

NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT (EXCERPT)
Act 451 of 1994
Part 31
WATER RESOURCES PROTECTION

324.3101 Definitions.

Compiler's Notes: <Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the Waste Management Division to the Director of the Michigan Department of Environmental Quality, see E.R.O. No. 1995-16, compiled at MCL 324.99901 of the Michigan Compiled Laws.</P></Paragraph>

Popular Name: Act 451

Popular Name: NREPA

324.3102 Implementation of part.

Compiler's Notes: <Paragraph><P>For creation of the office of administrative hearings within the department of natural resources and transfer of authority to make decisions regarding administrative appeals of surface water discharge permit applications from the commission of natural resources to the office of administrative hearings, see E.R.O. No. 1995-3, compiled at MCL 299.911 of the Michigan Compiled Laws.</P></Paragraph><Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the Surface Water Quality Division to the Director of the Michigan Department of Environmental Quality, see E.R.O. No. 1995-16, compiled at MCL 324.99901 of the Michigan Compiled Laws.</P></Paragraph><Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the Waste Management Division to the Director of the Michigan Department of Environmental Quality, see E.R.O. No. 1995-16, compiled at MCL 324.99901 of the Michigan Compiled Laws.</P></Paragraph><Paragraph><P>For transfer of the Office of Administrative Hearings, including but not limited to authority, powers, duties, functions, and responsibilities, to the Director of the Michigan Department of Environmental Quality, see E.R.O. No. 1995-16, compiled at MCL 324.99901 of the Michigan Compiled Laws.</P></Paragraph>

Popular Name: Act 451

Popular Name: NREPA

324.3103 Department of environmental quality; powers and duties generally; rules; other actions.

Compiler's Notes: <Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the Environmental Assistance Division to the Director of the Michigan Department of Environmental Quality, see E.R.O. No. 1995-16, compiled at MCL 324.99901 of the Michigan Compiled Laws.</P></Paragraph><Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the Surface Water Quality Division to the Director of the Michigan Department of Environmental Quality, see E.R.O. No. 1995-16, compiled at MCL 324.99901 of the Michigan Compiled Laws.</P></Paragraph><Paragraph><P>For transfer of authority, powers, duties, functions, and responsibilities of the Waste Management Division to the Director of the Michigan Department of Environmental Quality, see E.R.O. No. 1995-16, compiled at MCL 324.99901 of the Michigan Compiled Laws.</P></Paragraph>

Popular Name: Act 451

Popular Name: NREPA

Admin Rule: <Paragraph><P>R 323.1001 et seq. and R 323.2101 et seq. of the Michigan Administrative Code.</P></Paragraph>

324.3103a Legislative findings; duties of department; vessel owner or operator ineligible for new grant, loan, or award.

Popular Name: Act 451

Popular Name: NREPA

324.3104 Cooperation and negotiation with other governments as to water resources; alteration of watercourses; federal assistance; formation of Great Lakes aquatic nuisance species coalition; report; requests for appropriations; recommendations; permit to alter floodplain; application; fees; disposition of fees; public hearing; minor floodplain projects; other parts subject to single highest permit fee.

Popular Name: Act 451

Popular Name: NREPA

Admin Rule: <Paragraph><P>R 323.1001 et seq. of the Michigan Administrative Code.</P></Paragraph>

324.3105 Entering property for inspections and investigations; assistance.

Popular Name: Act 451

Popular Name: NREPA

324.3106 Establishment of pollution standards; permits; determination of volume of water and high and low water marks; rules; orders; pollution prevention.

Popular Name: Act 451

Popular Name: NREPA

Admin Rule: <Paragraph><P>R 323.1001 et seq. and R 323.2101 et seq. of the Michigan Administrative Code.</P></Paragraph>

324.3106a Satisfaction of remedial obligations.

Popular Name: Act 451

Popular Name: NREPA

324.3107 Harmful interference with streams; rules; orders; determinations for record.

Popular Name: Act 451

Popular Name: NREPA

Admin Rule: <Paragraph><P>R 323.1001 et seq. of the Michigan Administrative Code.</P></Paragraph>

324.3108 Unlawful occupation, filling, or grading of floodplain, stream bed, or channel of stream; exceptions; construction of building with basement.

Popular Name: Act 451

Popular Name: NREPA

324.3109 Discharge into state waters; prohibitions; exception; violation; penalties; abatement; "on-site wastewater treatment system" defined.

Popular Name: Act 451

Popular Name: NREPA

Admin Rule: <Paragraph><P>R 323.1001 et seq. of the Michigan Administrative Code.</P></Paragraph>

324.3109a Mixing zones for discharges of venting groundwater; conditions not requiring permit; definitions.

Popular Name: Act 451

Popular Name: NREPA

324.3109b Satisfaction of remedial obligations.

Popular Name: Act 451

Popular Name: NREPA

324.3109c Open water disposal of dredge materials contaminated with toxic substances; prohibition.

Popular Name: Act 451

Popular Name: NREPA

324.3109d MAEAP-verified farms; applicable conditions; obligation to obtain permit not modified or limited; definitions.

Popular Name: Act 451

Popular Name: NREPA

324.3109e Sodium or chloride in groundwater discharge permit; limitation; discharge of sodium or chloride causing groundwater concentration exceeding certain levels; duties of permittee; response activities.

Popular Name: Act 451

Popular Name: NREPA

324.3110 Waste treatment facilities of industrial or commercial entity; exception; examination and

certification of supervisory personnel; training program; fees; failure to pay fee; continuing education programs; reports; false statement; applicability of section.

Popular Name: Act 451
Popular Name: NREPA

324.3111 Repealed. 2012, Act 43, Imd. Eff. Mar. 6, 2012.

Compiler's Notes: <Paragraph><P>The repealed section pertained to requirements for filing of report by person doing business with state who discharges wastewater into waters of the state or sewer system.</P></Paragraph>

Popular Name: Act 451

Popular Name: NREPA

Admin Rule: <Paragraph><P>R 299.9001 et seq. of the Michigan Administrative Code.</P></Paragraph>

324.3111b Release required to be reported under R 324.2001 to R 324.2009.

Popular Name: Act 451

Popular Name: NREPA

324.3112 Permit to discharge waste into state waters; application determined as complete; condition of validity; modification, suspension, or revocation of permit; reissuance; application for new permit; notice; order; complaint; petition; contested case hearing; rejection of petition; oceangoing vessels engaging in port operations; permit required; compliance with federal aquatic nuisance rule; legislative intent.

Popular Name: Act 451

Popular Name: NREPA

324.3112a Discharge of untreated sewage from sewer system; notification; duties of municipality; legal action by state not limited; penalties and fines; definitions.

Popular Name: Act 451

Popular Name: NREPA

324.3112b Discharge from combined sewer system; issuance or renewal of permit; disconnection of eaves troughs and downspouts as condition; exception; "combined sewer system" defined.

Popular Name: Act 451

Popular Name: NREPA

324.3112c Discharges of untreated or partially treated sewage from sewer systems; list of occurrences; "partially treated sewage" and "sewer system" defined.

Popular Name: Act 451
Popular Name: NREPA

324.3112e Permit not required; "beneficial use by-product" and "beneficial use 3" defined.

Popular Name: Act 451
Popular Name: NREPA

324.3113 New or increased use of waters for sewage or other waste disposal purposes; filing information; permit; conditions; complaint; petition; contested case hearing; rejection of petition.

Popular Name: Act 451
Popular Name: NREPA

324.3114 Enforcement of part; criminal complaint.

Popular Name: Act 451
Popular Name: NREPA

324.3115 Violations; civil or criminal liability; venue; jurisdiction; penalties; knowledge attributable to defendant; lien; setoff.

Popular Name: Act 451
Popular Name: NREPA

324.3115a Violation as misdemeanor; penalty; "minor offense" defined.

Popular Name: Act 451
Popular Name: NREPA

324.3116 Construction of part; exemptions.

Popular Name: Act 451
Popular Name: NREPA

324.3117 Supplemental construction.

Popular Name: Act 451
Popular Name: NREPA

324.3118 Stormwater discharge fees; definitions.

Popular Name: Act 451
Popular Name: NREPA

324.3119 Storm water fund.

Popular Name: Act 451
Popular Name: NREPA

324.3120 New, reissued, or modified permit fees; new or increased use permit; grant or denial of permit; failure to make decision within applicable time period; annual permit fees; definitions.

Popular Name: Act 451
Popular Name: NREPA

324.3121 National pollutant discharge elimination system fund.

Popular Name: Act 451
Popular Name: NREPA

324.3122 Annual groundwater discharge permit fee; failure of department to grant or deny within certain time period; payment of fee by municipality; definitions.

Popular Name: Act 451
Popular Name: NREPA

324.3122a Annual groundwater discharge permit fees; credit; amount.

Popular Name: Act 451
Popular Name: NREPA

324.3123 Groundwater discharge permit fees; invoices; late payment; action by attorney general.

Popular Name: Act 451
Popular Name: NREPA

324.3124 Groundwater discharge permit fund.

Popular Name: Act 451
Popular Name: NREPA

324.3131 Land application of sewage sludge and derivatives; rules; applicability to bulk biosolids or bulk derivative; definitions.

Compiler's Notes: <Paragraph><P>In separate opinions, the Michigan Supreme Court held that Section 45(8), (9), (10), and (12) and the second sentence of Section 46(1) ("An agency shall not file a rule ... until at least 10 days after the date of the certificate of approval by the committee or after the legislature adopts a concurrent resolution approving the rule.") of the Administrative Procedures Act of 1969, in providing for the Legislature's reservation of authority to approve or disapprove rules proposed by executive branch agencies, did not comply with the enactment and presentment requirements of Const 1963, Art 4, and violated the separation of powers provision of Const 1963, Art 3, and, therefore, were unconstitutional. These specified portions were declared to be severable with the remaining portions remaining effective. <Emph EmphType="underscore">Blank</Emph> v <Emph EmphType="underscore">Department of Corrections</Emph>, 462 Mich 103 (2000).</P></Paragraph>

Popular Name: Act 451
Popular Name: NREPA

324.3132 Sewage sludge generators and sewage sludge distributors; fees; report; sewage sludge land application fund; local ordinance.

Popular Name: Act 451
Popular Name: NREPA

324.3133 Local ordinances, regulations, or resolutions; preemption; contracts with local units; enactment and enforcement of local standards; compliance with conditions of approval; submission of resolution by local unit to department; public meeting; issuance of opinion and approval by department.

Popular Name: Act 451

Popular Name: NREPA

324.3134 Operator training and certification fund.

Popular Name: Act 451

Popular Name: NREPA