

SENATE BILL NO. 182

Introduced: 01/18/83

Referred to Committee on Public Health, Welfare, & Safety:
01/18/83

Hearing: 1/28/83

Report: 02/07/83, Do Pass, as Amended

2nd Reading: 02/09/83

3rd Reading: 02/11/83

Transmitted to House: 2/11/83

Referred to Committee on Natural Resources: 02/12/83

Hearing: 3/21/83

Report: 03/23/83, Be Not concurred In. Report Adopted.

Bill Killed: 03/25/83

1 *Senate* BILL NO. *182*
2 INTRODUCED BY *Rep. Hammond* *Staff* *Kelley Thomas*
3 *McCallister* *Sumner*

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE OPERATIONAL
5 REQUIREMENTS FOR ALL SOLID WASTE DISPOSAL SITES CLASSIFIED
6 AS CLASS II SITES BY THE DEPARTMENT OF HEALTH AND
7 ENVIRONMENTAL SCIENCES WHICH USE THE LANDFILLING METHOD OF
8 SOLID WASTE DISPOSAL."

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

11 Section 1. Class II sites -- requirements for
12 operation. (1) All solid waste disposal sites classified
13 according to soil type, permeability, and water table under
14 department rules as Class II sites which use the landfill
15 method of solid waste disposal are subject to the
16 requirements of this section. For the purpose of this
17 section, the words "town", "first- and second-class cities"
18 and "third-class cities" mean those towns and cities as
19 defined by 7-1-4111.

20 (2) Class II sites serving rural, unincorporated areas
21 or towns shall:

22 (a) provide litter control fences around the site and
23 informational and directional signs adequate to inform the
24 public about proper dumping procedures and locations; and

25 (b) remain open 7 days a week and provide periodic

1 application of cover material once each week in a manner
2 calculated to reduce the risk of fire and impede access to
3 the wastes by disease vectors. However, if the department
4 and local health authorities discover recurring and
5 persistent problems that could result in public health or
6 safety hazards, the department may require the application
7 of earthen cover material more frequently than once each
8 week.

9 (3) Class II sites serving third-class cities shall:

10 (a) provide litter control fences around the site and
11 provide such onsite supervision and access control as the
12 department, the local health authority, and the local
13 governing body jointly determine; and

14 (b) provide periodic application of earthen cover
15 material at such frequency as the department, the local
16 health authority, and the local governing body jointly
17 determine.

18 (4) Class II sites serving first- and second-class
19 cities shall:

20 (a) be fenced to provide control of litter and
21 unauthorized access and be supervised when open to the
22 public; and

23 (b) provide application of earthen cover material at
24 the end of each operation day.

25 (5) Each Class II site shall provide a final cover of

1 at least 2 feet of earthen cover material after the final
2 deposit of solid wastes in the site.

3 Section 2. Codification instruction. Section 1 is
4 intended to be codified as an integral part of Title 75,
5 chapter 10, part 2, and the provisions of Title 75, chapter
6 10, part 2, apply to section 1.

-End-

Approved by Committee
on Public Health, Welfare
& Safety

SENATE BILL NO. 182

INTRODUCED BY H.W. HAMMOND, GALT, KOLSTAD,

THOMAS, MCCALLUM, SEVERSON

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE OPERATIONAL REQUIREMENTS FOR ALL SOLID WASTE DISPOSAL SITES CLASSIFIED AS CLASS II SITES BY THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES WHICH USE THE LANDFILLING METHOD OF SOLID WASTE DISPOSAL."

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

Section 1. Class II sites -- requirements for operation. (1) All solid waste disposal sites classified according to soil type, permeability, and water table under department rules as Class II sites which use the landfill method of solid waste disposal are subject to the requirements of this section. For the purpose of this section, the words "town", "first- and second-class cities" and "third-class cities" mean those towns and cities as defined by 7-1-4111.

(2) Class II sites serving rural, unincorporated areas or towns shall:

(a) SHALL provide litter control fences around the site and informational and directional signs adequate to inform the public about proper dumping procedures and

locations; and

(b) MAY remain open 7 days a week and provide periodic application of cover material ~~AT LEAST~~ once each week in a manner calculated to reduce the risk of fire and impede access to the wastes by disease vectors. However, if the department and local health authorities discover recurring ~~end--persistent~~ problems that could result in public health or safety hazards, the department may require the application of earthen cover material more frequently than once each week.

(3) Class II sites serving third-class cities shall:

(a) provide litter control fences around the site and provide such onsite supervision and access control as the department, the local health authority, and the local governing body jointly determine; and

(b) provide periodic application of earthen cover material at such frequency as the department, the local health authority, and the local governing body jointly determine.

(4) Class II sites serving first- and second-class cities shall:

(a) be fenced to provide control of litter and unauthorized access and be supervised when open to the public; and

(b) provide application of earthen cover material at

1 the end of each operation day.

2 (5) Each Class II site shall provide a final cover of
3 at least 2 feet of earthen cover material after the final
4 deposit of solid wastes in the site.

5 Section 2. Codification instruction. Section 1 is
6 intended to be codified as an integral part of Title 75,
7 chapter 10, part 2, and the provisions of Title 75, chapter
8 10, part 2, apply to section 1.

-End-

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2 INTRODUCED BY H.W. HAMMOND, GALT, KOLSTAD,

3 THOMAS, MCCALLUM, SEVERSON

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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE OPERATIONAL
6 REQUIREMENTS FOR ALL SOLID WASTE DISPOSAL SITES CLASSIFIED
7 AS CLASS II SITES BY THE DEPARTMENT OF HEALTH AND
8 ENVIRONMENTAL SCIENCES WHICH USE THE LANDFILLING METHOD OF
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13 operation. (1) All solid waste disposal sites classified
14 according to soil type, permeability, and water table under
15 department rules as Class II sites which use the landfill
16 method of solid waste disposal are subject to the
17 requirements of this section. For the purpose of this
18 section, the words "town", "first- and second-class cities"
19 and "third-class cities" mean those towns and cities as
20 defined by 7-1-4111.

21 (2) Class II sites serving rural, unincorporated areas
22 or towns shall:

23 (a) SHALL provide litter control fences around the
24 site and informational and directional signs adequate to
25 inform the public about proper dumping procedures and

1 locations; and

2 (b) MAY remain open 7 days a week and provide periodic
3 application of cover material AT LEAST once each week in a
4 manner calculated to reduce the risk of fire and impede
5 access to the wastes by disease vectors. However, if the
6 department and local health authorities discover recurring
7 and--persistent problems that could result in public health
8 or safety hazards, the department may require the
9 application of earthen cover material more frequently than
10 once each week.

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13 provide such onsite supervision and access control as the
14 department, the local health authority, and the local
15 governing body jointly determine; and

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17 material at such frequency as the department, the local
18 health authority, and the local governing body jointly
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20 (4) Class II sites serving first- and second-class
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23 unauthorized access and be supervised when open to the
24 public; and

25 (b) provide application of earthen cover material at

1 the end of each operation day.

2 (5) Each Class II site shall provide a final cover of
3 at least 2 feet of earthen cover material after the final
4 deposit of solid wastes in the site.

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