

1 *Senate* BILL NO. *357*
 2 INTRODUCED BY *T. Bond*
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE
 5 DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO CONSULT
 6 WITH LOCAL GOVERNMENTS WHEN LICENSING SOLID WASTE MANAGEMENT
 7 FACILITIES; AND AMENDING SECTION 75-10-102, MCA."
 8

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

10 **Section 1.** Section 75-10-102, MCA, is amended to read:

11 "75-10-102. Public policies. (1) To implement this
 12 part, the following are declared to be public policies of
 13 this state:

14 (a) Maximum recycling from solid waste is necessary to
 15 protect the public health, welfare, and quality of the
 16 natural environment.

17 (b) Solid waste management systems shall be developed,
 18 financed, planned, designed, constructed, and operated for
 19 the benefit of the people of this state.

20 (c) Private industry is to be utilized to the maximum
 21 extent possible in planning, designing, managing,
 22 constructing, operating, manufacturing, and marketing
 23 functions related to solid waste management systems.

24 (d) Local governments shall retain primary
 25 responsibility for adequate solid waste management with the

1 state preserving those functions necessary to assure
 2 effective solid waste management systems throughout the
 3 state.

4 (e) Encouragement and support be given to individuals
 5 and municipalities to separate solid waste at its source in
 6 order to maximize the value of such wastes for reuse.

7 (f) The state shall provide technical advisory
 8 assistance to local governments and other affected persons
 9 in the planning, developing, financing, and implementation
 10 of solid waste management systems.

11 (g) Actions and activities performed or carried out by
 12 persons and their contractors in accordance with this part
 13 shall be in conformity with the state solid waste plan.

14 (h) When licensing a solid waste management system, the
 15 department shall consult with units of local government that
 16 have jurisdiction over the area encompassing the proposed
 17 system.

18 (2) This part is in addition and supplemental to any
 19 other law providing for the financing of a solid waste
 20 management system and does not amend or repeal any other
 21 law."

-End-



APPROVED BY COMM. ON
NATURAL RESOURCES

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THIRD READING
SB 357

SENATE BILL NO. 357
INTRODUCED BY T. BECK

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