AND
24 SEALED BY A LICENSED PROFESSIONAL ENGINEER TO THE DEPARTMENT
25 POSTMARKED NOT LATER THAN THE SAME DATE THAT THE APPLICATION IS
26 SUBMITTED ELECTRONICALLY.

27 (D) FOR NONGOVERNMENTAL ENTITIES, PROVIDE CERTIFICATION TO THE

1 DEPARTMENT THAT ALL NECESSARY CONTRACTUAL SERVICE AGREEMENTS AND
2 FINANCIAL PLANS ARE IN PLACE.

3 (5) EXCEPT AS PROVIDED IN SUBSECTION (7), THE FEE FOR AN
4 EXPEDITED REVIEW IS AS FOLLOWS:

5 (A) FOR A CONVENTIONAL GRAVITY SEWER EXTENSION LESS THAN 2,000
6 FEET, \$1,000.00.

7 (B) FOR A CONVENTIONAL GRAVITY SEWER EXTENSION EQUAL TO OR
8 GREATER THAN 2,000 FEET BUT LESS THAN 4,000 FEET OF SEWER LINE,
9 \$1,500.00, AND FOR EACH INCREMENTAL INCREASE OF UP TO 2,000 FEET OF
10 SEWER LINE, AN ADDITIONAL \$500.00.

11 (C) FOR A SIMPLE PUMPING STATION AND FORCE MAIN, \$2,000.00.

12 (D) FOR A SMALL DIAMETER PRESSURE SEWER AND GRINDER PUMPING
13 STATION CONSISTING OF NOT MORE THAN 2,000 FEET OF SEWER LINE AND
14 NOT MORE THAN 10 GRINDER PUMPING STATIONS, \$2,000.00.

15 (E) FOR SMALL DIAMETER PRESSURE SEWER AND GRINDER PUMPING
16 STATION PROJECTS NOT COVERED BY SUBDIVISION (D) AND NOT MORE THAN
17 5,000 FEET OF SEWER LINE AND NOT MORE THAN 25 GRINDER PUMPING
18 STATIONS, \$4,000.00.

19 (6) EXCEPT AS PROVIDED IN SUBSECTION (8), IF AN APPLICANT DOES
20 NOT COMPLY WITH SUBSECTION (4), THE DEPARTMENT SHALL NOT CONDUCT AN
21 EXPEDITED REVIEW AND ANY SUBMITTED FEE SHALL NOT BE REFUNDED.
22 WITHIN 10 BUSINESS DAYS AFTER RECEIPT OF THE APPLICATION, THE
23 DEPARTMENT SHALL NOTIFY THE APPLICANT OF THE REASONS WHY THE
24 DEPARTMENT'S REVIEW OF THE APPLICATION WILL NOT BE EXPEDITED. UPON
25 RECEIPT OF THIS NOTIFICATION, A PERSON MAY CORRECT THE DEFICIENCIES
26 AND RESUBMIT AN APPLICATION AND REQUEST FOR AN EXPEDITED REVIEW
27 WITH THE APPROPRIATE FEE SPECIFIED UNDER SUBSECTION (7). THE

1 DEPARTMENT SHALL NOT REJECT A RESUBMITTED APPLICATION AND REQUEST
2 FOR EXPEDITED REVIEW SOLELY BECAUSE OF DEFICIENCIES THAT THE
3 DEPARTMENT FAILED TO FULLY IDENTIFY IN THE ORIGINAL APPLICATION.

4 (7) FOR A SECOND SUBMISSION OF AN APPLICATION THAT ORIGINALLY
5 FAILED TO MEET THE REQUIREMENTS SPECIFIED IN SUBSECTION (6), THE
6 APPLICANT SHALL INSTEAD INCLUDE A FEE EQUAL TO 10% OF THE FEE
7 SPECIFIED IN SUBSECTION (5). HOWEVER, IF THE DEFICIENCY INCLUDED
8 FAILURE TO PAY THE APPROPRIATE FEE, THE SECOND SUBMISSION SHALL
9 INCLUDE THE BALANCE OF THE APPROPRIATE FEE PLUS 10% OF THE
10 APPROPRIATE FEE. IF THE APPLICANT MAKES ADDITIONAL CHANGES OTHER
11 THAN THOSE ITEMS IDENTIFIED BY THE DEPARTMENT AS BEING DEFICIENT,
12 THE APPLICANT SHALL INSTEAD INCLUDE AN ADDITIONAL FEE EQUAL TO THE
13 FEE SPECIFIED IN SUBSECTION (5). FOR THE THIRD AND EACH SUBSEQUENT
14 SUBMITTAL OF AN APPLICATION THAT FAILED TO MEET THE REQUIREMENTS
15 SPECIFIED IN SUBSECTION (6), THE APPLICANT SHALL INCLUDE AN
16 ADDITIONAL FEE EQUAL TO THE FEE SPECIFIED IN SUBSECTION (5).

17 (8) IF AN APPLICANT FAILS TO SIGN THE APPLICATION, SUBMITS
18 CONSTRUCTION PLANS AND SPECIFICATIONS THAT HAVE NOT BEEN PREPARED,
19 SIGNED, AND SEALED BY A LICENSED PROFESSIONAL ENGINEER, OR SUBMITS
20 AN INSUFFICIENT FEE, THE DEPARTMENT SHALL NOTIFY THE APPLICANT
21 WITHIN 5 BUSINESS DAYS OF THE DEFICIENCY. THE APPLICATION SHALL NOT
22 BE PROCESSED UNTIL THE DEFICIENT ITEMS ARE ADDRESSED. IF THE
23 APPLICANT DOES NOT PROVIDE THE DEFICIENT ITEMS WITHIN 5 BUSINESS
24 DAYS AFTER NOTIFICATION BY THE DEPARTMENT, THE APPLICATION SHALL BE
25 HANDLED AS PROVIDED IN SUBSECTION (6).

26 (9) THE DEPARTMENT SHALL REVIEW AND MAKE A DECISION ON
27 COMPLETE APPLICATIONS SUBMITTED WITH A REQUEST FOR EXPEDITED REVIEW

1 PURSUANT TO THE FOLLOWING SCHEDULE:

2 (A) UNTIL SEPTEMBER 30, 2008, A PERMIT DECISION SHALL BE MADE
3 WITHIN 20 BUSINESS DAYS OF RECEIPT BY THE DEPARTMENT OF THE
4 COMPLETE APPLICATION.

5 (B) FROM OCTOBER 1, 2008 THROUGH SEPTEMBER 30, 2009, A PERMIT
6 DECISION SHALL BE MADE WITHIN 15 BUSINESS DAYS OF RECEIPT BY THE
7 DEPARTMENT OF THE COMPLETE APPLICATION.

8 (C) FROM OCTOBER 1, 2009 THROUGH SEPTEMBER 30, 2010, A PERMIT
9 DECISION SHALL BE MADE WITHIN 10 BUSINESS DAYS OF RECEIPT BY THE
10 DEPARTMENT OF THE COMPLETE APPLICATION.

11 (10) IF THE DEPARTMENT FAILS TO MEET THE DEADLINES SPECIFIED
12 IN SUBSECTION (9), THE DEPARTMENT SHALL CONTINUE TO EXPEDITE THE
13 APPLICATION REVIEW PROCESS FOR AN APPLICATION SUBMITTED UNDER THIS
14 SECTION. HOWEVER, THE FEE FOR AN EXPEDITED REVIEW REQUIRED UNDER
15 THIS SECTION SHALL BE REFUNDED IF THE DEPARTMENT FAILS TO MEET THE
16 DEADLINES ESTABLISHED IN SUBSECTION (9).

17 (11) THE DEPARTMENT SHALL TRANSMIT FEES COLLECTED UNDER THIS
18 SECTION TO THE STATE TREASURER FOR DEPOSIT INTO THE FUND.

19 (12) AS USED IN THIS SECTION, "COMPLETE APPLICATION" MEANS
20 THAT A DEPARTMENT-PROVIDED APPLICATION FORM IS COMPLETED, ALL
21 REQUESTED INFORMATION HAS BEEN PROVIDED, AND THE APPLICATION CAN BE
22 PROCESSED WITHOUT ADDITIONAL INFORMATION.

23 SEC. 4113. (1) THE INFRASTRUCTURE CONSTRUCTION FUND IS CREATED
24 WITHIN THE STATE TREASURY.

25 (2) THE STATE TREASURER MAY RECEIVE MONEY OR OTHER ASSETS FROM
26 ANY SOURCE FOR DEPOSIT INTO THE FUND. THE STATE TREASURER SHALL
27 DIRECT THE INVESTMENT OF THE FUND. THE STATE TREASURER SHALL CREDIT

1 TO THE FUND INTEREST AND EARNINGS FROM FUND INVESTMENTS.

2 (3) MONEY IN THE FUND AT THE CLOSE OF THE FISCAL YEAR SHALL
3 REMAIN IN THE FUND AND SHALL NOT LAPSE TO THE GENERAL FUND.

4 (4) THE DEPARTMENT SHALL EXPEND MONEY FROM THE FUND, UPON
5 APPROPRIATION, ONLY TO ADMINISTER THIS PART AND THE SAFE DRINKING
6 WATER ACT, 1976 PA 399, MCL 325.1001 TO 325.1023, INCLUDING ALL OF
7 THE FOLLOWING:

8 (A) MAINTENANCE OF PROGRAM DATA.

9 (B) DEVELOPMENT OF PROGRAM-RELATED DATABASES AND SOFTWARE.

10 (C) COMPLIANCE ASSISTANCE, EDUCATION, AND TRAINING DIRECTLY
11 RELATED TO THIS PART AND THE SAFE DRINKING WATER ACT, 1976 PA 399,
12 MCL 325.1001 TO 325.1023.

13 (D) PROGRAM ADMINISTRATION ACTIVITIES.

14 (5) BY JANUARY 1, 2009 AND BY JANUARY 1 OF EACH YEAR
15 THEREAFTER UNTIL JANUARY 1, 2011, THE DEPARTMENT SHALL PREPARE AND
16 SUBMIT TO THE GOVERNOR, THE CHAIRS OF THE STANDING COMMITTEES OF
17 THE SENATE AND HOUSE OF REPRESENTATIVES WITH PRIMARY RESPONSIBILITY
18 FOR ISSUES RELATED TO NATURAL RESOURCES AND THE ENVIRONMENT, AND
19 THE CHAIRS OF THE SUBCOMMITTEES OF THE SENATE AND HOUSE
20 APPROPRIATIONS COMMITTEES WITH PRIMARY RESPONSIBILITY FOR
21 APPROPRIATIONS TO THE DEPARTMENT A REPORT THAT DETAILS THE
22 DEPARTMENT'S ADMINISTRATION OF THE EXPEDITED REVIEW PROCESS UNDER
23 SECTION 4112 AND THE EXPEDITED REVIEW PROCESS UNDER SECTION 4A OF
24 THE SAFE DRINKING WATER ACT, 1976 PA 399, MCL 325.1004A, IN THE
25 PREVIOUS FISCAL YEAR. THIS REPORT SHALL INCLUDE, AT A MINIMUM, ALL
26 OF THE FOLLOWING AS ITEMIZED FOR EACH EXPEDITED REVIEW PROCESS:

27 (A) THE NUMBER OF REQUESTS FOR EXPEDITED REVIEW RECEIVED BY

1 THE DEPARTMENT.

2 (B) THE PERCENTAGE AND NUMBER OF REQUESTS FOR EXPEDITED REVIEW
3 THAT WERE PROPERLY SUBMITTED.

4 (C) THE PERCENTAGE AND NUMBER OF REQUESTS FOR EXPEDITED REVIEW
5 THAT WERE REVIEWED FOR COMPLETENESS WITHIN STATUTORY TIME FRAMES.

6 (D) THE PERCENTAGE AND NUMBER OF REQUESTS FOR EXPEDITED REVIEW
7 FOR WHICH A FINAL ACTION WAS TAKEN BY THE DEPARTMENT WITHIN
8 STATUTORY TIME FRAMES. THE TYPE OF FINAL ACTION SHALL BE INDICATED.

9 (E) THE AMOUNT OF REVENUE IN THE FUND AT THE END OF THE FISCAL
10 YEAR.

11 (6) FOR THE FIRST 3 YEARS OF THE EXPEDITED REVIEW PROCESS, THE
12 DEPARTMENT SHALL SUBMIT QUARTERLY SUMMARY REPORTS OF ITEMS UNDER
13 SUBSECTION (5) (A) TO (D) TO THE CHAIRS OF THE STANDING COMMITTEES
14 OF THE SENATE AND HOUSE OF REPRESENTATIVES WITH PRIMARY
15 RESPONSIBILITY FOR ISSUES RELATED TO NATURAL RESOURCES AND THE
16 ENVIRONMENT AND THE CHAIRS OF THE SUBCOMMITTEES OF THE SENATE AND
17 HOUSE APPROPRIATIONS COMMITTEES WITH PRIMARY RESPONSIBILITY FOR
18 APPROPRIATIONS TO THE DEPARTMENT.

19 Enacting section 1. This amendatory act does not take effect
20 unless House Bill No. 6577 of the 93rd Legislature is enacted into
21 law.