



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

Minutes of the House Standing Committee
on
Natural Resources

Wednesday, November 28, 2018 8:30 a.m. Room 326, House Office Building

The House Standing Committee on Natural Resources was called to order by Representative Gary Howell, Chair.

The Clerk called the roll; members present were **Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy. (9/9)**

The Clerk announced that a quorum was present.

The Chair laid before the committee the minutes of October 3, 2018, as printed.

Representative Maturen moved to adopt the minutes of October 3, 2018, as printed. There being no objection the motion prevailed by unanimous consent of the members present; the minutes were adopted as printed.

The Chair laid before the committee House Bills 5752 and 5753.

HB 5752 (Lower) Environmental protection; sewage; onsite wastewater treatment systems; regulate, and provide for assessments and evaluations.
(re-referring to the Committee on Local Government)

HB 5753 (Hammoud) Environmental protection; sewage; onsite wastewater treatment systems; regulate and provide for assessments and evaluations.
(re-referring to the Committee on Local Government)

The Committee took testimony on these bills on Wednesday, April 11, 2018.

Representative Rendon moved to refer House Bill 5752 with the recommendation that the bill be referred to the Committee on Local Government.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, and Chang, (8/9)

Nays: None. (0/9)

The bill was referred to the House floor for referral to the Committee on Local Government.

Representative Rendon moved to refer House Bill 5753 with the recommendation that the bill be referred to the Committee on Local Government.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, and Chang, (8/9)

Nays: None. (0/9)

The bill was referred to the House floor for referral to the Committee on Local Government.

The Chair laid before the committee House Bill 6153.

HB 6153 (Rendon) Natural resources; funding; forest and mineral resource development grant and loan program; repeal.

Representative Daire Rendon explained the bill.

Anna Mooney, Legislative Liaison in the Legislative and Legal Affairs Office of the Michigan Department of Natural Resources, submitted a testimony card in support of the bill.

Representative Bellino moved to report House Bill 6153 without amendment and with the recommendation that the bill pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, and Chang, (8/9)

Nays: None. (0/9)

The bill was referred to the order of Second Reading of Bills.

The Chair laid before the committee Senate Bill 965.

SB 965 (Hune) Natural resources; soil and erosion; administration and enforcement of part 91 of NREPA; expressly allow municipalities to act jointly.

Amy Shaw, Legislative Director for Senator Joe Hune, introduced Representative Donna Lasinski from House District 52, who explained the bill.

Representative VanderWall moved to report Senate Bill 965 without amendment and with the recommendation that the bill pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, and Cambensy, (8/9)

Nays: None. (0/9)

The bill was referred to the order of Second Reading of Bills.

The Chair returned to Senate Bill 965.

Representative LaFave moved to reconsider the vote by which Senate Bill 965 was reported with recommendation that the bill pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The motion to reconsider the vote was adopted.

Representative LaFave moved to report Senate Bill 965 without amendment and with the recommendation that the bill pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill was referred to the order of Second Reading of Bills.

The Chair returned to House Bill 6153.

Representative LaFave moved to reconsider the vote by which House Bill 6153 was reported with recommendation that the bill pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The motion to reconsider the vote was adopted.

Representative Rendon moved to report House Bill 6153 without amendment and with the recommendation that the bill pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill was referred to the order of Second Reading of Bills.

The Chair laid before the committee House Bills 5594, 5595, 5596, 5597, 5607, and 5608.

- HB 5594 (VanSingel)** Environmental protection; air pollution; asbestos emissions; require annual report on sufficiency of number of inspectors.
- HB 5595 (Maturen)** Construction; asbestos; public contracts for asbestos abatement projects; require disclosure of environmental violations.
- HB 5596 (Howell)** Construction; asbestos; provision allowing the withholding of payment to asbestos abatement contractors or demolition contractors for environmental violations; require certain local government contracts to contain.
- HB 5597 (Sowerby)** Labor; health and safety; provisions related to civil penalties; modify with respect to repeated violations and asbestos-related violations.
- HB 5607 (Chang)** Construction; asbestos; public contracts for asbestos abatement projects; require background investigation and public posting of certain information.
- HB 5608 (Garrett)** Environmental protection; air pollution; asbestos inspection fee; implement.

Sean Hammond, Deputy Policy Director for the Michigan Environmental Council, submitted testimony card in support of the bill package, but did not wish to speak.

Travis Boeskool, Legislative Analyst in the Office of External Relations in the Michigan Department of Environmental Quality, submitted a testimony card in support of House Bills 5594 and 5608.

The Chair explained the proposed (H-1) substitute for House Bill 5596, Representative William Sowerby explained the proposed (H-2) substitute for House Bill 5597, and Representative David Maturen explained the proposed (H-1) substitute for House Bill 5595. Discussion followed.

Representative Rendon moved to adopt substitute (H-1) for House Bill 5594.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The substitute was adopted.

Representative VanderWall moved to report House Bill 5594 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative Maturen moved to adopt substitute (H-1) for House Bill 5595.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The substitute was adopted.

Representative Sowerby moved to report House Bill 5595 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative Rendon moved to adopt substitute (H-1) for House Bill 5596.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The substitute was adopted.

Representative Rendon moved to report House Bill 5596 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative Chang moved to adopt substitute (H-2) for House Bill 5597.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The substitute was adopted.

Representative Chang moved to report House Bill 5597 with recommendation that the substitute (H-2) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative Sowerby moved to adopt substitute (H-1) for House Bill 5607.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The substitute was adopted.

Representative Sowerby moved to report House Bill 5607 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative Rendon moved to adopt substitute (H-1) for House Bill 5608.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)
Nays: None. (0/9)

The substitute was adopted.

Representative Rendon moved to report House Bill 5608 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)
Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

The Chair laid before the committee House Bills 4124, 6081 and 6082.

HB 4124 (Neeley) Water; quality; program for testing and removing lead in drinking water used by schools and child care centers; provide for.

HB 6081 (Howell) Water; quality; testing of water at state veterans' facilities; require.

HB 6082 (Maturen) Water; quality; testing of water supplies at veterans' facilities under control of the Michigan veterans' facility authority; provide for.

The Committee heard testimony on these bills on Wednesday, June 6, 2018.

The Chair went at ease, at the call of the Chair, at 8:56 a.m.

The Chair handed over the gavel to the Majority Vice-Chair, Representative LaFave, at 8:57 a.m.

Representative Sheldon Neeley, the bill sponsor for House Bill 4124, Chairman Howell, the bill sponsor for House Bill 6081, and Representative David Maturen, the bill sponsor for House Bill 6082, explained the proposed substitutes for the bills. Questions followed.

The Majority Vice-Chair went at ease, at the call of the Chair, at 9:09 a.m.

Representative LaFave, the Majority Vice-Chair, turned over the gavel to the Chair at 9:10 a.m.

Cyndi Roper, Michigan Senior Policy Advocate for the Natural Resources Defense Council, testified in opposition to House Bill 4124.

James Clift, Policy Director for the Michigan Environmental Council, testified in support of the bill package.

Sarah M. Howes, Legislative Liaison in the Executive Division of the Michigan Department of Environmental Quality, and Amy LaChance, Community Water Supply Section Chief in the

Office of Drinking Water and Municipal Assistance in the Michigan Department of Environmental Quality, testified in support of the bills. Questions followed.

Mark A. Sutton, Public Relations Director for the American Legion Department of Michigan, submitted a testimony card in support of House Bills 6081 and 6082, but did not wish to speak.

The following individuals submitted a testimony card in support of House Bill 4124, but did not wish to speak:

John E. Johnson, Jr. Esq., representing the Michigan Legislative Black Caucus;
David D. Whitaker, Legislative Policy Division for the City of Detroit City Council; and
Allan Griggs, Councilman for the City of Flint-Ward 8.

A copy of the City of Detroit's resolution submitted by Mr. Whitaker is attached.

**Representative Sowerby moved to adopt substitute (H-1) for House Bill 4124.
The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:**

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The substitute was adopted.

Representative Sowerby moved to report House Bill 4124 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (8/9)

Nays: Representative LaFave. (1/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative VanderWall moved to adopt substitute (H-1) for House Bill 6081.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None, (0/9)

Pass: Representative LaFave. (1/9)

The substitute was adopted.

Representative Maturen moved to report House Bill 6081 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (8/9)

Nays: Representative LaFave. (1/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative Maturen moved to adopt substitute (H-1) for House Bill 6082.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None, (0/9)

Pass: Representative LaFave. (1/9)

The substitute was adopted.

Representative VanderWall moved to report House Bill 6082 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (8/9)

Nays: None, (0/9)

Pass: Representative LaFave. (1/9)

The bill and substitute were referred to the order of Second Reading of Bills.

The Chair laid before the committee House Bill 6472.

HB 6472 (Cole) Natural resources; floodplains; issuance of floodplain permits for minor and general projects; modify.

Representative Triston Cole, the bill sponsor explained the bill, and introduced Kimberly Fish, Assistant Division Chief in the Water Resources Division in the Michigan Department of Environmental Quality, and Sarah M. Howes, Legislative Liaison in the Executive Division of the Michigan Department of Environmental Quality, who testified in support of the bill.

The following individuals submitted testimony cards in support of the bill, but did not wish to speak:

Winston Feeheley, Manager and Legislative Advocate for DTE Energy;
Christopher K. Iannuzzi. Senior Director of State Governmental Affairs & Strategy at Consumers Energy;
Sean Hammond, Deputy Policy Director for the Michigan Environmental Council; and
Rusty Merchant, representing Ducks Unlimited.

Representative VanderWall offered and moved to adopt the following amendment to House Bill 6472:

1. Amend page 4, line 21, after “**DECEMBER 31,**” by striking out “**2024,**” and inserting “**2019,**”.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The amendment was adopted.

Representative LaFave moved to report House Bill 6472 with recommendation, as amended as substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

The Chair laid before the committee House Bill 6355.

HB 6355 (Cole) Natural resources; fishing; requirement for minnow license; provide exception for person who purchased the minnows from a person with a license.

Representative Triston Cole, the bill sponsor explained the bill.

Anna Mooney, Legislative Liaison in the Legislative and Legal Affairs Office of the Michigan Department of Natural Resources, submitted a testimony card in support of the bill with changes.

Representative LaFave moved to adopt substitute (H-1) for House Bill 6355.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None, (0/9)

Pass: Representative LaFave. (1/9)

The substitute was adopted.

Representative Bellino moved to report House Bill 6355 with recommendation that the substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (8/9)

Nays: None, (0/9)

Pass: Representative LaFave. (1/9)

The bill and substitute were referred to the order of Second Reading of Bills.

The Chair laid before the committee House Bills 6124 and 6125.

HB 6124 (Victory) Recreation; state parks; recreation passport requirements and uses; expand to include designated trailheads and state forest campgrounds.

HB 6125 (Victory) Vehicles; registration; recreation passport fee information on registration application; include authorization to enter campgrounds and trailheads.

Michael Witkowski, Legislative Assistant to Representative Roger Victory, explained the bills. Questions followed.

Bill Manson, Executive Director for the Michigan Snowmobile Association testified in opposition to the bill. Questions followed. A copy of his written testimony is attached.

The following individuals submitted a testimony card in support of the bill, but did not wish to speak:

Anna Mooney, Legislative Liaison in the Legislative and Legal Affairs Office of the Michigan Department of Natural Resources, and

Sean Hammond, Deputy Policy Director for the Michigan Environmental Council

The Chair laid before the committee House Bills 6486 and 6487.

HB 6486 (VanderWall) Watercraft; registration; electronic title for vehicles with a lienholder; allow for watercraft.

HB 6487 (VanderWall) Vehicles; off-road; electronic title for vehicles with a lienholder; allow for off-road vehicles.

Representative Curt VanderWall, the bill sponsor, explained the bills. Questions followed.

Anna Mooney, Legislative Liaison in the Legislative and Legal Affairs Office of the Michigan Department of Natural Resources, spoke on the bills.

David Richmond, Legislative Liaison for the Secretary of State, submitted a testimony card stating the department is neutral with amendments on the bill, but did not wish to speak.

Jordan Kingdon, Senior Director of State Legislative Affairs for the Michigan Credit Union League, submitted a testimony card in support of the bill, but did not wish to speak.

Representative VanderWall offered and moved to adopt the following amendments to House Bill 6486:

1. Amend page 9, line 27, after "**SYSTEM**" by inserting "**UNDER THIS SECTION**".
2. Amend page 10, line 1, after "**BY**" by striking out the balance of the subsection and inserting "**FEBRUARY 16, 2021**".
3. Amend page 10, line 2, after "(7)" by striking out "**THE DEPARTMENT MAY**" and inserting "**BY FEBRUARY 16, 2021, THE DEPARTMENT SHALL**".
4. Amend page 10, line 4, after "**DOCUMENTS**" by striking out the balance of the subsection and inserting a period.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The amendments were adopted.

Representative VanderWall moved to report House Bill 6486 with recommendation, as amended as substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, Rendon, VanderWall, Sowerby, Chang, and Cambensy, (9/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills.

Representative VanderWall offered and moved to adopt the following amendments to House Bill 6487:

1. Amend page 9, line 27, after "**SYSTEM**" by inserting "**UNDER THIS SECTION**".
2. Amend page 10, line 1, after "**BY**" by striking out the balance of the subsection and inserting "**FEBRUARY 16, 2021**".

3. Amend page 10, line 2, after "(7)" by striking out "**THE DEPARTMENT MAY**" and inserting "**BY FEBRUARY 16, 2021, THE DEPARTMENT SHALL**".

4. Amend page 10, line 4, after "**DOCUMENTS**" by striking out the balance of the subsection and inserting a period.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, VanderWall, Sowerby, Chang, and Cambensy, (8/9)

Nays: None. (0/9)

The amendments were adopted.

Representative VanderWall moved to report House Bill 6487 with recommendation, as amended as substitute (H-1) be adopted and that the bill then pass.

The motion prevailed by an affirmative vote of a majority of the members appointed to and serving on the committee, voting as follows:

Yeas: Representatives Howell, LaFave, Maturen, Bellino, VanderWall, Sowerby, Chang, and Cambensy, (8/9)

Nays: None. (0/9)

The bill and substitute were referred to the order of Second Reading of Bills

There being no further business before the committee; **Representative Sowerby moved to adjourn the meeting.**

The motion prevailed, the time being 10:16 a.m.

The Chair declared the Committee adjourned.

Gary Howell, Chair
House Standing Committee on Natural Resources

Joy Brewer, Committee Clerk

Date approved by the committee