



Senate Fiscal Agency  
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BILL ANALYSIS

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Senate Bill 73 (Substitute S-2 as reported)  
Sponsor: Senator Patricia L. Birkholz  
Committee: Natural Resources and Environmental Affairs

### **CONTENT**

The bill would amend Part 55 (Air Pollution Control) of the Natural Resources and Environmental Protection Act to establish a start date for emissions offsets eligible to be applied to a permit to install a process or process equipment that emits or might emit an air contaminant.

Part 55 prohibits a person from installing, constructing, reconstructing, relocating, altering, or modifying any process or process equipment without obtaining from the Department of Environmental Quality (DEQ) a permit to install, or a permit to operate if applicable, authorizing the conduct or activity. Part 55 also requires the DEQ to promulgate rules to establish a permit to install program, which the Department must administer. The permit to install program applies to each new or modified process or process equipment that emits or might emit an air contaminant.

Under the bill, the start date for emissions offsets eligible to be applied to a permit to install would be the date established by Federal rule or, if a date were not established by Federal rule, January 1 of the year after the emissions baseline year used to prepare the relevant State implementation plan. The bill would require the DEQ to make available information in the permit database and the air emissions inventory established under Section 5503(k) of the Act to identify emissions reductions that could be used as emissions offsets. (Section 5503(k) allows the DEQ to require reports on sources and the quality and nature of emissions, including information necessary to maintain an emissions inventory.)

MCL 324.5505

Legislative Analyst: Julie Koval

### **FISCAL IMPACT**

The bill would have no fiscal impact on State or local government.

Date Completed: 4-27-05

Fiscal Analyst: Jessica Runnels