

# SENATE BILL No. 724

January 28, 2016, Introduced by Senators JONES, SCHUITMAKER, BIEDA, SCHMIDT and HANSEN and referred to the Committee on Government Operations.

A bill to amend 1976 PA 399, entitled  
"Safe drinking water act,"  
(MCL 325.1001 to 325.1023) by adding sections 7a and 7b.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 7A. (1) IN ADDITION TO THE SAMPLING AND ANALYSIS OF WATER  
2 CONDUCTED UNDER SECTION 7, AT LEAST ONCE EACH YEAR, A SUPPLIER OF  
3 WATER THAT PROVIDES WATER TO A PUBLIC OR NONPUBLIC SCHOOL IN THIS  
4 STATE SHALL COLLECT WATER SAMPLES FROM DRINKING WATER FAUCETS AT  
5 THE SCHOOL AND HAVE THOSE SAMPLES ANALYZED IN THE MANNER PROVIDED  
6 IN SECTION 7 FOR THE PRESENCE OF LEAD AND COPPER. THE RESULTS OF  
7 THAT ANALYSIS SHALL BE PROVIDED TO THE DEPARTMENT AND TO EACH OF  
8 THE PUBLIC AND NONPUBLIC SCHOOLS.

1           (2) THE DEPARTMENT SHALL POST ON ITS WEBSITE BOTH OF THE  
2 FOLLOWING:

3           (A) THE RESULTS OF THE SAMPLING AND ANALYSIS OF THE SOURCE OF  
4 WATER USED TO SUPPLY WATER TO PUBLIC AND NONPUBLIC SCHOOLS UNDER  
5 SECTION 7 AND THE SAMPLING AND ANALYSIS OF WATER SAMPLES CONDUCTED  
6 UNDER THIS SECTION.

7           (B) AN ASSESSMENT OF THE DRINKING WATER INFRASTRUCTURE THAT IS  
8 USED TO SUPPLY DRINKING WATER TO PUBLIC AND NONPUBLIC SCHOOLS IN  
9 THIS STATE.

10           SEC. 7B. (1) THE SAFE SCHOOLS DRINKING WATER TASK FORCE IS  
11 CREATED WITHIN THE DEPARTMENT.

12           (2) THE TASK FORCE SHALL CONSIST OF A REPRESENTATIVE OF THE  
13 DEPARTMENT AND 6 INDIVIDUALS APPOINTED AS FOLLOWS:

14           (A) THREE MEMBERS APPOINTED BY THE SENATE MAJORITY LEADER AS  
15 FOLLOWS:

16           (i) A PUBLIC HEALTH OFFICIAL.

17           (ii) AN ADMINISTRATOR OF THE PEDIATRIC UNIT OF A HOSPITAL.

18           (iii) A CITIZEN OF THIS STATE.

19           (B) THREE MEMBERS APPOINTED BY THE SPEAKER OF THE HOUSE OF  
20 REPRESENTATIVES AS FOLLOWS:

21           (i) A REPRESENTATIVE OF THE DEPARTMENT OF HEALTH AND HUMAN  
22 SERVICES.

23           (ii) A REPRESENTATIVE OF A LOCAL SCHOOL BOARD.

24           (iii) A CITIZEN OF THIS STATE.

25           (3) THE MEMBERS FIRST APPOINTED TO THE TASK FORCE SHALL BE  
26 APPOINTED WITHIN 30 DAYS AFTER THE EFFECTIVE DATE OF THE AMENDATORY  
27 ACT THAT ADDED THIS SECTION.

1 (4) IF A VACANCY OCCURS ON THE TASK FORCE, A REPLACEMENT  
2 APPOINTMENT SHALL BE MADE IN THE SAME MANNER AS THE ORIGINAL  
3 APPOINTMENT.

4 (5) A MEMBER OF THE TASK FORCE MAY BE REMOVED FOR  
5 INCOMPETENCE, DERELICTION OF DUTY, MALFEASANCE, MISFEASANCE, OR  
6 NONFEASANCE IN OFFICE, OR ANY OTHER GOOD CAUSE.

7 (6) THE FIRST MEETING OF THE TASK FORCE SHALL BE CALLED BY THE  
8 DEPARTMENT. AT THE FIRST MEETING, THE TASK FORCE SHALL ELECT FROM  
9 AMONG ITS MEMBERS A CHAIRPERSON AND OTHER OFFICERS AS IT CONSIDERS  
10 NECESSARY OR APPROPRIATE. AFTER THE FIRST MEETING, THE TASK FORCE  
11 SHALL MEET AT LEAST QUARTERLY, OR MORE FREQUENTLY AT THE CALL OF  
12 THE CHAIRPERSON OR IF REQUESTED BY 3 OR MORE MEMBERS.

13 (7) A MAJORITY OF THE MEMBERS OF THE TASK FORCE CONSTITUTE A  
14 QUORUM FOR THE TRANSACTION OF BUSINESS AT A MEETING OF THE TASK  
15 FORCE. A MAJORITY OF THE MEMBERS PRESENT AND SERVING ARE REQUIRED  
16 FOR OFFICIAL ACTION OF THE TASK FORCE.

17 (8) THE BUSINESS THAT THE TASK FORCE MAY PERFORM SHALL BE  
18 CONDUCTED AT A PUBLIC MEETING OF THE TASK FORCE HELD IN COMPLIANCE  
19 WITH THE OPEN MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275.

20 (9) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF, OR  
21 RETAINED BY THE TASK FORCE IN THE PERFORMANCE OF AN OFFICIAL  
22 FUNCTION IS SUBJECT TO THE FREEDOM OF INFORMATION ACT, 1976 PA 442,  
23 MCL 15.231 TO 15.246.

24 (10) MEMBERS OF THE TASK FORCE SHALL SERVE WITHOUT  
25 COMPENSATION. HOWEVER, MEMBERS OF THE TASK FORCE MAY BE REIMBURSED  
26 FOR THEIR ACTUAL AND NECESSARY EXPENSES INCURRED IN THE PERFORMANCE  
27 OF THEIR OFFICIAL DUTIES AS MEMBERS OF THE TASK FORCE.

1           (11) THE TASK FORCE SHALL REVIEW THE DEPARTMENT'S WATER  
2 SAMPLING AND ANALYSIS PROTOCOLS AND RECOMMEND CHANGES IN THE  
3 PROTOCOLS THAT WOULD BE MORE PROTECTIVE OF PUBLIC HEALTH.

4           (12) THE TASK FORCE SHALL BE DISBANDED 5 YEARS AFTER THE  
5 EFFECTIVE DATE OF THE AMENDATORY ACT THAT ADDED THIS SECTION.

6           (13) AS USED IN THIS SECTION, "TASK FORCE" MEANS THE SAFE  
7 SCHOOLS DRINKING WATER TASK FORCE.

8           Enacting section 1. This amendatory act does not take effect  
9 unless all of the following bills of the 98th Legislature are  
10 enacted into law:

11           (a) Senate Bill No. 726.

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13           (b) Senate Bill No. 725.

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