



HOUSE BILL No. 4971

July 23, 1993, Introduced by Reps. Middaugh and Alley and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend section 6a of Act No. 245 of the Public Acts of 1929, entitled as amended

"An act to regulate, protect, and conserve the water resources of the state, to provide for the control over the pollution of any waters of the state and the Great Lakes, to provide for the control over the alteration of the watercourses and the floodplains of all rivers and streams; to create a water resources commission; to prescribe the powers and duties of certain state agencies and officials; to require the registration of manufacturing products, production materials, and waste products where certain wastes are discharged; to require permits to regulate the discharge or storage of any substance which may affect the quality of the waters of the state and to establish restrictions to assure compliance with applicable state standards and to authorize the establishment of permit restrictions and programs to assure compliance with applicable federal law and regulations; to prohibit the pollution of any waters of the state and the Great Lakes; to prohibit the obstruction of the floodways of the rivers and streams of the state; to designate the department of natural resources as the state agency to cooperate and negotiate with other governments and agencies in matters concerning the water resources of the state; and to provide penalties and remedies for the violation of this act,"

as amended by Act No. 19 of the Public Acts of 1990, being section 323.6a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 6a of Act No. 245 of the Public Acts of
2 1929, as amended by Act No. 19 of the Public Acts of 1990, being
3 section 323.6a of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 6a. (1) Every industrial or commercial entity that
6 discharges liquid wastes into any surface water or groundwater or
7 underground or on the ground other than through a public sanitary
8 sewer shall have waste treatment or control facilities under the
9 specific supervision and control of persons who have been certi-
10 fied by the department as properly qualified to operate the
11 facilities. The department shall examine all supervisory person-
12 nel having supervision and control of the facilities and certify
13 the persons properly qualified to operate or supervise the
14 facilities.

15 (2) The department may conduct a program for training per-
16 sons seeking to be certified as operators or supervisors under
17 subsection (1) or seeking to be certified as operators or super-
18 visors of municipal wastewater treatment facilities. The depart-
19 ment, with the annual approval of the commission, may charge a
20 fee based on the costs to the department of operating the train-
21 ing program. The fees shall be deposited in the state treasury
22 and credited to a separate fund and used to conduct the training
23 program. Any unexpended fees collected pursuant to this subsec-
24 tion, along with any excess collections from prior fiscal years,
25 shall be carried over into subsequent fiscal years and shall be

1 available for appropriation for the purposes of conducting the
2 program described in this subsection.

3 (3) A person certified as required by subsection (1) shall
4 file monthly, or at such longer intervals as the commission may
5 designate, on forms provided by the commission, reports showing
6 the effectiveness of the treatment or control facility operation
7 and the quantity and quality of liquid wastes ~~so~~ discharged. A
8 person who knowingly makes a false statement in a report may have
9 his or her certificate as an approved treatment facility operator
10 revoked.

11 (4) This section ~~shall~~ DOES not apply to water, gas, or
12 other material ~~which~~ THAT is injected into a well to facilitate
13 production of oil or gas; ~~, or~~ TO water derived in association
14 with oil or gas production and disposed of in a well, if the well
15 is used either to facilitate production or for disposal purposes
16 and is under permit by the ~~state~~ supervisor of wells; OR TO
17 STORM WATER RUNOFF, SNOW MELT RUNOFF, SURFACE WATER RUNOFF, OR
18 DRAINAGE FROM A CONSTRUCTION ACTIVITY.