

# SENATE BILL No. 145

February 15, 2011, Introduced by Senator HANSEN 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 3122 (MCL 324.3122), as amended by 2007 PA 75.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 3122. (1) Until October 1, 2011, the department may levy  
2       and collect an annual groundwater discharge permit fee from  
3       facilities that discharge wastewater to the ground or groundwater  
4       of this state pursuant to section 3112. The fee shall be as  
5       follows:

6           (a) For a group 1 facility, \$3,650.00.

7           (b) ~~For~~ **EXCEPT AS PROVIDED IN SUBDIVISION (D)**, FOR a group 2  
8       facility or a municipality of 1,000 or fewer residents, \$1,500.00.

9           (c) For a group 3 facility, \$200.00.

10          **(D) FOR A COUNTY ROAD AGENCY OR ITS CONTRACTOR ON BEHALF OF**

1   **THAT AGENCY, FOR THE APPLICATION OF OIL FIELD BRINE TO ROADS WITHIN**  
2   **ITS JURISDICTION, \$100.00.**

3       (2) Within 180 days after receipt of a complete application  
4   **FOR A GROUNDWATER DISCHARGE PERMIT**, the department shall either  
5   grant or deny a permit, unless the applicant and the department  
6   agree to extend this time period. If the department fails to make a  
7   decision on an application within the time period specified or  
8   agreed to under this subsection, ~~the~~ **AN** applicant **THAT IS SUBJECT**  
9   **TO AN ANNUAL GROUNDWATER DISCHARGE PERMIT FEE UNDER SUBSECTION (1)**  
10   shall receive a 15% annual discount on ~~an~~ **THE** annual groundwater  
11   discharge permit fee. ~~for a permit issued based upon that~~  
12   ~~application. This subsection applies to permit applications~~  
13   ~~received beginning October 1, 2005.~~

14       (3) If the person required to pay the annual groundwater  
15   discharge permit fee under subsection (1) is a municipality, the  
16   municipality may pass on the annual groundwater discharge permit  
17   fee to each user of the municipal facility.

18       (4) As used in this section, "group 1 facility", "group 2  
19   facility", and "group 3 facility" do not include a municipality  
20   with a population of 1,000 or fewer residents.