

## SENATE BILL NO. 221

INTRODUCED BY K. BALES

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE MEMBERSHIP REQUIREMENTS OF THE BOARD OF ENVIRONMENTAL REVIEW; AMENDING SECTION 2-15-3502, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

**Section 1.** Section 2-15-3502, MCA, is amended to read:

**"2-15-3502. Board of environmental review.** (1) There is a board of environmental review.

(2) The board consists of seven members appointed by the governor. The members must be representative of the geographic areas of the state. ~~One member must have expertise or background in hydrology. One member must have expertise or background in local government planning. One member must have expertise or background in one of the environmental sciences. One member must have expertise or background as a county health officer or as a medical doctor.~~ In selecting the members, the governor shall choose one member with expertise or background:

(a) in hydrology;

(b) in one of the environmental sciences;

(c) as a county health officer or as a medical doctor;

(d) in agriculture;

(e) in oil and gas development;

(f) in electrical energy generation; and

(g) in hard-rock or coal mining.

(3) A vacancy occurring on the board must be filled by the governor in the same manner and from the same representative area as the original appointment.

(4) The board is designated as a quasi-judicial board for purposes of 2-15-124.

(5) The board is attached to the department of environmental quality for administrative purposes only as provided in 2-15-121."

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

2

3        NEW SECTION. **Section 3. Applicability.** [This act] applies to appointments made after [the effective  
4        date of this act].

5 - END -