

---

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

**SFA****BILL ANALYSIS**

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

---

House Bill 4814 (as reported without amendment)  
Sponsor: Representative Patricia Birkholz  
House Committee: Conservation and Outdoor Recreation  
Senate Committee: Natural Resources and Environmental Affairs

**CONTENT**

The bill would repeal Section 5534 of the Natural Resources and Environmental Protection Act, which provides that penalties or fines imposed under Part 55 (Air Pollution Control) for persons violating any rule cannot be construed as to include any violation that was caused by an act of God, war, strike, riot, catastrophe or other condition as to which negligence or willful misconduct on the part of the person was not the proximate cause.

MCL 324.5534

Legislative Analyst: N. Nagata

**FISCAL IMPACT**

The bill would have no fiscal impact on State or local government. However, failure to repeal Section 5534 before December 31, 1999, may result in the imposition of Federal sanctions, including the suspension of certain Federal highway grants in nonattainment areas; limitations on growth of air pollution nonattainment areas; and possible assumption by the Federal Environmental Protection Agency of the responsibility for administering the Clean Air Act.

Date Completed: 11-30-99

Fiscal Analyst: P. Graham