

SENATE BILL No. 193

March 10, 2015, Introduced by Senators CASPERSON and PAVLOV and referred to the Committee on Natural Resources.

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding section 30107a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 30107A. (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS
2 ACT, IN CONSIDERING AN APPLICATION FOR THE RENEWAL OF A PERMIT
3 UNDER THIS PART FOR EXCAVATION OR MINING ACTIVITIES ASSOCIATED WITH
4 AN ACTIVE MINING OPERATION THAT HAS CREATED OR AFFECTS AN INLAND
5 LAKE, IF THE SCOPE OF THE PROJECT SUBJECT TO THE ORIGINAL PERMIT
6 HAS NOT MATERIALLY INCREASED, THE DEPARTMENT SHALL NOT REQUIRE ANY
7 ADDITIONAL STUDIES TO BE SUBMITTED AND SHALL APPROVE THE RENEWAL
8 APPLICATION WITHIN 30 DAYS. THIS SUBSECTION DOES NOT APPLY IF THE
9 DEPARTMENT DEMONSTRATES BY A PREPONDERANCE OF SOUND SCIENTIFIC
10 EVIDENCE THAT THE ORIGINALLY PERMITTED ACTIVITY HAS HAD A
11 MATERIALLY ADVERSE EFFECT ON HUMAN HEALTH OR THE ENVIRONMENT. FOR

1 PURPOSES OF THIS SUBSECTION, THE SCOPE OF A PROJECT SHALL BE
2 CONSIDERED TO HAVE "MATERIALLY INCREASED" ONLY IF THERE HAS BEEN,
3 OR IS PROPOSED IN THE APPLICATION, AN INCREASE OF 10% OR MORE TO
4 THE HORIZONTAL OR VERTICAL EXTENT OF EXCAVATION BELOW THE WATER
5 TABLE COMPARED WITH THE MAXIMUM EXCAVATION BELOW THE WATER TABLE
6 ALLOWED UNDER THE ORIGINAL PERMIT.

7 (2) NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART, THE
8 APPLICATION FEE FOR AN APPLICATION FOR A PERMIT RENEWAL UNDER THIS
9 PART FOR EXCAVATION OR MINING ACTIVITIES ASSOCIATED WITH AN ACTIVE
10 MINING OPERATION THAT HAS CREATED OR AFFECTS AN INLAND LAKE, IF THE
11 SCOPE OF THE PROJECT SUBJECT TO THE ORIGINAL PERMIT HAS NOT
12 MATERIALLY INCREASED, SHALL NOT EXCEED \$250.00.