

SENATE BILL No. 447

June 15, 2011, Introduced by Senator KAHN and referred to the Committee on Appropriations.

A bill to amend 1976 PA 399, entitled
"Safe drinking water act,"
by amending section 9 (MCL 325.1009), as amended by 1998 PA 56.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 9. (1) The department shall classify public water
2 supplies, including water treatment and distribution systems at
3 community supplies, with regard to size, type, location, and other
4 physical conditions for the purpose of establishing the skill,
5 knowledge, and experience that individuals need to maintain and
6 operate the systems effectively.

7 (2) The director shall appoint an advisory board of examiners
8 which shall assist the department in the examination of individuals
9 as to their competency to operate water treatment systems and water
10 distribution systems. The advisory board shall make recommendations

1 to the department relative to the certification of those
2 individuals.

3 (3) The membership of the advisory board shall consist of 2
4 certified water treatment operators, 2 certified water distribution
5 operators, 1 superintendent or manager of a supplier of water, 1
6 representative of the administrative branch of a local governmental
7 agency, 2 members of the public at large, and 1 professor of
8 sanitary or environmental engineering at a university in the state.
9 A representative of the department shall be the nonvoting secretary
10 for the board.

11 (4) For individuals meeting the requirements, the department
12 shall issue certificates acknowledging their competency to operate
13 a specified class of waterworks system or portion of waterworks
14 system. The department may suspend or revoke a certificate as
15 specified by rule.

16 (5) A public water supply shall be under the supervision of a
17 properly certified operator as specified in the rules.

18 ~~—— (6) Those individuals now certified to operate water treatment~~
19 ~~systems under certification rules promulgated under this act, and~~
20 ~~those meeting the requirements of the voluntary distribution system~~
21 ~~operator certification program administered by the department,~~
22 ~~shall be considered to meet the requirements of this section and~~
23 ~~shall be issued a certificate in an appropriate class in accordance~~
24 ~~with the certifications system established under this act.~~

25 ~~—— (7) Those individuals who are superintendents of distribution~~
26 ~~systems shall be considered to meet the requirements of this~~
27 ~~section only for the waterworks system by which they are now~~

1 ~~employed, and shall be issued a certificate for continuing~~
2 ~~operation of that distribution system upon receipt by the~~
3 ~~department of a completed application by January 4, 1978.~~

4 (6) ~~(8)~~ Operators certified under this act shall ~~be required~~
5 ~~to~~ renew their certificates in accordance with rules promulgated
6 under this act, including mandatory continuing education or
7 competency demonstration.

8 (7) IN ACCORDANCE WITH SECTION 3110 OF THE NATURAL RESOURCES
9 AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451, MCL 324.3110, THE
10 DEPARTMENT MAY CONDUCT A PROGRAM FOR TRAINING PERSONS SEEKING TO BE
11 CERTIFIED AS OPERATORS UNDER THIS SECTION AND SHALL ADMINISTER
12 OPERATOR CERTIFICATION PROGRAMS FOR PERSONS SEEKING TO BE CERTIFIED
13 AS OPERATORS UNDER THIS SECTION. UNTIL OCTOBER 1, 2017, THE
14 DEPARTMENT MAY CHARGE FEES FOR THESE PROGRAMS IN ACCORDANCE WITH
15 SECTION 3110 OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION
16 ACT, 1994 PA 451, MCL 324.3110. THE DEPARTMENT SHALL TRANSMIT FEES
17 COLLECTED UNDER THIS SECTION TO THE STATE TREASURER FOR DEPOSIT
18 INTO THE OPERATOR TRAINING AND CERTIFICATION FUND CREATED IN
19 SECTION 3134 OF THE NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION
20 ACT, 1994 PA 451, MCL 324.3134.

21 Enacting section 1. This amendatory act does not take effect
22 unless Senate Bill No. 448

23 of the 96th Legislature is enacted into law.