

HOUSE BILL NO. 534

INTRODUCED BY HANNAH, M. WILLIAMS, SIMON, PISTORIA,  
REHBERG, RAMIREZ, GLASER, WINSLOW, PATTERSON, MCLANE,  
GILBERT, ANDERSON, HAGER, O'CONNELL, KITSELMAN, MERCER,  
ASAY, DEVLIN, HAYNE, GIACOMETTO, STRATFORD, BISHOP,  
MENKE, SWIFT, HOFFMAN, MILLER, D. BROWN, IVERSON, KEATING,  
CAMPBELL, NATHE, BRANDEWIE, CRIPPEN, KELLER, THAYER,  
JENKINS, JONES, C. SMITH, DONALDSON, PHILLIPS, THOMAS,  
ROTH, FARRELL, POFF, MCCALLUM, DAILY, WALLIN, PAVLOVICH,  
GRADY, SANDS, SALES, HARP, ELLISON, SWITZER, EUDAILY,  
GRINDE, NELSON, E. SMITH, POULSEN, SWYSGOOD, PETERSON,  
MEYERS, COMPTON, THOFT

IN THE HOUSE

JANUARY 29, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
FEBRUARY 11, 1987	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.  STATEMENT OF INTENT ADOPTED.
FEBRUARY 12, 1987	PRINTING REPORT.
FEBRUARY 13, 1987	SECOND READING, DO PASS.
FEBRUARY 14, 1987	ENGROSSING REPORT.  THIRD READING, PASSED. AYES, 72; NOES, 28.  TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 16, 1987	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
MARCH 19, 1987	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 28, 1987	SECOND READING, CONCURRED IN AS AMENDED.

MARCH 30, 1987

THIRD READING, CONCURRED IN.  
AYES, 36; NOES, 14.

RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 8, 1987

RECEIVED FROM SENATE.

SECOND READING, AMENDMENTS  
CONCURRED IN.

APRIL 9, 1987

THIRD READING, AMENDMENTS  
CONCURRED IN.

SENT TO ENROLLING.

1 House BILL NO. 534

2 INTRODUCED BY Harold A. Williams, Jim Distoria, Rodney Ramirez, Bob Winkler, Ryan J. Gilbert, J. Douglas Hager, O'Connell, Ritzelmann, M. J. Mercer, Gary Neuber, Hayne, Stewart, Strafford, Bink, Wende, Hoffmann, Miller, Dan Brown, Leate, NATHAN, Brown, Crowl, Hays, Jankin, Tammell, H. Off, McWhirter, Dail, Carbone, Lewis, HARP, Ellison, Nelson E. Smith, E. Smith, Mays, Coffey, Hays

3 A BILL FOR AN ACT ENTITLED: "AN ACT DIRECTING THE AMENDMENT

4 OF RULE 16.8.820, ADMINISTRATIVE RULES OF MONTANA, TO

5 MAINTAIN EXISTING AIR QUALITY THROUGH ADOPTION OF THE

6 FEDERAL ANNUAL AVERAGE AND 24-HOUR AVERAGE STANDARDS FOR

7 AMBIENT AIR QUALITY FOR SULFUR DIOXIDE; AND PROVIDING AN

8 IMMEDIATE EFFECTIVE DATE."

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

10 Section 1. The Board of Health and Environmental

11 Sciences shall amend Rule 16.8.820, Administrative Rules of

12 Montana, to read:

13 "16.8.820 AMBIENT AIR QUALITY STANDARDS FOR SULFUR

14 DIOXIDE

15 (1) No person shall cause or contribute to

16 concentrations of sulfur dioxide in the ambient air which

17 exceed any of the following standards:

18 (a) Hourly average: 0.50 parts per million, 1-hour

19 average, not to be exceeded more than 18 times in any twelve

20 consecutive months;

21 (b) Twenty-four hour average: ~~0.14~~ 0.03 parts per

22 million, 24-hour average, not to be exceeded more than once

23 per year;

24

25

1 (c) Annual average: ~~0.02~~ 0.03 parts per million,

2 annual average, not to be exceeded.

3 (2) Measurement method: For determining compliance

4 with this rule, sulfur dioxide shall be measured by the

5 pararasaniline method as more fully described in Title 40,

6 Part 50 (Appendix A) Code of Federal Regulations (1979), or

7 by an approved equivalent method."

8 NEW SECTION. Section 2. Extension of authority. Any

9 existing authority of the board of health and environmental

10 sciences to make rules on the subject of the provisions of

11 this act is extended to the provisions of this act.

12 NEW SECTION. Section 3. Effective date. This act is

13 effective on passage and approval.

-End-



APPROVED BY COMM. ON  
NATURAL RESOURCES

STATEMENT OF INTENT

HOUSE BILL 534

House Natural Resources Committee

1 A statement of intent is included with this bill to  
 2 clarify the intent of the legislature in changing the  
 3 ambient air quality standards for sulfur dioxide. The  
 4 legislature recognizes that sulfur dioxide concentrations in  
 5 the Billings area exceed existing standards; that the  
 6 industrial sources of sulfur dioxide in the Billings area  
 7 are important to the local and state economies; that  
 8 enforcement of the existing standards may present an  
 9 economic hardship to affected industries; and that these  
 10 industries have committed to voluntarily reducing sulfur  
 11 dioxide emissions. It is the intent of the legislature to  
 12 request that these plans for voluntary sulfur dioxide  
 13 emission reductions, including the specific measures that  
 14 will be utilized and the conditions under which they will be  
 15 implemented, be submitted to the 50th legislature, the board  
 16 of health and environmental sciences, and the Yellowstone  
 17 county commission. These plans will not be considered  
 18 binding agreements, but will serve to inform the  
 19 legislature, affected parties, and the citizens of Billings  
 20 of what efforts will be made to improve existing air  
 21 quality. This information will also enable local and state

1 authorities to consider the benefits that may result from  
 2 voluntary emission control techniques.  
 3 It is further the intent of the legislature as  
 4 expressed in this bill to ensure that ambient standards for  
 5 sulfur dioxide not be relaxed in other areas of the state  
 6 that do not have a concentration of industrial sources, as  
 7 characterizes the Billings area.



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 17 FEDERAL ANNUAL AVERAGE AND 24-HOUR AVERAGE STANDARDS FOR  
 18 AMBIENT AIR QUALITY FOR SULFUR DIOXIDE IN AREAS CURRENTLY  
 19 EXCEEDING THE STATE ANNUAL AVERAGE AND 24-HOUR AVERAGE  
 20 STANDARDS; REQUIRING THE BOARD OF HEALTH AND ENVIRONMENTAL  
 21 SCIENCES TO STUDY THE HEALTH EFFECTS OF SULFUR DIOXIDE IN  
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 25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

1 Section 1. The Board of Health and Environmental  
 2 Sciences shall amend Rule 16.8.820, Administrative Rules of  
 3 Montana, to read:

4 "16.8.820 AMBIENT AIR QUALITY STANDARDS FOR SULFUR  
 5 DIOXIDE

6 (1) No person shall cause or contribute to  
 7 concentrations of sulfur dioxide in the ambient air which  
 8 exceed any of the following standards:

9 (a) Hourly average: 0.50 parts per million, 1-hour  
 10 average, not to be exceeded more than 18 times in any twelve  
 11 consecutive months;

12 (b) Twenty-four hour average: ~~0.10~~ 0.14 0.10 parts per  
 13 million, 24-hour average, not to be exceeded more than once  
 14 per year, EXCEPT THAT PERSONS CAUSING OR CONTRIBUTING TO  
 15 AMBIENT 24-HOUR AVERAGE CONCENTRATIONS OF SULFUR DIOXIDE  
 16 THAT EXCEEDED MORE THAN ONCE 0.10 PARTS PER MILLION DURING  
 17 1985 MUST BE CONSIDERED IN COMPLIANCE WITH THIS RULE IF  
 18 AMBIENT CONCENTRATIONS DO NOT EXCEED 0.14 PARTS PER MILLION  
 19 MORE THAN ONCE PER YEAR;

20 (c) Annual average: ~~0.02~~ 0.03 0.02 parts per million,  
 21 annual average, not to be exceeded, EXCEPT THAT PERSONS  
 22 CAUSING OR CONTRIBUTING TO AMBIENT ANNUAL CONCENTRATIONS OF  
 23 SULFUR DIOXIDE THAT EXCEEDED 0.02 PARTS PER MILLION DURING  
 24 1985 MUST BE CONSIDERED IN COMPLIANCE WITH THIS RULE IF  
 25 AMBIENT CONCENTRATIONS DO NOT EXCEED 0.03 PARTS PER MILLION.

1 (2) Measurement method: For determining compliance  
 2 with this rule, sulfur dioxide shall be measured by the  
 3 pararosaniline method as more fully described in Title 40,  
 4 Part 50 (Appendix A) Code of Federal Regulations (1979), or  
 5 by an approved equivalent method."

1 effective on passage and approval.

-End-

6 NEW SECTION. SECTION 2. STUDY OF EFFECTS OF SULFUR  
 7 DIOXIDE ON HEALTH AND ENVIRONMENT. (1) TO THE EXTENT THAT  
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 15 THE STUDY, THE BOARD MAY ACCEPT FUNDS AND GRANTS FROM  
 16 PRIVATE AND PUBLIC SOURCES WITHIN THE AREA OF STUDY.

17 NEW SECTION. SECTION 3. CODIFICATION INSTRUCTION.  
 18 SECTION 2 IS INTENDED TO BE CODIFIED AS AN INTEGRAL PART OF  
 19 TITLE 75, CHAPTER 2, PART 2, AND THE PROVISIONS OF TITLE 75,  
 20 CHAPTER 2, PART 2, APPLY TO SECTION 2.

21 NEW SECTION. Section 4. Extension of authority. Any  
 22 existing authority of the board of health and environmental  
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 24 this act is extended to the provisions of this act.

25 NEW SECTION. Section 5. Effective date. This act is

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-End-

3-23-87

SENATE

DATE

4:31

TIME

534

MR. CHAIRMAN: I MOVE TO AMEND House Bill No. \_\_\_\_\_

third reading copy ( blue ) as follows:

Color

1. Page 3, line 16.

Following: " SOURCES "

Strike: "WITHIN THE AREA OF STUDY"

K

ADOPT

REJECT

*[Handwritten Signature]*  
Senator ~~Walker~~ Walker