

MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY

AIR QUALITY DIVISION

PART 16. ORGANIZATION, OPERATION, AND PROCEDURES

R 336.2606 Declaratory rulings requests.

Rule 1606. (1) A person requesting a declaratory ruling from the commission regarding a statute, rule, order, or permit administered by the commission shall submit in duplicate a sworn petition to the commission setting forth all of the following information:

- (a) The nature and purpose for the request.
 - (b) The statute, rule, order, or permit administered by the commission to which the request applies.
 - (c) The person's involvement, interest, or relationship to that statute, rule, order, or permit
 - (d) The exact subject of the ruling required.
- (2) Requests for more than 1 declaratory ruling regarding the same or different statute, rule, order, or permit shall be submitted separately.

(3) When the commission proposes to make a declaratory ruling, it shall provide public notice thereof and shall schedule a time for consideration thereof at a regularly scheduled meeting of the commission. Following a declaratory ruling, the commission shall provide public notice thereof and the declaratory ruling shall be made available to the public upon request.

History: 1979 ACS 1, Eff. Jan. 19, 1980.

R 336.2607 Consideration and disposition of declaratory rulings requests.

Rule 1607. Within 90 days after receipt of a petition for a declaratory ruling, the commission, after consultation with the department of natural resources staff and the attorney general, if necessary, may issue a declaratory ruling directly to the person submitting the request. A declaratory ruling shall receive a majority concurrence of the commission members present and voting before it is issued to the interested person.

History: 1979 ACS 1, Eff. Jan. 19, 1980.