

SENATE BILL NO. 29

INTRODUCED BY GAGE

BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES
AND CONSERVATION

IN THE SENATE

JANUARY 3, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
JANUARY 13, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
	STATEMENT OF INTENT ADOPTED.
JANUARY 14, 1989	PRINTING REPORT.
JANUARY 16, 1989	SECOND READING, DO PASS.
JANUARY 17, 1989	ENGROSSING REPORT.
JANUARY 18, 1989	THIRD READING, PASSED. AYES, 48; NOES, 0.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

JANUARY 18, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
FEBRUARY 20, 1989	FIRST READING.
MARCH 4, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 6, 1989	SECOND READING, CONCURRED IN.
MARCH 7, 1989	THIRD READING, CONCURRED IN. AYES, 91; NOES, 0.
	RETURNED TO SENATE.

MARCH 8, 1989

IN THE SENATE

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 SENATE BILL NO. 29
2 INTRODUCED BY GAGE
3 BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES
4 AND CONSERVATION
5
6 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE BOARD
7 OF OIL AND GAS CONSERVATION TO ADOPT RULES REGULATING THE
8 PLUGGING AND ABANDONMENT OF SEISMIC SHOT HOLES; AMENDING
9 SECTION 82-1-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
10 DATE."

11
12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

13 **Section 1.** Section 82-1-101, MCA, is amended to read:
14 "82-1-101. Persons required to comply. (1) A person,
15 firm, or corporation operating individually or through
16 agents within the state of Montana for the purpose of
17 seismic exploration in which exploration entry is made upon
18 the surface estate for the acquisition of geophysical data
19 for any purpose whatsoever, and which person, firm, or
20 corporation either through its own employees or by hiring
21 the services of others operates "seismograph crews", as the
22 term is generally known, shall comply with the following
23 provisions of this part; provided, however, that compliance
24 with the provisions of this part by a seismograph crew or
25 its employer shall constitute compliance herewith by that

1 person, firm, or corporation who has engaged the services of
2 such crew or its employer as an independent contractor
3 insofar as the geophysical operations of such crew are
4 concerned.

5 (2) The board of oil and gas conservation shall adopt
6 rules:

7 (a) requiring adequate identification of seismic
8 exploration crews operating in this state; and

9 (b) designating areas where seismic exploration and
10 activities may not be allowed; and

11 (c) regulating the plugging and abandonment of seismic
12 shot holes."

13 **Section 2.** Extension of authority. Any existing
14 authority to make rules on the subject of the provisions of
15 [this act] is extended to the provisions of [this act].

16 **Section 3.** Effective date. [This act] is effective on
17 passage and approval.

-End-

APPROVED BY COMM. ON
NATURAL RESOURCES

STATEMENT OF INTENT

SENATE BILL 29

Senate Natural Resources Committee

A statement of intent is required for this bill to provide further guidance to the board of oil and gas conservation on the content of rules addressing plugging and abandonment of seismic shot holes. The rules should describe:

(1) plugging requirements, which may vary with geologic conditions; and

(2) surface restoration requirements around the seismic shot hole.

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A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE BOARD
OF OIL AND GAS CONSERVATION TO ADOPT RULES REGULATING THE
PLUGGING AND ABANDONMENT OF SEISMIC SHOT HOLES; AMENDING
SECTION 82-1-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
DATE."

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

Section 1. Section 82-1-101, MCA, is amended to read:

"82-1-101. Persons required to comply. (1) A person,
firm, or corporation operating individually or through
agents within the state of Montana for the purpose of
seismic exploration in which exploration entry is made upon
the surface estate for the acquisition of geophysical data
for any purpose whatsoever, and which person, firm, or
corporation either through its own employees or by hiring
the services of others operates "seismograph crews", as the
term is generally known, shall comply with the following
provisions of this part; provided, however, that compliance
with the provisions of this part by a seismograph crew or
its employer shall constitute compliance herewith by that

person, firm, or corporation who has engaged the services of
such crew or its employer as an independent contractor
insofar as the geophysical operations of such crew are
concerned.

(2) The board of oil and gas conservation shall adopt
rules:

(a) requiring adequate identification of seismic
exploration crews operating in this state; and

(b) designating areas where seismic exploration and
activities may not be allowed; and

(c) regulating the plugging and abandonment of seismic
shot holes."

NEW SECTION. Section 2. Extension of authority. Any
existing authority to make rules on the subject of the
provisions of [this act] is extended to the provisions of
[this act].

NEW SECTION. Section 3. Effective date. [This act] is
effective on passage and approval.

-End-

1 STATEMENT OF INTENT

2 SENATE BILL 29

3 Senate Natural Resources Committee

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6 provide further guidance to the board of oil and gas
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8 abandonment of seismic shot holes. The rules should
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3 insofar as the geophysical operations of such crew are
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8 exploration crews operating in this state; and

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10 activities may not be allowed; and

11 (c) regulating the plugging and abandonment of seismic
12 shot holes."

13 NEW SECTION. Section 2. Extension of authority. Any
14 existing authority to make rules on the subject of the
15 provisions of [this act] is extended to the provisions of
16 [this act].

17 NEW SECTION. Section 3. Effective date. [This act] is
18 effective on passage and approval.

-End-

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23 shot holes."

24 NEW SECTION. **Section 2.** Extension of authority. Any
25 existing authority to make rules on the subject of the

SB 0029/03

1 provisions of [this act] is extended to the provisions of
2 [this act].

3 NEW SECTION. Section 3. Effective date. [This act] is
4 effective on passage and approval.

-End-