



# HOUSE BILL No. 4597

March 14, 1995, Introduced by Reps. Alley, Sikkema, Middaugh, Bennane, Murphy, McManus, Profit, Bodem, Hill, DeHart, Freeman, Munsell, LaForge, Byl, Gnodtke, Brackenridge, Yokich, Weeks, Fitzgerald, Pitoniak, Lowe, Geiger, Leland, McBryde, Jellema, Gustafson, Johnson, Gilmer and Nye and referred to the Committee on Conservation, Environment and Great Lakes.

A bill to amend Act No. 451 of the Public Acts of 1994,  
entitled  
"Natural resources and environmental protection act,"  
being sections 324.101 to 324.90101 of the Michigan Compiled  
Laws, by adding sections 3109a and 3109b.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 451 of the Public Acts of 1994, being  
2 sections 324.101 to 324.90101 of the Michigan Compiled Laws, is  
3 amended by adding sections 3109a and 3109b to read as follows:

4 SEC. 3109A. (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS  
5 PART, OR RULES PROMULGATED UNDER THIS PART, THE DEPARTMENT SHALL  
6 ALLOW FOR A MIXING ZONE FOR DISCHARGES OF VENTING GROUNDWATER IN  
7 THE SAME MANNER AS THE DEPARTMENT PROVIDES FOR A MIXING ZONE FOR  
8 POINT SOURCE DISCHARGES. HOWEVER, A MIXING ZONE SHALL NOT BE

1 ALLOWED FOR VENTING GROUNDWATER FOR THE FOLLOWING BIOACCUMULATIVE  
2 TOXICANTS:

- 3 (A) ALDRIN.
- 4 (B) 4-BROMOPHENYL PHENYL ETHER.
- 5 (C) CHLORDANE.
- 6 (D) 4,4'-DDD; P,P'-DDD; 4,4'-TDE; P,P'-TDD.
- 7 (E) 4,4'-DDE; P,P'-DDE.
- 8 (F) 4,4'-DDT; P,P'-DDT.
- 9 (G) DIELDRIN.
- 10 (H) ENDRIN.
- 11 (I) HEPTACHLOR.
- 12 (J) HEPTACHLOR EPOXIDE.
- 13 (K) HEXACHLOROBENZENE.
- 14 (L) HEXACHLOROBUTADIENE; HEXACHLORO-1,3-BUTADIENE.
- 15 (M) HEXACHLOROCYCLOHEXANE; BHC.
- 16 (N) ALPHA-HEXACHLOROCYCLOHEXANE; ALPHA-BHC.
- 17 (O) BETA-HEXACHLOROCYCLOHEXANE; BETA-BHC.
- 18 (P) DELTA-HEXACHLOROCYCLOHEXANE; DELTA-BHC.
- 19 (Q) LINDANE; GAMMA-BHC; GAMA-HEXACHLOROCYCLOHEXANE.
- 20 (R) MERCURY.
- 21 (S) METHOXYCHLOR.
- 22 (T) MIREX; DECHLORDANE.
- 23 (U) OCTACHLOROSTYRENE.
- 24 (V) PCBS; POLYCHLORINATED BIPHENYLS.
- 25 (W) PENTACHLOROBENZENE.
- 26 (X) PHOTOMIREX.

(Y) 2,3,7,8-TCDD; DIOXIN.

(Z) 1,2,3,4-TETRACHLOROBENZENE.

(AA) 1,2,4,5-TETRACHLOROBENZENE.

(BB) TOXAPHENE.

(2) THE DEPARTMENT, BY RULE, MAY ADD TO OR DELETE SUBSTANCES FROM THE LIST OF SUBSTANCES PROVIDED IN SUBSECTION (1).

(3) NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART, IF A DISCHARGE OF VENTING GROUNDWATER IS IN COMPLIANCE WITH THE WATER QUALITY STANDARDS PROVIDED FOR IN THIS PART AND THE RULES PROMULGATED UNDER THIS PART, AND THE DISCHARGE AS PROVIDED FOR IN A REMEDIAL ACTION PLAN THAT IS APPROVED BY THE DEPARTMENT PURSUANT TO PART 201, A PERMIT UNDER THIS PART IS NOT REQUIRED FOR THAT DISCHARGE.

(4) AS USED IN THIS SECTION:

(A) "MIXING ZONE" MEANS THAT PORTION OF A WATER BODY WHERE A POINT SOURCE DISCHARGE OR VENTING GROUNDWATER IS MIXED WITH RECEIVING WATER.

(B) "VENTING GROUNDWATER" MEANS GROUNDWATER THAT IS ENTERING A SURFACE WATER OF THE STATE FROM A FACILITY, AS DEFINED IN SECTION 20101.

SEC. 3109B. NOTWITHSTANDING ANY OTHER PROVISION OF THIS PART, REMEDIAL ACTIONS THAT SATISFY THE REQUIREMENTS OF PART 201 SATISFY A PERSON'S REMEDIAL OBLIGATIONS UNDER THIS PART.