

HOUSE BILL No. 5112

December 3, 2015, Introduced by Reps. Yonker, Pscholka, Franz and McCready and referred to the Committee on Regulatory Reform.

A bill to amend 1976 PA 399, entitled
"Safe drinking water act,"
by amending section 5 (MCL 325.1005), as amended by 1998 PA 56.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 5. (1) The department shall promulgate and enforce rules
2 to carry out this act pursuant to the administrative procedures act
3 of 1969, 1969 PA 306, MCL 24.201 to 24.328. The rules, at a
4 minimum, shall include the following:

5 (a) Requirements for the submission of reports, plans, and
6 specifications for the design and construction of a waterworks
7 system or a part thereof, and a plan for operating and maintaining
8 all or a part of the waterworks system, including the protection of
9 water quality within the distribution system as necessary to

1 protect the public health.

2 (b) State drinking water standards and associated monitoring
3 requirements, the attainment and maintenance of which are necessary
4 to protect the public health.

5 (c) The classification of waterworks systems or portions
6 thereof, the examination for certification of the operators of
7 those systems including shift operators of water treatment systems,
8 and ~~for~~ the issuance, suspension, and revocation of certificates.

9 (d) Criteria for capacity assessments performed by the
10 department at community supplies, nontransient noncommunity water
11 supplies, or a public water supply applying to the department for
12 assistance under part 54 of the natural resources and environmental
13 protection act, 1994 PA 451, MCL 324.5401 to 324.5418.

14 (e) Requirements for provision of facilities by public water
15 supplies that will ~~assure~~ **ENSURE** an adequate and reliable supply of
16 drinking water on a continuous basis.

17 (2) Rules governing public water supplies promulgated under
18 former 1913 PA 98, ~~and which~~ **THAT** were in effect on January 4,
19 1977 are continued ~~in accordance with~~ **AS PROVIDED IN** section 31 of
20 the administrative procedures act of 1969, 1969 PA 306, MCL 24.231,
21 and may be amended or rescinded by the director under this act.

22 (3) ~~No rule promulgated may~~ **A RULE SHALL NOT** require the
23 addition of any substance for preventive health care purposes
24 unrelated to contamination of drinking water.

25 (4) **A TESTABLE BACKFLOW PREVENTER ON A RESIDENTIAL LAWN**
26 **SPRINKLER SYSTEM SHALL BE TESTED IMMEDIATELY AFTER THE RESIDENTIAL**
27 **LAWN SPRINKLER SYSTEM IS INSTALLED OR THE BACKFLOW PREVENTER IS**

1 REPAIRED. AN APPROVED COMPREHENSIVE CONTROL PROGRAM FOR THE
2 ELIMINATION AND PREVENTION OF ALL CROSS-CONNECTIONS UNDER R
3 325.11404 OF THE MICHIGAN ADMINISTRATIVE CODE OR A RULE PROMULGATED
4 UNDER THIS ACT SHALL NOT REQUIRE ADDITIONAL TESTING.

5 Enacting section 1. This amendatory act takes effect 90 days
6 after the date it is enacted into law.