

HOUSE BILL NO. 532

INTRODUCED BY TUNBY, BRUSKI-MAUS

IN THE HOUSE

FEBRUARY 8, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
FEBRUARY 19, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
FEBRUARY 20, 1993	PRINTING REPORT.
	SECOND READING, DO PASS.
FEBRUARY 22, 1993	ENGROSSING REPORT.
FEBRUARY 23, 1993	THIRD READING, PASSED. AYES, 69; NOES, 29.
FEBRUARY 24, 1993	TRANSMITTED TO SENATE.

IN THE SENATE

MARCH 1, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON NATURAL RESOURCES.
	FIRST READING.
MARCH 27, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 31, 1993	SECOND READING, CONCURRED IN AS AMENDED.
APRIL 1, 1993	THIRD READING, CONCURRED IN. AYES, 46; NOES, 2.
	RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 6, 1993	SECOND READING, AMENDMENTS CONCURRED IN.
APRIL 12, 1993	THIRD READING, AMENDMENTS CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 House BILL NO. 532
2 INTRODUCED BY Timothy Brucki-Thane
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING AN EXCEPTION
5 TO THE MORATORIUM ON IMPORTATION OF SOLID WASTE; AMENDING
6 SECTION 75-10-209, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE
7 DATE."

8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 75-10-209, MCA, is amended to read:

11 "75-10-209. Moratorium on certain interstate transport
12 of solid waste. (1) The state of Montana recognizes the
13 importance of providing for disposal or incineration of
14 solid waste in a manner that protects Montana's public
15 health, safety, welfare, and environment. Although the state
16 of Montana also recognizes that, under appropriate
17 conditions, the transportation of out-of-state solid waste
18 into Montana may not conflict with this goal, it is
19 imperative that the state further develop regional and
20 statewide solid waste management goals, plans, and
21 regulations and revise its rules governing landfill siting
22 and operation criteria before allowing solid waste
23 importation beyond current levels.

24 (2) Except as provided in subsection subsections (3)
25 and (4), a person may not transport solid waste into Montana

1 for disposal or incineration until October 1, 1993.

2 (3) A person who transported solid waste into Montana
3 before May 22, 1989, may continue to transport solid waste
4 into Montana subject to the limitation that the amount he
5 transports into Montana during any calendar year of the
6 moratorium does not significantly exceed the amount he
7 transported into Montana during calendar year 1988.

8 (4) The state of Montana finds that the regionalization
9 of landfills within natural wastesheds, regardless of
10 political boundaries, is sensible from an economic, social,
11 and environmental standpoint. Therefore, after March 31,
12 1993, the provisions of this section do not apply to a
13 regional landfill operated by a local governing body that
14 has passed a resolution declaring its intent to accept waste
15 from throughout the landfill's wasteshed, regardless of
16 political boundaries."

17 **NEW SECTION. Section 2.** Effective date. [This act] is
18 effective on passage and approval.

-End-

APPROVED BY COMM. ON
NATURAL RESOURCES

HOUSE BILL NO. 532

INTRODUCED BY TUNBY, BRUSKI-MAUS

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING AN--EXCEPTION
EXCEPTIONS TO THE MORATORIUM ON IMPORTATION OF SOLID WASTE;
AMENDING SECTION 75-10-209, MCA; AND PROVIDING AN IMMEDIATE
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of Montana also recognizes that, under appropriate
conditions, the transportation of out-of-state solid waste
into Montana may not conflict with this goal, it is
imperative that the state further develop regional and
statewide solid waste management goals, plans, and
regulations and revise its rules governing landfill siting
and operation criteria before allowing solid waste
importation beyond current levels.

(2) Except as provided in subsection subsections (3)
and (4) THROUGH (5), a person may not transport solid waste

into Montana for disposal or incineration until October 1,
1993.

(3) A person who transported solid waste into Montana
before May 22, 1989, may continue to transport solid waste
into Montana subject to the limitation that the amount he
transports into Montana during any calendar year of the
moratorium does not significantly exceed the amount he
transported into Montana during calendar year 1988.

~~(4) The state of Montana finds that the regionalization
of landfills within natural wastesheds, regardless of
political boundaries, is sensible from an economic, social,
and environmental standpoint. Therefore, after March 31,
1993, the provisions of this section do not apply to a
regional landfill operated by a local governing body that
has passed a resolution declaring its intent to accept waste
from throughout the landfill's watershed, regardless of
political boundaries.~~

(4) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (3), A
PERSON MAY TRANSPORT INTO MONTANA SOLID WASTE GENERATED IN
IDAHO, NORTH DAKOTA, SOUTH DAKOTA, OR WYOMING FOR DISPOSAL
IN A SOLID WASTE MANAGEMENT FACILITY THAT RECEIVES 25,000
TONS OR LESS OF SOLID WASTE ANNUALLY.

(5) A PERSON MAY TRANSPORT SOLID WASTE TO A RESEARCH
AND DEVELOPMENT FACILITY IN MONTANA THAT RECEIVES FEDERAL OR
STATE RESEARCH FUNDS IN ORDER TO TEST AND EVALUATE WASTE

1 TREATMENT REMEDIATION TECHNOLOGIES."

2 NEW SECTION. **Section 2.** **Effective date.** [This act] is

3 effective on passage and approval.

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1 HOUSE BILL NO. 532

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5 EXCEPTIONS TO THE MORATORIUM ON IMPORTATION OF SOLID WASTE;
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16 of Montana also recognizes that, under appropriate
17 conditions, the transportation of out-of-state solid waste
18 into Montana may not conflict with this goal, it is
19 imperative that the state further develop regional and
20 statewide solid waste management goals, plans, and
21 regulations and revise its rules governing landfill siting
22 and operation criteria before allowing solid waste
23 importation beyond current levels.

24 (2) Except as provided in subsection subsections (3)
25 and-(4) THROUGH (5), a person may not transport solid waste

1 into Montana for disposal or incineration until October 1,
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4 before May 22, 1989, may continue to transport solid waste
5 into Montana subject to the limitation that the amount he
6 transports into Montana during any calendar year of the
7 moratorium does not significantly exceed the amount he
8 transported into Montana during calendar year 1988.

9 ~~(4) The state of Montana finds that the regionalization~~
10 ~~of--landfills--within--natural--wastesheds,--regardless--of~~
11 ~~political--boundaries,--is--sensible--from--an--economic,--social,~~
12 ~~and--environmental--standpoint. Therefore, after March 31,~~
13 ~~1993, the provisions of this section do not apply to a~~
14 ~~regional--landfill--operated--by--a--local--governing--body--that~~
15 ~~has--passed--a--resolution--declaring--its--intent--to--accept--waste~~
16 ~~from--throughout--the--landfill's--wasteshed,--regardless--of~~
17 ~~political--boundaries.~~

18 (4) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (3), A
19 PERSON MAY TRANSPORT INTO MONTANA SOLID WASTE GENERATED IN
20 IDAHO, NORTH DAKOTA, SOUTH DAKOTA, OR WYOMING FOR DISPOSAL
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24 AND DEVELOPMENT FACILITY IN MONTANA THAT RECEIVES FEDERAL OR
25 STATE RESEARCH FUNDS IN ORDER TO TEST AND EVALUATE WASTE

HB 0532/02

1 TREATMENT REMEDIATION TECHNOLOGIES."

2 NEW SECTION. **Section 2.** effective date. [This act] is
3 effective on passage and approval.

-End-

SENATE COMMITTEE OF THE WHOLE AMENDMENT

March 29, 1993 2:04 pm

Mr. Chairman: I move to amend House Bill No. 532 (third reading copy -- blue).

ADOPT

REJECT

Signed: Sue Bartlett

Senator Sue Bartlett

That such amendments read:

1. Page 2, line 5.

Strike: "he"

Insert: "that person"

2. Page 2, line 7.

Strike: "he"

Insert: "that person"

-END-

SENATE

HB 532

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THAT PERSON transports into Montana during any calendar year
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he THAT PERSON transported into Montana during calendar year
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AND DEVELOPMENT FACILITY IN MONTANA THAT RECEIVES FEDERAL OR

HB 0532/03

1 STATE RESEARCH FUNDS IN ORDER TO TEST AND EVALUATE WASTE
2 TREATMENT REMEDIATION TECHNOLOGIES."

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