HOUSE BILL NO. 465

1/24	Introduced
1/24	Referred to Local Government
2/09	Hearing
2/11	Committee Report-Bill Pass As Amended
2/11	Statement of Intent Attached
2/12	2nd Reading Pass
2/13	3rd Reading Pass

Transmitted to Senate

2/14	Referred to Public Health, Welfare & Safety
3/06	Hearing
3/16	Adverse Committee Report
3/16	Bill Killed

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1	HOUSE BILL NO. 465
2	INTRODUCED BY Viene
3	Kodes Helyn Hayer M. And, Lon Cubaily
4	A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE
5	DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO ADOPT
6	RULES REQUIRING COUNTIES TO MAINTAIN AS PART OF THEIR
7	PERMANENT LAND RECORDS INFORMATION ON THE LOCATION AND
8	CONTENTS OF SOLID WASTE DISPOSAL SITES; AMENDING SECTION
9	75-10-204. MCA."

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

section 1. Section 75-10-204, MCA, is amended to read:

"75-10-204. Powers and duties of department. The

department shall adopt rules governing solid waste

management systems which shall include but not be limited

to:

- (1) requirements for the plan of operation and maintenance that must be submitted with an application under this part;
- (2) the classification of disposal sites according to the physical capabilities of the site to contain the type of solid waste to be disposed of;
- (3) the procedures to be followed in the disposal,treatment, or transport of solid wastes;
 - (4) the suitability of the site from a public health



2	considered; and
3	(5) requirements for recording on the permanent land
4	records located in each county the approximate volume,
5	location, and type of material deposited in:
6	(a) any permanent solid waste disposal site permitted
7	pursuant to this part; and
8	(b) any other permanent solid waste disposal site
9	whose volume, location, or type of material deposited is of
10	such nature as to adversely affect any potential future uses
11	of that property or adjacent properties; and
12	(6) any other factors relating to the sanitary
13	disposal or management of solid wastes."

-End-

standpoint when hydrology, geology, and climatology are

INTRODUCED BILL
HB 465

HB 0465/si

APPROVED BY COMM. ON LOCAL GOVERNMENT

1	STATEMENT OF INTENT
2	HOUSE BILL 465
3	House Local Government Committee
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5	It is the intent of the legislature that the department
6	of health and environmental sciences adopt rules:
7	(1) requiring owners and operators of solid waste
8	management systems to submit information on the location and
9	contents of solid waste disposal sites to counties to
10	maintain as part of their permanent land records; and
11	(2) specifying procedures a county health department
12	may use to submit information on solid waste disposal sites
13	for inclusion in the county permanent land records.



1	HOUSE BILL NO. 465
2	INTRODUCED BY HANSEN, D. BROWN, VINCENT, KADAS,
3	HALLIGAN, HARPER, HART, LORY, EUDAILY
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE
6	DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO ADOPT
7	RULES REQUIRING COUNTIES-TO-MAINTAIN OWNERS AND OPERATORS OF
8	SOLID WASTE MANAGEMENT SYSTEMS TO SUBMIT INFORMATION ON THE
9	LOCATION AND CONTENTS OF SOLID WASTE DISPOSAL SITES TO
.0	COUNTIES TO RECORD AS PART OF THEIR PERMANENT LAND RECORDS
.1	Inpormationonthebocationandcontents-op-sobid-waste
.2	DISPOSALSITES; PROVIDING FOR THE RECORDING OF SUCH
.3	INFORMATION BY COUNTY HEALTH DEPARTMENTS OF SITES KNOWN TO
. 4	THEM; AMENDING SECTION 75-10-204, MCA."
.5	
6	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
.7	Section 1. Section 75-10-204, MCA, is amended to read:
8	"75-10-204. Powers and duties of department. The
9	department shall adopt rules governing solid waste
0	management systems which shall include but not be limited
1	to:
2	(1) requirements for the plan of operation and
3	maintenance that must be submitted with an application under
4	this part;
5	(2) the classification of disposal sites according to

1	the physical capabilities of the site to contain the type o
2	solid waste to be disposed of;
3	(3) the procedures to be followed in the disposal
4	treatment, or transport of solid wastes;
5	(4) the suitability of the site from a public healt.
6	standpoint when hydrology, geology, and climatology ar
7	considered; and
8	<pre>### 159requirements-for-recording-on-thepermanentlan</pre>
9	recordslocatedineachcountytheapproximate-volume
10	location; and type-of-material-deposited-in:
11	fa)any-permanent-solid-waste-disposal-sitepermitte
12	pursuant-to-this-part;-and
13	tb)anyotherpermanentsolidwastedisposal-sit
14	whose-volume; -location; -or-type-of-material-deposited-iso
15	such-nature-as-to-adversely-affect-any-potential-future-use
16	of-that-property-or-adjacent-properties;-and
17	(5) REQUIREMENTS FOR OWNERS AND OPERATORS OF SOLI
18	WASTE MANAGEMENT SYSTEMS LICENSED UNDER THIS PART TO FURNIS
19	FOR RECORDING ON PERMANENT LAND RECORDS LOCATED IN EAC
20	COUNTY THE APPROXIMATE VOLUME, LOCATION, AND TYPE O
21	MATERIAL DEPOSITED IN THE LICENSEE'S SITE;
22	(6) PROCEDURES BY WHICH COUNTY HEALTH DEPARTMENTS MA
23	SUBMIT FOR RECORDING IN EACH COUNTY'S PERMANENT LAND RECOR
24	INFORMATION ON THE VOLUME, LOCATION, AND TYPE OF MATERIA

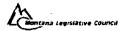
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DEPOSITED IN SOLID WASTE DISPOSAL SITES NOT CURRENTLY

- L LICENSED BUT KNOWN TO HAVE BEEN PREVIOUSLY USED, OR WHICH
- 2 ARE CURRENTLY USED AS PERMANENT DISPOSAL SITES; AND
- 3 (5)(6)(7) any other factors relating to the sanitary
- disposal or management of solid wastes."

-End-

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3	House Local Government Committee
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13	for inclusion in the county permanent land records.



THIRD READING

HB 0465/02

1	HOUSE BILL NO. 405
2	INTRODUCED BY HANSEN, D. BROWN, VINCENT, KADAS,
3	HALLIGAN, HARPER, HART, LORY, EUDAILY
4	
5	A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE
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7	RULES REQUIRING COUNTIES-TO-MAINTAIN OWNERS AND OPERATORS OF
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10	COUNTIES TO RECORD AS PART OF THEIR PERMANENT LAND RECORDS
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12	DISPOSALSITES; PROVIDING FOR THE RECORDING OF SUCH
13	INFORMATION BY COUNTY HEALTH DEPARTMENTS OF SITES KNOWN TO
14	THEM; AMENDING SECTION 75-10-204, MCA."
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16	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
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14	whose-volume;-
15	such-nature-as
16	of-that-proper
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22	(6) PROC

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3	(3) the procedures to be followed in the disposal,
4	treatment, or transport of solid wastes;
5	(4) the suitability of the site from a public health
6	standpoint when hydrology, geology, and climatology are
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25	DEPOSITED IN SOLID WASTE DISPOSAL SITES NOT CURRENTLY
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- f5) (6)(7) any other factors relating to the sanitary
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