

DEQ RESCINDED RULES (604 Total)
(Since 4-25-11)

Division	Rules	Number	Statute	Rule Title	Discussion	Effective Date
AQD	R 336.2830 R 336.2910	2	Part 55, Air Pollution Control, of NREPA	Part 18 - Prevention of Significant Deterioration of Air Quality and Part 19 - New Source Review for Major Sources Impacting Nonattainment Areas	Rule 1830 authorizes a person to request a contested case hearing if the person wants to challenge a DEQ permit decision for a major source of air pollution that is subject to the requirements for the prevention of significant deterioration (PSD) of air quality. The Michigan Court of Appeals determined that Rule 1830 was invalid. The Air Quality Division initiated deletion of this rule and Rule 1910 with similar opportunity for a contested case hearing upon learning the Court of Appeals decision.	6/29/2011
AQD	R 336.1933	1	Part 55, Air Pollution Control, of NREPA	Part 9. Emission Limitations and Prohibitions - Miscellaneous	Rule 933 sets emission limitations for hospital/medical/infectious waste incinerators, including a mercury emission limitation more stringent than in the Clean Air Act Section 111(d) emission guidelines for State Implementation Plans (SIPs). There are no longer any sources in Michigan subject to this rule.	3/11/2013
AQD	R 336.1330	1	Part 55, Air Pollution Control, of NREPA	Part 3. Emission Limitations and Prohibitions - Particulate Matter	Rule 330 requires electrostatic precipitators (ESPs) at listed source types to have automatic control systems that are set to provide maximum control. Rule 330 was promulgated in 1980 as part of Michigan's control strategy to address attainment of the federal standards for total suspended particulates and was also approved to address emissions of particulates from iron and steel sources, as part of the Reasonable Available Control Technology State Implementation Plan in 1992. This rule duplicates requirements in Rule 910 and is obsolete with respect to state-of-the-art ESP systems.	4/1/2013
AQD	R 336.2507 R 336.2512 R 336.2514	3	Part 55, Air Pollution Control, of NREPA	Part 15. Emissions Limitations and Prohibitions - Mercury	Revisions were required to align requirements and compliance dates in the Michigan Mercury Rules with those in the federal Mercury and Air Toxics Standards (MATS).	10/28/2013
AQD	R 336.1349	1	Part 55, Air Pollution Control, of NREPA	Part 3. Emission Limitations and Prohibitions - Particulate Matter	Rules 349-357 set visible emission limitations for certain iron and steel processes and were adopted in 1980; Rule 349 established the compliance date for Rules 350-357 of December 31, 1982. Rule 349 can be rescinded as it is now obsolete. See ORR 2012-074 EQ.	10/8/2012

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AQD	R 336.2158 R 336.2161	2	Part 55, Air Pollution Control, of NREPA	Part 11. Continuous Emission Monitoring	Align requirement in state rules with those in the federal Mercury and Air Toxic Standards. See ORR 2013-052EQ	5/7/2014
AQD	R 336.2414	1	Part 55, Air Pollution Control, of NREPA	Part 14. Clean Corporate Citizen Program	R 336.2414 was made obsolete by the new Clean Corporate Citizen Program statutory provisions in 2012 PA 554.	9/24/2014
AQD	R 336.1931 R 336.1932 R 336.1970	3	Part 55, Air Pollution Control, of NREPA	Part 9. Emission Limitations and Prohibitions - Miscellaneous	Move all adoption by references into one rule.	5/20/2015
DWMAD	R 325.10416 R 325.10417 R 325.10418 R 325.10419 R 325.10719g R 325.10719m R	7	1976 PA 399	Supplying Water to the Public	To continue to receive federal funding to implement the Public Water System Supervision Program, Michigan must promulgate rules as stringent as the recently promulgated amendments to the National Primary Drinking Water Regulations: Revised Total Coliform Rule.	10/16/2015
DWMAD	R 325.2581 - R 325.2591	9	Part 95, Watercraft Pollution Control, of NREPA	Marina Facilities	The rules were considered obsolete since public water supplies at marinas are regulated under the Safe Drinking Water Act, 1976 PA 399 and Supplying Water to the Public rules R 325.10101 – R 325.12820. Pump out facilities are regulated under Part 117, Septage Waste Services, of the NREPA.	2/16/2016
WMPD	R 324.1501 - R 324.1511	12	Part 55, Air Pollution Control, of NREPA	Clean Corporate Citizen Program	2012 PA 554 added Part 14, Clean Corporate Citizens, to the Natural Resources and Environmental Protection Act, 1994 PA 451. Section 1429 of Part 14 rescinds the Clean Corporate Citizen rules.	12/31/2012
WMPD	299.4120	1	Part 115, Solid Waste Management, of NREPA	Solid Waste Management	The rule was initially promulgated in 1993 and is premised on yard clippings being site or source-separated material and therefore exempt from regulation as solid waste. The statute was amended by 2007 PA 212 to be more stringent than the rule; yard clippings are now regulated as a solid waste that must be managed by one of the methods specified in MCL 324.11521	12/11/2012

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WMRPD	R 299.12101 through R 299.12701	64	Part 195, Environmental Protection Bond Implementation of NREPA	Solid Waste Alternatives Program	The Solid Waste Alternatives Program rules address the administration of grants and loans under Part 195. Funding for the grants and loans ceased in 1996. The rules are obsolete because all grants and loans are now closed with no remaining oversight responsibilities for the DEQ.	12/26/2012
WMRPD	R 325.5901 - R 325.5934	22	Radiation Control, 1972 PA 305	Peacetime Nuclear Incident Rules	The statutes providing promulgation authority have been repealed. There are extensive federal regulations for the management of emergencies at nuclear power plants.	6/8/2012
WMRPD	R 299.9221 R 299.9223 R 299.9904 R 299.9905 R 299.9906 R 299.11101 through R 299.11107	12	Part 111, Hazardous Waste Management	Hazardous Waste Management	Purpose of the revisions is to maintain federal authorization; improve the overall quality of the rules, both in terms of clarification of existing requirements and areas of program coverage; and reduce the regulatory barriers to the regulated community.	10/29/2013
WMRPD	R 299.9230	1	Part 111, Hazardous Waste Management	Hazardous Waste Management	Purpose of the revisions is to maintain federal authorization; improve the overall quality of the rules, both in terms of clarification of existing requirements and areas of program coverage; and reduce the regulatory barriers to the regulated community.	4/6/2017
WMRPD	R 299.3301 - R 299.3319	19	Subpart 1, PCB Compounds, of Part 147, Chemical Compounds, of the NREPA	Polychlorinated Biphenyls	2012 PA 446 repealed Subpart 1, PCB Compounds, of Part 147, Chemical Compounds, of the NREPA	12/27/2012

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WMRPD	R 299.4113 R 299.4114 R 299.4115 R 299.4116 R 299.4118 R 299.4119 R 299.4122 R 299.4123 R 299.4124 R 299.4125 R 299.4126 R 299.4127	12	Part 115, Solid Waste Management, of NREPA	Solid Waste Management Rules	1994 PA 178 amended Part 115, Solid Waste Management, of the NREPA to include beneficial use by-products.	9/16/2014
WMRPD	R 325.5021 - R 325.5721	230	Part 135, Radiation Control, of the Public Health Code, 368 PA 1978	Ionizing Radiation Rules for Radioactive Material	Michigan's "Ionizing Radiation Rules" (IRR) were a unified set of rules covering both radioactive material and radiation machines. The IRR were written in the early 1970's when the regulatory authority for radiation machines and radioactive materials were enforced by one program in the Department of Public Health. Executive Order 1996-1 split the program in two. The authority for radiation machines is now in the Department of Licensing and Regulatory Affairs (LARA). The authority for state-controlled radioactive material is now in the DEQ. To eliminate the sharing of rules, the Radiation Safety Section of LARA promulgated new rules and the Radiological Protection Section of the DEQ amended and rescinded the existing rules.	5/18/2016
WMRPD	R 299.5001 - R 299.5016	16	Resource Recovery Act, 366 PA 1974	Resource Recovery Commission	The Resource Recovery Commission was abolished per Executive Reorganization Order 1991-22.	8/17/2016
RRD	R 299.2071 - R 299.2077	7	Fire Prevention Code, 1941 PA 207	Underground Storage Tank Inspection Delegation and Certification	Rules no longer of value. See ORR 2012-032 EQ.	9/10/2012
RRD	R 29.4671 - R 29.4672	2	Fire Prevention Code, 1941 PA 207	Production, Storage and Handling of Liquefied Natural Gas	No facilities have been built in Michigan. See ORR 2012-031 EQ.	8/16/2012

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RRD	R 324.1401 – R 324.1422	22	Part 205, Laboratory Data Quality Assurance	Environmental Laboratory Recognition Program	Public Act 159 of 2010 repealed Part 205, effective 9/17/10 making the Environmental Laboratory Recognition Program rules obsolete.	8/1/2011
RRD	R 299.5201 - R 299.5219	6	Part 201, Environmental Remediation, of NREPA	Part 2 - Site Identification and Tracking	Amendments to Part 201, effective 12/14/10, repealed these rules.	5/20/2011
RRD	R 299.5601 - R 299.5607	3	Part 201, Environmental Remediation, of NREPA	Part 6 - Selection of Remedial Action	Amendments to Part 201, effective 12/14/10, repealed these rules.	5/20/2011
RRD	R 299.5801 – R 299.5823	12	Part 201, Environmental Remediation, of NREPA	Part 8 - Site Assessment Tool	Amendments to Part 201, effective 12/14/10, repealed these rules.	5/20/2011
RRD	R 299.5716	1	Part 201, Environmental Remediation, of NREPA	Part 7 - Clean-Up Criteria	Effective June 20, 2012, 2012 PA 190 amended Section 20120e, Response activity providing for venting groundwater, of Act 451 (MCL 324.20120e), which included the rescinding of R 299.5716.	6/20/2012
RRD	R 324.21501 - R 324.21516	16	Part 215, Refined Petroleum Fund, of NREPA	Michigan Underground Storage Tank Qualified Consultants and Certified Professionals	Recent amendments to Part 215, Refined Petroleum Fund, of NREPA repealed MCL 324.21542, which pertains to certification of a person as a qualified underground storage tank consultant; and MCL 324.21543, which pertains to certification of an individual as an underground storage tank professional. Therefore, these rules should be rescinded. See ORR 2012-089 EQ.	10/18/2012
RRD	R 299.5051 to R 299.5061	11	Part 195, Environmental Protection Bond Implementation	Site Reclamation Grant/Loan Program	The rules have become dated following a number to Part 201, Environmental Remediation, of NREPA changes.	8/5/2015

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RRD	R 299.5105 - R 299.5117, R 299.5401 - R 299.5415, R 299.5530 - R 299.5540, R 299.5732 - R 299.5732, R 299.5742, R 299.5901 - R 299.5919	32	Part 201, Environmental Remediation, of NREPA	Portions of Part 1 (General Provisions), Part 4 (Alternate Water Service), Part 5 (Response Activities), Part 7 (Cleanup Criteria), and Part 9 (Baseline Environmental Assessment) rules.	2012 PA 446 contains an Enacting Section 2 provision that rescinds the 32 rules.	12/27/2012

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RRD	R 299.5101 R 299.5103 R 299.5115 R 299.5520 R 299.5522 R 299.5524 R 299.5526 R 299.5528 R 299.5542 R 299.5701 R 299.5703 R 299.5705 R 299.5706 R 299.5706a R 299.5707 - R 299.5710 R 299.5712 R 299.5714 R 299.5718 R 299.5720 R 299.5722 R 299.5724 R 299.5726 R 299.5728 R 299.5730 R 299.5734 R 299.5736 R 299.5738 R 299.5740 R 299.5744 R 299.5746 R	35	Part 201, Environmental Remediation, of NREPA	Portions of Part 1 (General Provisions), Part 5 (Response Activities), and Part 7 (Cleanup Criteria) rules.	2012 PA 446 contains an Enacting Section 2 (2) provision that rescinds the 35 rules.	12/31/2013
WRD	R 299.9001 - R 299.9008	8	Part 31, Water Resources Protection, of NREPA	Annual Wastewater Reporting	House Bill 4994, signed into law (Public Act 43 of 2012) , repealed the annual wastewater reporting requirement contained in Section 3111 of the NREPA and rescinded the corresponding rules.	3/6/2012

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WRD	R 281.816	1	Part 301, Inland Lakes and Streams, of NREPA	Inland Lakes and Streams	In 2009, Section 30105(7) of Part 301, Inland Lakes and Streams, of the NREPA was amended to allow the establishment of minor project categories through a public notice process as opposed to by administrative rule. On August 12, 2011, the DEQ issued minor project categories through this public notice process resulting in the minor project categories listed in Rule 6 becoming obsolete. See ORR 2011-037 EQ.	1/12/2012
WRD	R 322.1013 - R 322.1014	2	Part 325, Great Lakes Submerged Lands, of NREPA	Great Lakes Submerged Lands	In 2009, Section 32512a(1) of Part 325, Great Lakes Submerged Lands, of the NREPA, was amended to allow the establishment of minor project categories through a public notice process as opposed to by administrative rule. On August 12, 2011, the DEQ issued minor project categories through this public notice process resulting in the minor project categories listed in Rules 13 and 14 becoming obsolete. See ORR 2011-038 EQ.	1/12/2012
WRD	R 323.3001 - R 323.30027	27	Part 31, Water Resources Protection, of NREPA	Water Quality Trading	The rule have not been implemented by the DEQ as the program has not been funded or staffed nor have any requests for trading been proposed pursuant to these rules.	8/27/2013
TOTAL		604				