

HOUSE BILL No. 4201

February 14, 2017, Introduced by Reps. Neeley, Phelps, Faris, Durhal, Love, Lasinski, LaGrand, Moss, Ellison, Chang, Howrylak, Lucido, Pagan, Santana, Hertel, Hoadley, Elder, Sowerby, Hammoud, Gay-Dagnogo, Rabhi, Sneller, Wittenberg, Yanez, Peterson and Robinson and referred to the Committee on Natural Resources.

A bill to amend 1976 PA 399, entitled
"Safe drinking water act,"
by amending section 3 (MCL 325.1003).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. **(1)** Subject to **SUBSECTION (2) AND THE** limitations
2 ~~contained~~ in this act, the department ~~shall have~~ **HAS** power and
3 control over public water supplies and suppliers of water. The
4 director may enter upon the waterworks system of a supplier of
5 water at reasonable times for the purpose of inspecting the
6 **WATERWORKS** system and carrying out this act and rules promulgated
7 under this act.

8 **(2) THE WATER RESOURCES COMMISSION CREATED IN SECTION 3102 OF**
9 **THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT, 1994 PA**

1 451, MCL 324.3102, SHALL DO ALL OF THE FOLLOWING:

2 (A) PROVIDE OVERSIGHT OVER ALL RESPONSIBILITIES OF THE
3 DEPARTMENT UNDER THIS ACT.

4 (B) HOLD PUBLIC HEARINGS AND RECEIVE PUBLIC COMMENT ON ALL
5 POLICIES OF THE DEPARTMENT REGARDING THE PROVISION OF DRINKING
6 WATER UNDER THIS ACT.

7 (C) RECEIVE COMPLAINTS RELATED TO DRINKING WATER THAT
8 ALLEGEDLY DOES NOT MEET STATE DRINKING WATER STANDARDS OR OTHERWISE
9 IS IN VIOLATION OF THIS ACT, THE RULES PROMULGATED UNDER THIS ACT,
10 OR ANY DETERMINATION, PERMIT, OR ORDER ISSUED UNDER THIS ACT.

11 (D) IN RESPONSE TO A COMPLAINT REGARDING DRINKING WATER, DO
12 EITHER OR BOTH OF THE FOLLOWING:

13 (i) REQUIRE THE DEPARTMENT TO TAKE INVESTIGATORY OR
14 ENFORCEMENT ACTION.

15 (ii) REQUEST THE ATTORNEY GENERAL TO COMMENCE AN ACTION IN
16 COURT TO ENFORCE THIS ACT.

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

19 Enacting section 2. This amendatory act does not take effect
20 unless Senate Bill No.____ or House Bill No.____ (request no.
21 00575'17) of the 99th Legislature is enacted into law.