

SENATE BILL No. 793

January 30, 2018, Introduced by Senators ANANICH, BIEDA, HOPGOOD, JONES, HOOD, HORN, COLBECK and GREGORY and referred to the Committee on Government Operations.

A bill to amend 1976 PA 399, entitled
"Safe drinking water act,"
by amending section 21 (MCL 325.1021), as amended by 2006 PA 601.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 21. (1) A person who violates this act or the rules
2 promulgated under this act or an order issued pursuant to this act
3 is guilty of a misdemeanor punishable by a fine of not more than
4 ~~\$5,000.00~~ **\$7,500.00** for each day of violation ~~—~~ or by imprisonment
5 for not more than 1 year, or both.

6 (2) A PERSON WHO VIOLATES THIS ACT OR THE RULES PROMULGATED
7 UNDER THIS ACT OR AN ORDER ISSUED PURSUANT TO THIS ACT AND WHO HAS
8 1 OR MORE PRIOR CONVICTIONS UNDER SUBSECTION (1) IS GUILTY OF A
9 FELONY PUNISHABLE BY A FINE OF NOT MORE THAN \$10,000.00 FOR EACH
10 DAY OF VIOLATION OR BY IMPRISONMENT FOR NOT MORE THAN 2 YEARS, OR

1 BOTH.

2 (3) A PERSON WHO VIOLATES THIS ACT OR THE RULES PROMULGATED
3 UNDER THIS ACT OR AN ORDER ISSUED PURSUANT TO THIS ACT CAUSING
4 PHYSICAL INJURY TO AN INDIVIDUAL THAT REQUIRES MEDICAL CARE IS
5 GUILTY OF A FELONY PUNISHABLE BY A FINE OF NOT MORE THAN \$10,000.00
6 FOR EACH DAY OF VIOLATION OR BY IMPRISONMENT FOR NOT MORE THAN 5
7 YEARS, OR BOTH.

8 (4) IF THE PERSON CONVICTED UNDER SUBSECTION (1), (2), OR (3)
9 IS A SUPPLIER OF WATER, IN ADDITION TO THE PENALTIES IMPOSED UNDER
10 THIS SECTION, THE COURT SHALL ORDER THE SUPPLIER TO NOTIFY ALL
11 PERSONS SERVED BY THE SUPPLIER OF THE NATURE OF THE VIOLATION AND
12 OF THE CONVICTION.

13 (5) ~~(2)~~—A law enforcement officer may issue and serve an
14 appearance ticket upon a person for a minor offense pursuant to
15 sections 9c to 9g of chapter IV of the code of criminal procedure,
16 1927 PA 175, MCL 764.9c to 764.9g.

17 (6) ~~(3)~~—As used in this section, "minor offense" means a
18 violation of a permit issued under this act that does not
19 functionally impair the operation or capacity of a waterworks
20 system or the level of public health protection it provides.

21 Enacting section 1. This amendatory act takes effect 90 days
22 after the date it is enacted into law.