



Senate Fiscal Agency  
P. O. Box 30036  
Lansing, Michigan 48909-7536

**BILL ANALYSIS**

Telephone: (517) 373-5383  
Fax: (517) 373-1986  
TDD: (517) 373-0543

Senate Bill 399 (as introduced 4-19-05)

Sponsor: Senator Gerald Van Woerkom

Committee: Economic Development, Small Business and Regulatory Reform

Date Completed: 5-3-05

**CONTENT**

The bill would amend Part 135 (Radiation Control) and Part 138 (Medical Waste) of the Public Health Code to specify that those parts would be subject to Part 14 of the Natural Resources and Environmental Protection Act (NREPA).

The bill is tie-barred to Senate Bill 354, which would add Part 14 to NREPA to establish the Clean Corporate Citizens (C3) program in the Department of Environmental Quality (DEQ). Under Senate Bill 354 (S-3), the statutory program would replace the existing C3 program, which was created under administrative rules. As the current rules provide, a clean corporate citizen would qualify for benefits set forth in rules promulgated under various statutes, including Parts 135 and 138 of the Public Health Code.

Proposed MCL 333.13538 & 333.13833

Legislative Analyst: Suzanne Lowe

**FISCAL IMPACT**

The tie-barred bills would result in a loss of revenue for the State since Senate Bill 354 (S-3) would provide for a \$500 reduction in total fees payable to the DEQ in the initial year a facility qualified for C3 designation. Under Senate Bill 399, fees levied under Parts 135 and 138 of the Public Health Code would be included to reach the total amount payable by a facility. (Part 135 of the Public Health Code establishes annual registration fees (between \$25 and \$75) for radiation-emitting medical diagnostic equipment. Inspection fees for this equipment are established between \$100 and \$700 annually. Part 138 of the Public Health Code establishes an annual registration fee for facilities that produce medical waste. This fee is set between \$25 and \$150, depending upon the type of facility and its size.) A C3 designee also would be entitled to benefits provided in rules promulgated under Parts 135 and 138.

In addition, in order to receive C3 designation, a facility would have to be in compliance with all applicable environmental regulations, which could include requirements under Parts 135 and 138 of the Public Health Code.

Fiscal Analyst: David Fosdick  
Jessica Runnels

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.