## HOUSE BILL NO. 540

## INTRODUCED BY RANEY

### IN THE HOUSE

FEBRUARY 2, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
FEBRUARY 14, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
FEBRUARY 15, 1989	PRINTING REPORT.
FEBRUARY 18, 1989	SECOND READING, DO PASS.
FEBRUARY 20, 1989	ENGROSSING REPORT.
FEBRUARY 21, 1989	THIRD READING, PASSED. AYES, 88; NOES, 9.
	TRANSMITTED TO SENATE.
IN	THE SENATE
FEBRUARY 28, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
MARCH 9, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 10, 1989	SECOND READING, CONCURRED IN.
MARCH 13, 1989	THIRD READING, CONCURRED IN. AYES, 46; NOES, 3.

IN THE HOUSE

RETURNED TO HOUSE.

MARCH 14, 1989 RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

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4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT THE

5 DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES SHALL

- APPROVE A WATER SUPPLY, WATER DISTRIBUTION, SEWER, DRAINAGE,
- 7 WASTEWATER, OR SEWAGE DISPOSAL SYSTEM BEFORE ITS
- 8 CONSTRUCTION, ALTERATION, OR EXTENSION IS COMMENCED:
- 9 PROHIBITING VIOLATION OF THE LAW OR RULES PROTECTING PUBLIC
- 10 WATER SUPPLIES OR OF THE TERMS OF AN APPROVAL ISSUED
- 11 RELATING TO PUBLIC WATER SUPPLIES: AND AMENDING SECTION
- 12 75-6-112, MCA."

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- 14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
- 15 Section 1. Section 75-6-112, MCA, is amended to read:
- 16 \*75-6-112. Prohibited acts. A person shall may not:
- 17 (1) discharge sewage, drainage, industrial waste, or other
- 18 wastes that will cause pollution of state waters used by a
- 19 person for domestic use or as a source for a public water
- 20 supply system or water or ice company;
- 21 (2) discharge sewage, drainage, industrial waste, or other
- 22 waste into any state waters or on the banks of any state
- 23 waters or into any abandoned or operating water well unless
- 24 the sewage, drainage, industrial waste, or other waste is
- 25 treated as prescribed by the board;

- 1 (3) build or operate any railroad, logging road, logging
- 2 camp, or electric or manufacturing plant of any kind on any
- 3 watershed of a public water supply system unless:
- 4 (a) the water supply is protected from pollution by
- 5 sanitary precautions prescribed by the board; and
- 6 (b) a permit has been issued by the department after
- 7 approval of detailed plans and specifications for sanitary
- 8 precautions;
- 9 (4) construct; --alter; --or--extend commence construction,
- 10 alteration, or extension of any system of water supply,
- 11 water distribution, sewer, drainage, wastewater, or sewage
- 12 disposal without-first-submitting before he submits to the
- 13 department necessary maps, plans, and specifications to-the
- 14 department for its review and approval the department
- 15 approves those maps, plans, and specifications;
- 16 (5) operate or maintain any public water supply system
- 17 which exceeds a maximum contaminant level established by the
- 18 board unless he has been granted or has an application
- 19 pending for a variance or exemption pursuant to this part;
- 20 (6) violate any provision of this part or rule adopted
- 21 under this part; or
- 22 (7) violate any condition or requirement of an approval
- 23 issued pursuant to this part."
- 24 NEW SECTION. Section 2. Severability. If a part of [this
- 25 act) is invalid, all valid parts that are severable from the

#### LC 0163/01

- 1 invalid part remain in effect. If a part of [this act] is
- 2 invalid in one or more of its applications, the part remains
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- 5 NEW SECTION. Section 3. Extension of authority. Any
- 6 existing authority to make rules on the subject of the
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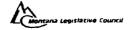
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HB 0540/02

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