

SENATE BILL No. 950

May 4, 2016, Introduced by Senator STAMAS and referred to the Committee on Natural Resources.

A bill to amend 1976 PA 399, entitled
"Safe drinking water act,"
(MCL 325.1001 to 325.1023) by adding section 19a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 19A. (1) THE UNITED STATES ARMED FORCES RESPONSIBLE FOR
2 AN ACTIVE OR INACTIVE UNITED STATES MILITARY BASE THAT IS LOCATED
3 IN THIS STATE SHALL PROVIDE AN ALTERNATIVE WATER SUPPLY TO THE
4 OWNERS OF PRIVATE RESIDENTIAL WELLS IN THE VICINITY OF THE MILITARY
5 BASE IF ALL OF THE FOLLOWING CONDITIONS ARE MET:

6 (A) THE DEPARTMENT OF HEALTH AND HUMAN SERVICES HAS ISSUED A
7 DRINKING WATER ADVISORY COVERING THE GEOGRAPHIC AREA IN THE
8 VICINITY OF THE MILITARY BASE.

9 (B) THE SUBSTANCE THAT IS THE SUBJECT OF THE DRINKING WATER
10 ADVISORY IS A SUBSTANCE THAT IS OR WAS USED AT THE MILITARY BASE.

11 (C) THE UNITED STATES ARMED FORCES RESPONSIBLE FOR THE

1 MILITARY BASE ACKNOWLEDGES THAT THE SUBSTANCE THAT IS THE SUBJECT
2 OF THE DRINKING WATER ADVISORY HAS MIGRATED FROM THE MILITARY BASE
3 AND IS PRESENT IN GROUNDWATER THAT SERVES AS THE SOURCE OF WATER
4 FOR THE PRIVATE RESIDENTIAL WELLS.

5 (2) IF THE CONDITIONS OF SUBSECTION (1) ARE MET, THE UNITED
6 STATES ARMED FORCES RESPONSIBLE FOR THE UNITED STATES MILITARY BASE
7 SHALL CONDUCT LONG-TERM MONITORING TO DELINEATE THE EXTENT OF THE
8 MIGRATION OF THE SUBSTANCE OF CONCERN. THE RESULTS OF THIS
9 MONITORING SHALL BE PROVIDED TO THE DEPARTMENT AND TO THE
10 DEPARTMENT OF HEALTH AND HUMAN SERVICES. IF THE MONITORING
11 IDENTIFIES ADDITIONAL RESIDENTIAL WELLS THAT ARE IMPACTED BY THE
12 SUBSTANCE OF CONCERN, THE UNITED STATES ARMED FORCES RESPONSIBLE
13 FOR THE MILITARY BASE SHALL PROVIDE AN ALTERNATIVE WATER SUPPLY FOR
14 THOSE ADDITIONAL RESIDENTIAL WELLS.

15 (3) IF THE STATE OR A POLITICAL SUBDIVISION, INCLUDING A LOCAL
16 HEALTH DEPARTMENT AS DEFINED IN SECTION 1105 OF THE PUBLIC HEALTH
17 CODE, 1978 PA 368, MCL 333.1105, HAS PROVIDED AN ALTERNATIVE WATER
18 SUPPLY TO THE OWNERS OF THE RESIDENTIAL WELLS IN THE VICINITY OF
19 THE UNITED STATES MILITARY BASE IMPACTED BY A DRINKING WATER
20 ADVISORY, AND THE CONDITIONS OF SUBSECTION (1) (A), (B), AND (C)
21 HAVE BEEN MET, THE UNITED STATES ARMED FORCES RESPONSIBLE FOR THE
22 UNITED STATES MILITARY BASE SHALL REIMBURSE THE STATE OR POLITICAL
23 SUBDIVISION FOR THE COST OF PROVIDING THE ALTERNATIVE WATER SUPPLY.

24 (4) AS USED IN THIS SECTION:

25 (A) "ALTERNATIVE WATER SUPPLY" MEANS A LONG-TERM SUPPLY OF
26 POTABLE WATER FOR DRINKING WATER AND OTHER HOUSEHOLD PURPOSES, SUCH
27 AS CONNECTION TO A COMMUNITY SUPPLY, THAT DOES NOT CONTAIN THE

1 SUBSTANCE FOR WHICH AN ADVISORY WAS ISSUED AND THAT MEETS STATE
2 DRINKING WATER STANDARDS.

3 (B) "DRINKING WATER ADVISORY" MEANS AN ADVISORY ISSUED BY THE
4 DEPARTMENT OF HEALTH AND HUMAN SERVICES THAT CAUTIONS AGAINST USING
5 WATER FOR DRINKING OR OTHER HOUSEHOLD PURPOSES BECAUSE OF THE
6 PRESENCE OF A SUBSTANCE THAT IS OR MAY BE INJURIOUS TO HUMAN HEALTH
7 OR SAFETY.