

HOUSE BILL NO. 180

INTRODUCED BY REAM, HAGER

BY REQUEST OF THE DEPARTMENT OF HEALTH AND
ENVIRONMENTAL SCIENCES

IN THE HOUSE

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| January 14, 1985 | Introduced and referred to Committee on Natural Resources. |
| January 22, 1985 | Committee recommend bill do pass. Report adopted. Bill printed and placed on members' desks. |
| January 24, 1985 | Second reading, do pass. Considered correctly engrossed. |
| January 25, 1985 | Third reading, passed. Transmitted to Senate. |

IN THE SENATE

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| January 26, 1985 | Introduced and referred to Committee on Public Health, Welfare and Safety. |
| March 7, 1985 | Committee recommend bill be concurrred in. Report adopted. |
| March 9, 1985 | Second reading, concurrred in. |
| March 12, 1985 | Third reading, concurrred in. Ayes, 44; Noes, 6. Returned to House. |

IN THE HOUSE

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| March 13, 1985 | Received from Senate. |
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March 13, 1985

Sent to enrolling.

Reported correctly enrolled.

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 4 HEALTH AND ENVIRONMENTAL SCIENCES

6 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THAT THE
 7 DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES HAS THE
 8 AUTHORITY TO SEEK INJUNCTIVE RELIEF COMPELLING AFFIRMATIVE
 9 COMPLIANCE WITH THE MONTANA HAZARDOUS WASTE ACT OR AN ORDER,
 10 PERMIT, OR RULE ISSUED UNDER IT; AMENDING SECTION 75-10-414,
 11 MCA."

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

14 Section 1. Section 75-10-414, MCA, is amended to read:
 15 "75-10-414. Injunctions. The department may institute
 16 and maintain in the name of the state actions for injunctive
 17 relief as provided in Title 27, chapter 19, to:

18 (1) immediately restrain any person from engaging in
 19 any unauthorized activity which is endangering or causing
 20 damage to public health or the environment; or

21 (2) enjoin a violation of this part, a rule adopted
 22 under this part, an order of the department or the board, or
 23 a permit provision without the necessity of prior revocation
 24 of the permit; or

25 (3) require compliance with this part, a rule adopted

1 under this part, an order of the department or the board, or
 2 a permit provision."

3 NEW SECTION. Section 2. Extension of authority. Any
 4 existing authority of the department of health and
 5 environmental sciences to make rules on the subject of the
 6 provisions of this act is extended to the provisions of this
 7 act.

-End-



-2-
 INTRODUCED BILL
 HB 180

APPROVED BY COMM. ON
NATURAL RESOURCES

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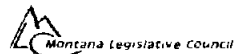
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-2- THIRD READING
 HB 180

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