

Act No. 151
Public Acts of 1993
Approved by the Governor
August 18, 1993
Filed with the Secretary of State
August 18, 1993

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1993**

Introduced by Senator Ehlers

ENROLLED SENATE BILL No. 243

AN ACT to amend section 19 of Act No. 300 of the Public Acts of 1989, entitled "An act to regulate the construction, reconstruction, repair, alteration, removal, abandonment, and operation of dams; to provide for the inspection of dams; to provide for protection of natural resources and the public trust; to provide the powers and duties of certain state agencies; to prescribe remedies and penalties; and to repeal certain acts and parts of acts," being section 281.1319 of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 19 of Act No. 300 of the Public Acts of 1989, being section 281.1319 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 19. (1) Except as otherwise provided in this act, a person shall not begin any of the following activities unless that person has a valid permit issued by the department under this act:

- (a) Construction of a new dam.
- (b) Enlargement of a dam or an impoundment.
- (c) Repair of a dam.
- (d) Alteration of a dam.
- (e) Removal of a dam.
- (f) Abandonment of a dam.
- (g) Reconstruction of a failed dam.

(2) A person desiring to perform any of the activities listed in subsection (1) shall apply to the department on a form prescribed by the department and shall provide information that the department determines is necessary for the administration of this act. If a project includes activities at multiple locations, 1 application may be filed for the combined activities.

(3) An application for a permit for construction of a new dam, reconstruction of a failed dam, or enlargement of a dam shall be accompanied by the following fees:

- (a) For a dam with a height of 6 feet or more but less than 10 feet, \$500.00.
- (b) For a dam with a height of 10 feet or more but less than 20 feet, \$1,000.00.
- (c) For a dam with a height of 20 feet or more, \$3,000.00.

(4) An application for a permit for the repair, alteration, removal, or abandonment of a dam shall be accompanied by a fee of \$200.00, and an application for a permit for a minor project pursuant to section 27(1) shall be accompanied by a fee of \$100.00.

(5) The department shall waive the fees under this section for applications from state agencies, department sponsored projects located on public lands, and organizations of the type described in section 17(2)(a) through (c).

(6) The department shall forward fees collected under this section to the state treasurer for deposit in the land and water management permit fee fund created in section 16 of the inland lakes and streams act of 1972, Act No. 346 of the Public Acts of 1972, being section 281.966 of the Michigan Compiled Laws.

Section 2. This amendatory act shall not take effect unless Senate Bill No. 238 of the 87th Legislature is enacted into law.

This act is ordered to take immediate effect.

Secretary of the Senate.

Co-Clerk of the House of Representatives.

Approved -----

Governor.

