

HOUSE BILL NO. 145

INTRODUCED BY GRADY, RANEY, GILBERT, DRISCOLL,
YELLOWTAIL, T. BECK, WEEDING
BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL

IN THE HOUSE

JANUARY 10, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON NATURAL RESOURCES.

JANUARY 11, 1991 FIRST READING.

JANUARY 19, 1991 COMMITTEE RECOMMEND BILL
DO PASS AS AMENDED. REPORT ADOPTED.

JANUARY 21, 1991 PRINTING REPORT.

JANUARY 23, 1991 SECOND READING, DO PASS.

 ON MOTION, REREFERRED TO COMMITTEE
ON APPROPRIATIONS.

MARCH 23, 1991 COMMITTEE RECOMMEND BILL
DO PASS. REPORT ADOPTED.

MARCH 25, 1991 PRINTING REPORT.

MARCH 27, 1991 SECOND READING, DO PASS AS AMENDED.

MARCH 28, 1991 ENGROSSING REPORT.

 THIRD READING, PASSED.
AYES, 81; NOES, 16.

 TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 28, 1991 INTRODUCED AND REFERRED TO COMMITTEE
ON NATURAL RESOURCES.

 FIRST READING.

APRIL 11, 1991 COMMITTEE RECOMMEND BILL BE
CONCURRED IN. REPORT ADOPTED.

APRIL 13, 1991 SECOND READING, CONCURRED IN.

APRIL 15, 1991 THIRD READING, CONCURRED IN.
AYES, 31; NOES, 17.

RETURNED TO HOUSE.

IN THE HOUSE

APRIL 16, 1991

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 145
 2 INTRODUCED BY Donny Roney Dilbert Orsini
 3 Yellowtail BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL
 4 Yellowtail

5 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING OIL RETAILERS
 6 TO DISPLAY A SIGN INDICATING THE LOCATION OF THE NEAREST
 7 WASTE OIL COLLECTOR."
 8

9 WHEREAS, under new federal regulations, most crankcase
 10 oil is expected to be classified as hazardous; and

11 WHEREAS, the use of waste oil, used oil, or other
 12 material that is contaminated with dioxin or any hazardous
 13 material is prohibited for use as a dust suppressant under
 14 40 CFR 266.40; and

15 WHEREAS, other means of disposal are available,
 16 including rerefining and burning.

17
 18 STATEMENT OF INTENT

19 A statement of intent is required for this bill in order for
 20 the department of health and environmental sciences to adopt
 21 rules to implement [section 1]. The department shall design
 22 an oil recycling sign to be displayed in retail stores and
 23 shall distribute the signs to oil retailers.
 24

25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

1 NEW SECTION. Section 1. Waste oil notice. (1) Each
 2 retailer offering motor oil for sale must visibly display at
 3 an appropriate location within the retail store a sign
 4 indicating the location of the nearest waste oil collector.

5 (2) The department of health and environmental sciences
 6 shall design an oil recycling sign to be used by retailers.
 7 The department may establish the specifications for the sign
 8 by rule.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0145, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

A bill which would require oil retailers to display a sign indicating the location of nearest waste oil collector, and requiring the Department of Health and Environmental Sciences to design and distribute signs.


ASSUMPTIONS:

1. The fiscal impact of HB0145 is estimated relative to the executive recommended budget, which includes a proposal for implementing solid waste disposal fees which would fund activities related to HB0145.
2. The department would incur additional printing and postage costs for 5,000 signs @ \$1.20 per sign in the first year of the biennium, increasing the proposed budget modification funded by state special revenue (fees).
3. Costs of compiling mailing list of oil retailers and recyclers is already reflected under the budget modification proposed in the executive budget.
4. If the budget modification as proposed in the executive budget is eliminated, a total of 0.25 FTE and \$12,950 in general fund would be required.

FISCAL IMPACT:

Expenditures:

	FY92			FY93		
	Current Law	Proposed Law	Difference	Current Law	Proposed Law	Difference
FTE	3.00	3.00	0.00	3.00	3.00	0.00
Personal Services	78,275	78,275	0	78,095	78,095	0
Operating Expenses	45,093	51,093	6,000	45,442	45,442	0
Equipment	4,980	4,980	0	4,532	4,532	0
Total	128,348	134,348	6,000	128,069	128,069	0
State Special Revenue (02)	128,348	134,348	6,000	128,069	128,069	0


 ROD SUNDSTED, BUDGET DIRECTOR
 Office of Budget and Program Planning
 DATE 1-15-91


 EDWARD GRADY, PRIMARY SPONSOR
 DATE 1-15-91

Fiscal Note for HB0145, as introduced.

HB 145

APPROVED BY COMM. ON
NATURAL RESOURCES

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 7 AND WHOLESALERS TO DISPLAY A SIGN INDICATING THE LOCATION OF
 8 THE NEAREST WASTE OIL ~~COLLECTOR~~ RECYCLING COLLECTION
 9 CENTERS."

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 11 WHEREAS, under new federal regulations, most crankcase
 12 oil is expected to be classified as hazardous; and

13 WHEREAS, the use of waste oil, used oil, or other
 14 material that is contaminated with dioxin or any hazardous
 15 material is prohibited for use as a dust suppressant under
 16 40-CFR-266.40 40 CFR 266.23; and

17 WHEREAS, other means of disposal MANAGEMENT are
 18 available, including rerefining and burning USE AS A
 19 SUBSTITUTE FUEL.

STATEMENT OF INTENT

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 22 A statement of intent is required for this bill in order for
 23 the department of health and environmental sciences to adopt
 24 rules to implement [section 1]. The department shall design
 25 an oil recycling sign to be displayed in retail stores AND

1 WHOLESALE OUTLETS and shall distribute the signs to oil
 2 retailers.

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 4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

5 NEW SECTION. Section 1. Waste oil notice. (1) Each
 6 retailer AND WHOLESALER offering motor oil for sale must
 7 visibly display at an appropriate location within the retail
 8 store OR WHOLESALE OUTLET a sign indicating the location of
 9 the nearest waste oil collector RECYCLING COLLECTION
 10 CENTERS.

11 (2) The department of health and environmental sciences
 12 shall design an oil recycling sign to be used by retailers
 13 AND WHOLESALERS. The department may establish the
 14 specifications for the sign by rule.

-End-



RE-REFERRED AND
APPROVED BY COMMITTEE
ON APPROPRIATIONS

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retailer AND WHOLESALER offering motor oil for sale must
visibly display at an appropriate location within the retail
store OR WHOLESALE OUTLET a sign indicating the location of
the nearest waste oil ~~collector~~ RECYCLING COLLECTION
CENTERS.

(2) The department of health and environmental sciences
shall design an oil recycling sign to be used by retailers
AND WHOLESALERS. The department may establish the
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-End-

SECOND READING

HB 145

SECOND PRINTING



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 8 store OR WHOLESALE OUTLET a sign indicating the location of
 9 the nearest waste oil collector RECYCLING COLLECTION CENTERS
 10 IF THE CENTER IS WITHIN 25 MILES OF THE RETAILER OR
 11 WHOLESALER.

12 (2) The department of health and environmental sciences
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