

**NATURAL RESOURCES AND ENVIRONMENTAL PROTECTION ACT (EXCERPT)**  
**Act 451 of 1994**

**324.5404 Water suppliers; qualifications for assistance.**

Sec. 5404. (1) Water suppliers owning the following types of public water supplies qualify to receive assistance under this part:

(a) A community water supply.

(b) A noncommunity water supply that operates as a nonprofit entity.

(2) Water suppliers identified in subsection (1) that serve 10,000 people or less may qualify for assistance from funds prescribed in section 1452(a)(2) of part 6 of the federal safe drinking water act, 42 U.S.C. 300j-12.

(3) Project planning costs are eligible for funding under this part and will be reimbursed by the department as follows:

(a) For a municipality serving greater than 10,000 people, incurred planning costs related to the proposed project may be reimbursed as part of the construction loan approved by the Michigan municipal bond authority. These costs shall be repaid as part of the outstanding construction loan proceeds according to a schedule established by the authority.

(b) For a municipality serving less than 10,000 people, incurred planning costs related to the proposed project will be directly reimbursed by the department upon completion and submittal of an approvable project plan by the municipality to the department. These costs shall be repaid as part of the outstanding planning loan proceeds according to a schedule established by the authority.

(c) For disadvantaged communities, incurred planning costs related to the proposed project shall be directly reimbursed to the extent funds are available by the department upon completion and submittal of an approvable project plan by the municipality to the department. Technical assistance funds identified in section 1452(g)(2)(D) or section 1452(d)(1) of part E of the federal safe drinking water act, 42 U.S.C. 300j-12, shall be used to the extent available, to forgive repayment of the planning loan.

(4) Only water suppliers that have no outstanding prior year fees as prescribed in Act 399 may receive assistance under this part.

(5) A federal, state, or other water supplier that is not regulated by the department shall not receive assistance under this part.

**History:** Add. 1997, Act 26, Imd. Eff. June 17, 1997.

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