

HOUSE BILL No. 5809

March 1, 2006, Introduced by Reps. Kolb, Bieda, Anderson, Accavitti, Miller, Leland, Brandenburg, Farrah, Gaffney, Stewart, Wojno, David Law, Zelenko, Donigan, Polidori, Hopgood, Lemmons, Jr., Lipsey, Vagnozzi, Kathleen Law, Tobocman, Virgil Smith, Gonzales, Condino, Plakas and Lemmons, III and referred to the Committee on Agriculture.

A bill to amend 1994 PA 451, entitled
 "Natural resources and environmental protection act,"
 by amending section 32708 (MCL 324.32708), as amended by 2003 PA
 148.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 32708. (1) ~~Beginning 1 year after the effective date of~~
 2 ~~the 2003 amendatory act that amended this section~~ **EXCEPT AS**
 3 **PROVIDED IN SUBSECTION (2)**, the owner of a farm described in
 4 section 32705(1)(c) who makes a withdrawal for an agricultural
 5 purpose, including irrigation for an agricultural purpose, may
 6 register the farm address and report the water use on the farm by
 7 annually submitting to the department of agriculture a water use
 8 conservation plan. The water use conservation plan shall include,
 9 but need not be limited to, all of the following information:
 10 (a) The amount and rate of water withdrawn on an annual and

1 monthly basis in either gallons or acre inches.

2 (b) The type of crop irrigated, if applicable.

3 (c) The acreage of each irrigated crop, if applicable.

4 (d) The source or sources of the water supply.

5 (e) If the water withdrawn is not used entirely for
6 irrigation, the use or uses of the water withdrawn.

7 (f) If the source of water withdrawn is groundwater, the
8 static water level of the aquifer or aquifers.

9 (g) Applicable water conservation practices and an
10 implementation plan for those practices.

11 (2) **THIS SECTION DOES NOT APPLY TO A LARGE CAFO AS DEFINED IN**
12 **SECTION 8603. A LARGE CAFO REQUIRED TO REGISTER UNDER SECTION 32705**
13 **SHALL FILE A REPORT ANNUALLY IN COMPLIANCE WITH SECTION 32707.**

14 (3) ~~-(2)-~~ The department and the department of agriculture in
15 consultation with Michigan state university shall validate and use
16 a formula or model to estimate the consumptive use of withdrawals
17 made for agricultural purposes consistent with the objectives of
18 section 32707.

19 (4) ~~-(3)-~~ The department of agriculture shall ~~use~~ **UTILIZE**
20 water use conservation plan information received under subsection
21 (1) to ~~determine an~~ estimate ~~of~~ water use and consumptive use
22 data for each township in the state. The department of agriculture
23 shall forward the township water use and consumptive use data to
24 the department for inclusion in the statewide groundwater inventory
25 and map prepared under section 32802.

26 Enacting section 1. This amendatory act does not take effect
27 unless all of the following bills of the 93rd Legislature are

1 enacted into law:

2 (a) Senate Bill No.____ or House Bill No. 5801(request no.
3 01066'05).

4 (b) Senate Bill No.____ or House Bill No. 5803(request no.
5 01074'05).

6 (c) Senate Bill No.____ or House Bill No. 5802(request no.
7 01075'05).

8 (d) Senate Bill No.____ or House Bill No. 5807(request no.
9 02008'05).

10 (e) Senate Bill No.____ or House Bill No. 5808(request no.
11 02009'05).

12 (f) Senate Bill No.____ or House Bill No. 5806(request no.
13 02010'05).

14 (g) Senate Bill No.____ or House Bill No. 5804(request no.
15 02011'05).

16 (h) Senate Bill No.____ or House Bill No. 5805(request no.
17 02032'05).