

MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY

INTEROFFICE COMMUNICATION

EXECUTIVE ORDER 2011-1
DELEGATION LETTER

Former Letter No.: WHMD-111-06
Effective Date: January 20, 2009

Former Letter No.: ERMD-111-06
Revised Date: September 9, 2010

Former Letter No.: OWMRP-111-06
Revised Date: October 1, 2012
Revised Date: March 11, 2015

Current Letter No.: WMRPD-111-06
Revised Date: April 19, 2018

TO: All Unit Supervisors
FROM: C. Heidi Grether, Director

SUBJECT: Delegation to the Waste Management and Radiological Protection Division Pursuant to Executive Order 2011-1 and Part 111, Hazardous Waste Management, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as Amended – Hazardous Waste User Charges

I hereby delegate all statutory authority, powers, duties, functions, and responsibilities of Part 111, as outlined below, unless circumstances in individual cases warrant a decision at a higher level. The powers and duties are delegated for the purposes of administering the program pursuant to statute and rules. Authorities, powers, duties, functions, and responsibilities of Part 111 that are reserved for the director or the environment deputy director of the Michigan Department of Environmental Quality (MDEQ) and not delegated are at the end of this document.

This delegation includes anyone acting in the capacity of the position named in the delegation below. Any authority or power delegated to a subordinate position may be exercised by a position higher in that position's chain of command on a case-by-case basis, as circumstances warrant.

Description of Authority or Responsibility	Authority	Authority or Responsibility Delegated To:
1. Act as administrator of the Environmental Pollution Prevention Fund (Fund) for auditing purposes.	MCL 324.11130(3)	Waste Management and Radiological Protection Division (WMRPD) Director

Description of Authority or Responsibility	Authority	Authority or Responsibility Delegated To:
2. Provide manifest processing user charges form to persons owing charges and assess manifest processing user charges.	MCL 324.11135(2)	Hazardous Waste Section, Management and Tracking Unit (MTU) Staff
3. Request an action by the Michigan Department of Attorney General (MDAG) for collection of owed manifest processing user charges.	MCL 324.11135(3)(b)	WMRPD Director
4. Maintain information on manifest processing user charges received to prepare report to Legislature.	MCL 324.11135(5)	MTU Staff
5. Assess site identification number user charges.	MCL 324.11153(1)	MTU Staff
6. Assess handler user charges.	MCL 324.11153(2)	MTU Staff
7. Provide annual handler user charges form to persons owing charges.	MCL 324.11153(4)	MTU Staff
8. Request an action by the MDAG for collection of owed handler user charges.	MCL 324.11153(5)(b)	WMRPD Director
9. Maintain information on site identification number and handler user charges received to prepare report to Legislature.	MCL 324.11153(6)	MTU Staff

Exceptions to delegation:

The following authorities, powers, duties, functions, and responsibilities are not delegated and are reserved for the director of the MDEQ, unless otherwise indicated:

1. Evaluate the effectiveness and adequacy of the manifest processing user charges collected and summarize the findings in a report to the Legislature. [MCL 324.11135(6)]
2. Evaluate the effectiveness and adequacy of the site identification number and handler user charges collected and summarize the findings in a report to the Legislature. [MCL 324.11153(8)]

This delegation is in effect until further notice.