A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
by amending section 20140 (MCL 324.20140), as amended by 2000 PA 254.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 20140. (1) Except as provided in subsections (2) and (3),
the limitation period for filing actions under this part is as
follows:
(a) For the recovery of response activity costs and natural
resources damages pursuant to section 20126a(1)(a), (b), or (c), within 6 years of initiation of physical on-site construction activities for the remedial action selected or approved by the department at a facility, except as provided in subsection subdivisions (b) and (d).

(b) For 1 or more subsequent actions for recovery of response activity costs pursuant to section 20126, at any time during the response activity, if commenced not later than 3 years after the date of completion of all response activity at the facility.

(c) For civil fines under this part, within 3 years after discovery of the violation for which the civil fines are assessed.

(d) For an action seeking natural resources damages or recovery of response activity costs related to a hazardous substance that was not regulated by this state or the federal government as a hazardous substance on or before July 1, 1994, within 6 years after initiation of physical on-site construction activities for a remedial action selected or approved by the department to address the previously unregulated hazardous substance.

(2) Except for natural resources damages related to a hazardous substance that was not regulated by this state or the federal government on or before July 1, 1994, for the recovery of natural resources damages that accrued prior to July 1, 1991, the limitation period for filing actions under this part is July 1, 1994.

(3) For recovery of response activity costs that were incurred prior to July 1, 1991, the limitation period for filing actions under this part is July 1, 1994.

(4) Subsection (3) is curative and intended to clarify the
original intent of the legislature and applies retroactively.