

# HOUSE BILL NO. 5865

March 01, 2022, Introduced by Reps. Hood, Outman and Sneller and referred to the Committee on Appropriations.

A bill to amend 1994 PA 451, entitled  
"Natural resources and environmental protection act,"  
(MCL 324.101 to 324.90106) by adding section 5316a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 5316a. (1) The department shall update the nonpoint  
2 source management program and create water pollution source  
3 categories that will provide a local government, property  
4 assessment program participant, or other eligible borrower with  
5 greater flexibility to access funds established under section 319

1 of the federal water pollution control act, 33 USC 1329. The water  
2 pollution source categories must include, but are not limited to,  
3 all of the following:

4 (a) Atmospheric deposition.

5 (b) Urban runoff.

6 (c) Hydrologic and habitat modification, including rising  
7 water levels and altered weather patterns as a result of greenhouse  
8 gas emissions.

9 (d) Leaks, spills, and accidents.

10 (2) Actions that a local government, property assessment  
11 program participant, or other eligible borrower can take under the  
12 water pollution source categories created under subsection (1)  
13 include, but are not limited to, all of the following:

14 (a) Reducing the demand for fossil fuels in electric power  
15 generation.

16 (b) Improving commercial, industrial, and residential  
17 buildings.

18 (c) Expanding advanced vehicle infrastructure and deployment.

19 (d) Increasing the use of renewable energy.

20 (3) The department shall develop both of the following:

21 (a) An application and application process for the nonpoint  
22 source management program to allow a local government, property  
23 assessment program participant, or other eligible borrower to seek  
24 financial assistance from the state water pollution control  
25 revolving fund established under section 16a of the shared credit  
26 rating act, 1985 PA 227, MCL 141.1066a, or the state drinking water  
27 revolving fund established under section 16b of the shared credit  
28 rating act, 1985 PA 227, MCL 141.1066b.

29 (b) A principal forgiveness or forbearance program that a

1 local government, property assessment program participant, or other  
2 eligible borrower can access under certain circumstances.

3 (4) As used in this section:

4 (a) "Atmospheric deposition" means the transfer of atmospheric  
5 pollutants, including particulate matter, gas, and dust, generated  
6 by activities such as electric power generation and transportation,  
7 from the air to terrestrial and aquatic surfaces.

8 (b) "Eligible borrower" means a person eligible to receive  
9 financial assistance as determined under section 319 of the federal  
10 water pollution control act, 33 USC 1329.

11 (c) "Property assessment program participant" means a  
12 residential property owner who upgrades his or her property through  
13 a property assessment program supported by the state water  
14 pollution control revolving fund established under section 16a of  
15 the shared credit rating act, 1985 PA 227, MCL 141.1066a, or the  
16 state drinking water revolving fund established under section 16b  
17 of the shared credit rating act, 1985 PA 227, MCL 141.1066b.

18 (d) "Urban runoff" means stormwater runoff from urban areas  
19 that can contain contaminants including sediment, pathogens,  
20 petroleum, and mercury.