



MICHIGAN HOUSE DEMOCRATS 2020 Proposed Bad Actor Legislation to Hold Polluters Accountable

Rep. Pohutsky (House Bill 4386)

Repeals Public Act 602 of 2018 which prohibits Michigan from adopting rules more stringent than federal regulations.

Rep. Ellison (House Bill 5453)

Eliminates the statute of limitations for the state filing a civil claim to recover cleanup costs and for damage to natural resources.

Rep. Robinson (House Bill 5454)

Establishes higher bonding requirements so companies are financially responsible for "worst case scenario" levels of clean up.

Rep. C.A. Johnson (House Bill 5455)

Creates violation fines as a percentage of revenue (rather than a fixed amount) for corporations with an annual gross income in excess of \$5 million. Fine is capped at 5 percent of gross annual income.

Rep. Sowerby (HB 5456)

Repeals Public Act 581 of 2018, which weakens polluter cleanup criteria.

Rep. Kuppa (House Bill 5452) and

Rep. Haadsma (Blueback 05538'20)

Repeals "polluter panel" bills (Public Act 0267 and 0268 of 2018) that allow members of corporate polluter companies to sit on panels determining environmental regulations and permit decisions.

Rep. T. Carter (Blueback 03509'19)

Establishes Responsible Corporate Officer Doctrine, allowing bad actor CEOs and leaders at polluting companies to be held civilly and criminally liable for their messes.