

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

HOUSE BILL NO. 465

INTRODUCED BY

*Steve J. ... Dave Brown Vincent
Kodas ... Hager ... Ly ...*

A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO ADOPT RULES REQUIRING COUNTIES TO MAINTAIN AS PART OF THEIR PERMANENT LAND RECORDS INFORMATION ON THE LOCATION AND CONTENTS OF SOLID WASTE DISPOSAL SITES; AMENDING SECTION 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

standpoint when hydrology, geology, and climatology are considered; and

(5) requirements for recording on the permanent land records located in each county the approximate volume, location, and type of material deposited in:

(a) any permanent solid waste disposal site permitted pursuant to this part; and

(b) any other permanent solid waste disposal site whose volume, location, or type of material deposited is of such nature as to adversely affect any potential future uses of that property or adjacent properties; and

(5)(6) any other factors relating to the sanitary disposal or management of solid wastes."

-End-

INTRODUCED BILL
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APPROVED BY COMM.
ON LOCAL GOVERNMENT

1 STATEMENT OF INTENT

2 HOUSE BILL 465

3 House Local Government Committee

4
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

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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
10 COUNTIES TO RECORD AS PART OF THEIR PERMANENT LAND RECORDS
11 INFORMATION ON THE LOCATION AND CONTENTS OF SOLID WASTE
12 DISPOSAL SITES; 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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18 "75-10-204. Powers and duties of department. The
19 department shall adopt rules governing solid waste
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23 maintenance that must be submitted with an application under
24 this part;

25 (2) the classification of disposal sites according to

1 the physical capabilities of the site to contain the type of
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 health
6 standpoint when hydrology, geology, and climatology are
7 considered; and

8 ~~(5) requirements for recording on the permanent land~~
9 ~~records located in each county the approximate volume,~~
10 ~~location, and type of material deposited in;~~

11 ~~(a) any permanent solid waste disposal site permitted~~
12 ~~pursuant to this part; and~~

13 ~~(b) any other permanent solid waste disposal site~~
14 ~~whose volume, location, or type of material deposited is of~~
15 ~~such nature as to adversely affect any potential future uses~~
16 ~~of that property or adjacent properties; and~~

17 (5) REQUIREMENTS FOR OWNERS AND OPERATORS OF SOLID
18 WASTE MANAGEMENT SYSTEMS LICENSED UNDER THIS PART TO FURNISH
19 FOR RECORDING ON PERMANENT LAND RECORDS LOCATED IN EACH
20 COUNTY THE APPROXIMATE VOLUME, LOCATION, AND TYPE OF
21 MATERIAL DEPOSITED IN THE LICENSEE'S SITE;

22 (6) PROCEDURES BY WHICH COUNTY HEALTH DEPARTMENTS MAY
23 SUBMIT FOR RECORDING IN EACH COUNTY'S PERMANENT LAND RECORD
24 INFORMATION ON THE VOLUME, LOCATION, AND TYPE OF MATERIAL
25 DEPOSITED IN SOLID WASTE DISPOSAL SITES NOT CURRENTLY

SECOND READING
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1 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
4 disposal or management of solid wastes."

-End-

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2 HOUSE BILL 465

3 House Local Government Committee

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THIRD READING

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-End-