

# SENATE BILL No. 1026

August 13, 2014, Introduced by Senators BRANDENBURG and ROCCA and referred to the Committee on Natural Resources, Environment and Great Lakes.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 61506b (MCL 324.61506b), as added by 1998 PA 303.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 61506b. (1) Except as provided in ~~subsections~~ **SUBSECTION**  
2           (2), and ~~(3), beginning on the effective date of this section,~~ the  
3           supervisor shall not issue a permit for or authorize the drilling  
4           of an oil or gas well if ~~both~~ **EITHER** of the following  
5           apply: **APPLIES:**

6           (a) The well is located within 450 feet of a residential  
7           building.

8           (b) The ~~residential building~~ **WELL** is located in a city or  
9           township with a population of 70,000 or more.

1           (2) The supervisor may grant a waiver from the requirement of  
2 subsection ~~(1)(a)~~ **(1)** if the clerk of the city, village, or  
3 township in which the proposed well is located has been notified of  
4 the application for a permit for the proposed well and ~~if either of~~  
5 ~~the following conditions is met:~~

6           ~~—— (a) The owner or owners of all residential buildings located~~  
7 ~~within 450 feet of the proposed well give written consent.~~

8           ~~—— (b) The~~ **THE** supervisor determines, pursuant to ~~a-2~~ public  
9 hearing **HEARINGS** held before the waiver is granted, that the  
10 proposed well location will not cause waste and there is no  
11 reasonable alternative for the location of the well that will allow  
12 the oil and gas rights holder to develop the oil and gas.

13           ~~—— (3) Subsection (1) does not apply to a well utilized for the~~  
14 ~~injection, withdrawal, and observation of the storage of natural~~  
15 ~~gas pursuant to this part.~~

16           Enacting section 1. This amendatory act is retroactive and  
17 takes effect January 1, 2014.