

The Senate



SENATOR
PATRICIA L. BIRKHOLOZ
Chair

**Committee on Natural Resources
and Environmental Affairs**

P.O. BOX 30036
LANSING, MI 48909-7536
(517) 373-3447
Fax: (517) 373-5849

Minutes of the Standing Committee
on
Natural Resources and Environmental Affairs

Wednesday, August 18, 2010

1:00 p.m.

Room 110, Farnum Building

The Senate Standing Committee on Natural Resources and Environmental Affairs was called to order by Senator Patricia Birkholz, Chair.

Troy Cumings, Attorney for Warner Norcross & Judd, led the members of the committee in the recital of the *Pledge of Allegiance*.

The Clerk called the roll; **members present were Senators Birkholz, Van Woerkom, Basham and Gleason. (4/5)**
Member absent and excused was Senator Patterson. (1/5)

The Chair laid before the committee the minutes of June 30, 2010 as printed.

Senator Van Woerkom moved to adopt the minutes of June 30, 2010 as printed.

Senator Gleason supported the motion.

There being no objection the motion prevailed by unanimous consent of the members present; the minutes were adopted as printed.

The Chair laid before the committee Senate Bills 1442 and 1443.

Senate Bill No. 1442, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 5204 and 19708 (MCL 324.5204 and 324.19708), section 5204 as amended by 2005 PA 253 and section 19708 as amended by 2005 PA 256, and by adding sections 5204b, 5204c, and 19703a.

Senate Bill No. 1443, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 5204a (MCL 324.5204a), as added by 2005 PA 254, and by adding section 5317.

Senator Birkholz explained her bill to the committee members.

Bob Wilson, Senate Majority Policy Analyst, explained the substitute (S-1) for Senate Bill 1442 to the committee members.

Senator Birkholz offered and moved to adopt the substitute (S-1) for Senate Bill 1442.

Senator Van Woerkom supported the motion.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Birkholz, Van Woerkom, Basham and Gleason, (4/5)

Nays: None. (0)

Bob Wilson, Senate Majority Policy Analyst, explained Senate Bill 1443 and the substitute (S-1) for the bill to the committee members.

Senator Birkholz offered and moved to adopt the substitute (S-1) for Senate Bill 1443.

Senator Van Woerkom supported the motion.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Senators Birkholz, Van Woerkom, Basham and Gleason, (4/5)

Nays: None. (0)

Jim Sygo, Deputy Director of Environmental Protection in the Department of Natural Resources and Environment, and Robert Wagner, Acting Assistant Division Chief for the Remediation Division in the Department of Natural Resources and Environment, submitted a testimony card in support of the bills, but did not wish to testify.

Chuck Hersey, Manager of Environmental Programs at SEMCOG, testified in support of the bills. Following his testimony, Mr. Hersey answered questions from a committee member.

Christopher Hackbarth, Legislative Associate for the Michigan Municipal League, testified in support of the bills as amended. A copy of his written testimony is attached to the report-out-file for the bills.

Ron Brenke, representing the American Council of Engineering Companies, submitted testimony cards in opposition to the bills, and did not wish to testify.

Larry Stephens, representing Stephens Consulting Services, testified in support of the bill package. Following his testimony, Mr. Stephens answered questions from a committee member.

Minutes of the Senate Standing Committee on Natural Resources and Environmental Affairs
Wednesday, August 18, 2010

3

Doug Roberts, representing the Michigan Chamber of Commerce, testified in opposition to the bills. Mr. Roberts responded to questions from committee members following his testimony. A copy of the Chamber's written testimony is attached to the report-out-file for the bills.

Keith Ledbetter, representing Michigan Infrastructure and Transportation Association, expressed his concerns with the bills as amended.

Jonathan Burd, representing Michigan Laborers District Council, submitted a testimony card in opposition to the bill package, but did not wish to testify.

Brian A. Kandler, Director of Government Relations for the Detroit Regional Chamber, testified in support of the bills. A copy of his written testimony is attached to the report-out-file for the bills.

Susan Harley, Michigan Policy Director for Clean Water Action of Michigan, testified in opposition to the bills. A copy of her written testimony is attached to the report-out-file for the bills.

James Clift, Policy Director for the Michigan Environmental Council, testified in opposition to the bills. A copy of his written testimony is attached to the report-out-file for the bills.

Randy Gross, representing the Michigan Manufacturers Association, testified in support of the bills. A copy of his written testimony is attached to the report-out-file for the bills.

Per Rule 27 of the Senate Standing Committee on Natural Resources and Environmental Affairs Committee Rules, **Senator Patterson was excused from today's committee meeting.**

There being no other business before the committee; **Senator Birkholz adjourned the meeting,** the time being 2:20 p.m.

Patricia L. Birkholz, Chair
Senate Standing Committee on Natural Resources and Environmental Affairs

Joy A. E. Brewer, Committee Clerk

Date approved by the committee