



Senate Fiscal Agency
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BILL



ANALYSIS

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House Bill 5890 (as passed by the House)
Sponsor: Representative Dave Pagel
House Committee: Natural Resources
Senate Committee: Natural Resources

Date Completed: 9-26-18

CONTENT

The bill would amend Part 55 (Air Pollution Control) of the Natural Resources and Environmental Protection Act to require the owner of a process, source, or process equipment, if electronic notification were used, to notify the Department of Environmental Quality at least the specified number of days in advance of a change of location.

Part 55 defines "process" as an action, operation, or a series of actions or operations at a source that emits or has the potential to emit an air contaminant. "Process equipment" means all equipment, devices, and auxiliary components, including air pollution control equipment, stacks, and other emission points, used in a process.

Part 55 authorizes the DEQ to issue a permit to install, a general permit, or a permit to operate authorized under rules promulgated by the DEQ, if applicable, that authorizes installation, operation, or trial operation, as applicable, of a source, process, or process equipment at numerous temporary locations. The permit must include terms and conditions necessary to ensure compliance with all applicable requirements of Part 55, the rules promulgated under Part 55, and the Clean Air Act, including those necessary to assure compliance with all applicable ambient air standards, emission limits, and increment and visibility requirements pursuant to the Clean Air Act, at each location. The permit also must require the owner or operator of the process, source, or process equipment to notify the DEQ at least 10 days in advance of each change in location.

The bill would require the owner of a process, source, or process equipment, if electronic notification were used, to notify the Department of Environmental Quality at least the following number of days in advance of a change of location: a) five business days unless b) applied; b) two business days, if, at least 10 days before the change of location, the owner provided the DEQ a list of anticipated operating locations for that calendar year and if the change of location were on that list.

The bill would take effect 90 days after its enactment.

MCL 324.5505

Legislative Analyst: Nathan Leaman

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Josh Sefton

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.