

**HOUSE BILL NO. 214**

**INTRODUCED BY HOWE**

**BY REQUEST OF THE DEPARTMENT OF STATE LANDS**

**IN THE HOUSE**

January 13, 1983	Introduced and referred to Committee on Natural Resources.
January 24, 1983	Committee recommend bill do pass. Report adopted.  Statement of intent attached.
January 25, 1983	Bill printed and placed on members' desks.
January 26, 1983	Second reading, do pass.
January 27, 1983	Considered correctly engrossed.
January 28, 1983	Third reading, passed. Transmitted to Senate.

**IN THE SENATE**

January 29, 1983	Introduced and referred to Committee on Natural Resources.
February 15, 1983	Committee recommend bill be concurred in. Report adopted.
March 4, 1983	Second reading, concurred in.
March 7, 1983	Third reading, concurred in. Ayes, 48; Noes, 0.

IN THE HOUSE

March 7, 1983

Returned to House.

March 8, 1983

Sent to enrolling.

Reported correctly enrolled.

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2 INTRODUCED BY Howe  
3 BY REQUEST OF THE DEPARTMENT OF STATE LANDS  
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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT THE  
6 DEPARTMENT OF STATE LANDS MAY ALLOW ONE ANNUAL REPORT TO BE  
7 FILED FOR EACH OPERATION RATHER THAN ONE FOR EACH PERMIT  
8 UNDER THE MONTANA STRIP AND UNDERGROUND MINE RECLAMATION  
9 ACT; AMENDING SECTION 82-4-237, MCA."  
10  
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:  
12 Section 1. Section 82-4-237, MCA, is amended to read:  
13 "82-4-237. Operator to file annual reports. (1) An  
14 operator shall file an annual report with the department  
15 within 30 days of the anniversary date of each permit. In  
16 lieu of an annual report for each permit, the department may  
17 allow the operator to file an annual report for each  
18 operation on a date determined by the department. Included  
19 within ~~this~~ an annual report shall be:  
20 (a) the name and address of the operator and permit  
21 number or numbers;  
22 (b) a report in such detail as the department shall  
23 require, supplemented with maps, cross sections, or other  
24 material indicating the extent to which mining operations  
25 have been carried out, the progress of all reclamation work,

1 including the type of planting or seeding, mixture and  
2 amount of seed, date of planting or seeding, and area of  
3 land planted, the extent to which expectations and  
4 predictions made in the original application have been  
5 fulfilled and any deviation therefrom, and the number of  
6 acres affected; and  
7 (c) a revised schedule or timetable of operations and  
8 reclamation and an estimate of the number of acres to be  
9 affected during the next 1-year period.  
10 (2) Upon receipt of the annual report, the department  
11 may make further inquiry and request further information  
12 and, if it does so, shall allow a reasonable opportunity for  
13 the operator to respond.  
14 (3) When problem situations are revealed by review of  
15 new information or as a result of field inspections, the  
16 department may order such changes in the mining and  
17 reclamation plans as are necessary to insure compliance with  
18 this part."

-End-

INTRODUCED BILL

## 1                   STATEMENT OF INTENT

## 2                   HOUSE BILL 214

## 3                   House Natural Resources Committee

4

5           This bill grants the department discretionary authority

6   to allow mine operators under the Strip and Underground Mine

7   Reclamation Act to file one report for each operation rather

8   than a separate report for each permit. A statement of

9   intent is necessary because the department will be required

10  to amend its present rules concerning annual reports and

11  provide a procedure for determining when the operator is

12  required to file the report. It is the intent of the

13  Legislature to facilitate department review of annual

14  reports and ease the burden of filing reports on operators

15  with more than one permit.

Approved by Committee  
on Natural Resources

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REFERENCE BILL



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