

SENATE BILL 472

IN THE SENATE

February 12, 1979

Introduced and referred to
Committee on Public Health,
Welfare and Safety.

Rereferred to Committee on Fish
and Game.

February 16, 1979

Committee recommend bill,
do not pass.

1 *Senate* BILL NO. 472
2 INTRODUCED BY *Norman*

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR LOCAL
5 AIR POLLUTION CONTROL BOARD RULES THAT ARE PUNISHABLE AS
6 MINOR VIOLATIONS WITH A FINE NOT TO EXCEED \$500; AMENDING
7 SECTION 75-2-412, MCA."
8

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

10 Section 1. Section 75-2-412, MCA, is amended to read:

11 "75-2-412. Criminal penalties -- injunction preserved.

12 (1) A person who violates this chapter or a rule or order
13 made under it, other than 75-2-105 or a rule of a local air
14 pollution control board as provided in subsection (3), is
15 guilty of an offense and subject to a fine not to exceed
16 \$1,000. Each day of violation constitutes a separate
17 offense.

18 (2) A person who willfully violates 75-2-105 is guilty
19 of an offense and subject to a fine not to exceed \$1,000.

20 (3) A person who violates a local air pollution
21 control board rule, violation of which is designated by the
22 local board with the approval of the department as a minor
23 violation, is guilty of an offense and subject to a fine not
24 to exceed \$500. Each day of violation constitutes a
25 separate offense.

1 ~~(3)(4)~~ Fines collected shall be deposited to the state
2 general fund.

3 ~~(4)(5)~~ Action under this section is not a bar to
4 enforcement of this chapter or of rules or orders made under
5 it by injunction or other appropriate remedy. The department
6 may institute and maintain in the name of the state any
7 enforcement proceedings."

-End-

-2- SB 472
INTRODUCED BILL