

Legislative Analysis



REPEAL PROHIBITION ON NEW PART 31 ADMINISTRATIVE RULES

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House Bill 5205 as introduced
Sponsor: Rep. Emily Dievendorf
**Committee: Natural Resources, Environment,
Tourism and Outdoor Recreation**
Complete to 11-8-23

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

House Bill 5205 would amend section 3103 of the Natural Resources and Environmental Protection Act (NREPA) to remove a prohibition on the Department of Environment, Great Lakes, and Energy (EGLE) from promulgating rules under Part 31 of NREPA (Water Resources Protection) that are not specifically authorized in statute.

Since December 31, 2006, other than rules relating to ballast water authorized in section 3112, EGLE has been prohibited from promulgating new rules under Part 31. This prohibition was enacted in 2004 PA 91.¹

MCL 324.3103

FISCAL IMPACT:

House Bill 5205 is unlikely to affect costs or revenues for EGLE or local governments.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations and does not constitute an official statement of legislative intent.

¹ <http://legislature.mi.gov/doc.aspx?2003-SB-0252>