

MINUTES OF THE MEETING
NATURAL RESOURCES
STATE SENATE

February 19, 1979

The sixteenth meeting of the Natural Resources Committee was called to order by Senator George F. Roskie, Chairman, at 7:10 P.M., on the above date in Room 405 of the State Capitol Building.

ROLL CALL: Upon roll call all members were present with the exception of Senators Brown, Jergeson, and Manley.

Mr. Jim Lear, Staff Attorney from the Legislative Council, was also present.

CONSIDERATION OF SB 506: "An act to amend the Montana Environmental Policy Act to specify that the act does not expand the substantive decision making authority of state agencies; deleting the requirement that an environmental impact statement be prepared on rules and legislation; authorizing the Environmental Quality Council to review legislation and advise the legislature of potential environmental impacts; requiring state agencies to hold a public hearing on a proposed rule under the Montana Administrative Procedure Act when it has been determined that the proposed rule would constitute a major state action having a significant impact on the human environment; and amending section 75-1-201, MCA."

Vice-Chairman Dover called on Senator George F. Roskie, District 21, to present SB 506 to the Committee. Senator Roskie gave a history of SB 506. He then presented copies of some proposed amendments he wished the Committee to consider and stated that the amendments just renumbered the sections and added four lines that were left out during the drafting of the bill. He then summarized SB 506 by stating that it would point the way for state agencies by giving them some needed direction as well as helping them comply with the Montana Environmental Protection Act.

Vice-Chairman Dover called for any other proponents to SB 506. Mr. Jim Mockler, Executive Director of the Montana Coal Council, spoke in favor of SB 506.

Vice-Chairman Dover called for any opponents to SB 506. There were none. However, Joy Bruck, League of Women Voters, had previously left with the Committee Secretary written testimony which was in opposition to SB 506 (see attachment).

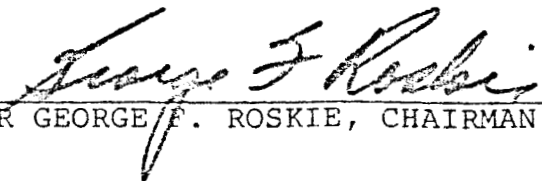
Senator Roskie closed by pointing out that SB 506 would delete the requirement that an environmental impact statement be prepared on rules and legislation.

DISPOSITION OF SB 506: Senator Thiessen moved the adoption of the proposed amendments to SB 506 and Senator Lockrem seconded the motion. The motion carried unanimously.

Senator Lockrem moved that SB 506 receive a DO PASS as Amended recommendation and Senator Etchart seconded the motion. The motion carried unanimously, and Senator Manley had previously registered a vote in favor of SB 506.

Chairman Roskie then reminded the Committee that there would be a joint hearing on House Bill 792 on Tuesday, February 20, in the Old Highway Building Auditorium at 10:00 A.M.

ADJOURNMENT: There being no further business the meeting adjourned at 7:30 P.M.



SENATOR GEORGE F. ROSKIE, CHAIRMAN

STANDING COMMITTEE REPORT

February 19

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MR. President:

We, your committee on Natural Resources

having had under consideration Senate Bill No. 506

Respectfully report as follows: That Senate Bill No. 506
introduced bill be amended as follows:

1. Page 1, line 21.
Following: "statements."
Strike: "(1)"

2. Page 1, line 23.
Following: "{1}"
Strike: "(a)"
Insert: "(1)"

3. Page 2, line 1.
Following: "{2}"
Strike: "(b)"
Insert: "(2)"

DOVASEX

(Continued)

4. Page 2, line 2.
Following: "{e}"
Strike: "(i)"
Insert: "(a)"

5. Page 2, line 7.
Following: "{b}"
Strike: "(ii)"
Insert: "(b)"

6. Page 2, line 12.
Following: "{e}"
Strike: "(iii)"
Insert: "(c)"

7. Page 2, line 18.
Following: "{i}"
Strike: "(A)"
Insert: "(i)"

8. Page 2, line 22.
Following: "{iii}"
Strike: "(B)"
Insert: "(ii)"

9. Page 2, line 24.
Following: "{iii}"
Strike: "(C)"
Insert: "(iii)"

10. Page 3, line 2.
Following: "{iv}"
Strike: "(D)"
Insert: "(iv)"

11. Page 3, line 5.
Following: "{v}"
Strike: "(E)"
Insert: "(v)"

12. Page 3, line 6.

Following: line 7

Insert: "(vi) the economic costs and benefits;

(vii) the effects on local and state services;

(viii) the effects on agriculture; and

(ix) the effects on public health and safety;"

(Continued)

13. Page 3, line 8.

Following: "{d}"

Strike: "(iv)"

Insert: "(d)"

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Senate Natural Resources
Senate Bill 506
Page 3

14. Page 3, line 12.

Following: "{e}"

Strike: "(v)"

Insert: "(e)"

15. Page 3, line 18.

Following: "{f}"

Strike: "(vi)"

Insert: "(f)"

16. Page 3, line 22.

Following: "{g}"

Strike: "(vii)"

Insert: "(g)"

17. Page 3, line 25.

Following: "{k}"

Strike: "(viii)"

Insert: "(h)"

18. Page 4, line 2.

Following: line 1.

Strike: "(ix)"

Insert: "(i)"

19. Page 4, line 5.

Following: line 4.

Strike: "(x)"

Insert: "(j)"

20. Page 4, line 10.

Following: "{3}"

Strike: "(c)"

Insert: "(3)"

21. Page 4, line 11.

Following: "(2)(c)"

Strike "(1)(b)(iii)"

Insert: "(2)(c)"

22. Page 4, line 21.

Strike: "(2) Nothing"

Insert: "(4) nothing"

23. Page 5, line 12.

Strike: "(3) Nothing"

Insert: "(5) nothing"

And, as so amended, DO PASS

NAME: Joy Bruck DATE: 2/19

ADDRESS: 1601 Illinois

PHONE: 443. 3772

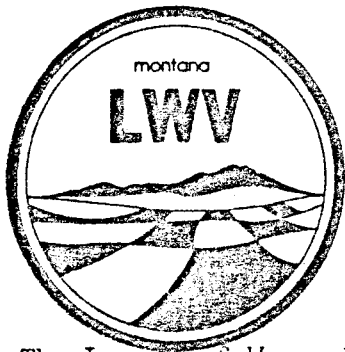
REPRESENTING WHOM? League of Women Voters

APPEARING ON WHICH PROPOSAL: SB 506

DO YOU: SUPPORT? _____ AMEND? _____ OPPOSE?

COMMENTS: _____

PLEASE LEAVE ANY PREPARED STATEMENTS WITH THE COMMITTEE SECRETARY.



SB 506

MEPA

The League of Women Voters of Montana opposes SB 506.

The Montana Environmental Policy Act is the only statute that addresses itself to the environment as a whole. It does not overrule other statutes, but fills in the gaps, lessens fragmentation and duplication, which encourages better decisions.

All aspects of the environment are interrelated, and SB 506 would take us back to the piecemeal approach before MEPA. There would be no thought of relating one law to another, and co-ordination of environmental review would be discouraged.

We have come a long way in realizing the importance of environmental concern, and in making decisions beneficial to the citizens, economy, and environment. If SB 506 passes, it will most certainly be a step or two backwards. Therefore, we hope you will oppose SB 506.

Joy Bruck
League of Women Voters of Montana

PROPOSED AMENDMENTS TO SB 506

SENATOR ROSKIE

1. Page 1, line 21.
Following: "statements."
Strike: "(1)"

2. Page 1, line 23.
Following: "{1}"
Strike: "(a)"
Insert: "(1)"

3. Page 2, line 1.
Following: "{2}"
Strike: "(b)"
Insert: "(2)"

4. Page 2, line 2.
Following: "{a}"
Strike: "(i)"
Insert: "(a)"

5. Page 2, line 7.
Following: "{b}"
Strike: "(ii)"
Insert: "(b)"

6. Page 2, line 12.
Following: "{e}"
Strike: "(iii)"
Insert: "(c)"

7. Page 2, line 18.
Following: "{1}"
Strike: "(A)"
Insert: "(i)"

8. Page 2, line 22.
Following: "{11}"
Strike: "(B)"
Insert: "(ii)"

9. Page 2, line 24.
Following: "{111}"
Strike: "(C)"
Insert: "(iii)"

10. Page 3, line 2.
Following: "{1v}"
Strike: "(D)"
Insert: "(iv)"

PROPOSED AMENDMENTS TO SB 506 - SENATOR ROSKIE

11. Page 3, line 5.

Following: "~~v~~"

Strike: "(E)"

Insert: "(v)"

12. Page 3, line 7.

Following: line 7

Insert: "(vi) the economic costs and benefits;

(vii) the effects on local and state services;

(viii) the effects on agriculture; and

(ix) the effects on public health and safety;"

13. Page 3, line 8.

Following: "~~d~~"

Strike: "(iv)"

Insert: "(d)"

14. Page 3, line 12.

Following: "~~e~~"

Strike: "(v)"

Insert: "(e)"

15. Page 3, line 18.

Following: "~~f~~"

Strike: "(vi)"

Insert: "(f)"

16. Page 3, line 22.

Following: "~~g~~"

Strike: "(vii)"

Insert: "(g)"

17. Page 3, line 25.

Following: "~~k~~"

Strike: "(viii)"

Insert: "(h)"

18. Page 4, line 2.

Following: line 1.

Strike: "(ix)"

Insert: "(i)"

19. Page 4, line 5.

Following: line 4.

Strike: "(x)"

Insert: "(j)"

20. Page 4, line 10.

Following: "~~3~~"

Strike: "(c)"

Insert: "(3)"

PROPOSED AMENDMENTS TO SB 506 - SENATOR ROSKIE

21. Page 4, line 11.
Following: "(2) (c)"
Strike "(1) (b) (iii)"
Insert: "(2) (c)"

22. Page 4, line 21.
Strike: "(2) Nothing"
Insert: "(4) nothing"

23. Page 5, line 12.
Strike: "(3) Nothing"
Insert: "(5) nothing"