

**SUBSTITUTE FOR
HOUSE BILL NO. 5047**

A bill to amend 1994 PA 451, entitled
"Natural resources and environmental protection act,"
(MCL 324.101 to 324.90106) by adding sections 5519 and 5519a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 5519. (1) The department shall establish a program to**
2 **implement the National Emission Standards for Hazardous Air**
3 **Pollutants program for asbestos as provided in 40 CFR part 61,**
4 **subpart M.**

5 **(2) Each year, the department shall complete inspections for**
6 **compliance with 40 CFR part 61, subpart M, of the following**
7 **percentage of asbestos renovations and demolitions for which**
8 **notification was received under 40 CFR 61.145:**

9 **(a) 15% for 2021 and 2022.**



1 (b) 20% for 2023 and 2024.

2 (c) 25% for 2025 and thereafter.

3 (3) An owner or operator that submits a notification of
4 asbestos removal or demolition is responsible for payment of a
5 notification fee of \$100.00. In addition, the owner or operator is
6 responsible for payment of a \$10.00 modification fee each time the
7 submitted notification is modified. A public entity may pass
8 through the cost for the notification fee and any modification fee
9 to the asbestos abatement contractor, unless the pass through would
10 violate the terms of a contract entered into before the effective
11 date of the amendatory act that added this section. The department
12 shall assess and collect the fees and shall transmit fee revenue to
13 the state treasurer for deposit in the asbestos inspection fund
14 created in section 5519a.

15 Sec. 5519a. (1) The asbestos inspection fund is created within
16 the state treasury.

17 (2) The state treasurer may receive money or other assets from
18 any source for deposit into the asbestos inspection fund. The state
19 treasurer shall direct the investment of the fund. The state
20 treasurer shall credit to the fund interest and earnings from fund
21 investments. Money in the fund at the close of the fiscal year
22 shall remain in the fund and shall not lapse to the general fund.

23 (3) The department shall be the administrator of the asbestos
24 inspection fund for auditing purposes. The department shall expend
25 money from the fund, upon appropriation, only to conduct
26 inspections and related activities under section 5519.

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

