SENATE SUBSTITUTE FOR HOUSE BILL NO. 4389

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"

(MCL 324.101 to 324.90106) by amending the heading of subpart 1 of part 147 and by adding sections 14701, 14703, 14705, and 14707.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- SUBPART 1 PCB COMPOUNDSPERFLUOROALKYL AND POLYFLUOROALKYL
 SUBSTANCES
- 3 Sec. 14701. As used in this subpart:
- 4 (a) "Department" means the department of environment, Great 5 Lakes, and energy.
- 6 (b) "Fire chief" means that term as defined in section 1 of 7 the fire prevention code, 1941 PA 207, MCL 29.1.
- 8 (c) "Organized fire department" means that term as defined in





- 1 section 1 of the fire prevention code, 1941 PA 207, MCL 29.1.
- 2 (d) "PFAS" means a perfluoroalkyl or polyfluoroalkyl
- 3 substance.
- 4 Sec. 14703. Within 48 hours after the end of a fire or other
- 5 incident at which an organized fire department uses firefighting
- 6 foam containing intentionally added PFAS, the fire chief shall
- 7 report the incident to the Michigan pollution emergency alert
- 8 system.
- 9 Sec. 14705. The department shall establish a collection
- 10 program for firefighting foam concentrate containing intentionally
- 11 added PFAS and establish guidelines for the program. Under the
- 12 program, the department shall accept the foam concentrate free of
- 13 charge and properly dispose of the foam concentrate. The program is
- 14 contingent on legislative appropriations to cover program costs.
- 15 Sec. 14707. A person that violates section 14703 may be
- 16 ordered to pay a civil fine of not more than \$50.00. A violation of
- 17 section 14703 may be prosecuted by the prosecutor of the county in
- 18 which the violation occurred.

