

Amendments to House Bill 77  
Proposed by the Montana Contractors Association

1. Page 1, line 28 through Page 2, line 10

**Strike:** "proof" on line 28 through "possible." on Page 2, line 10.

**Insert:** "for initial applications, documentation that public notice was provided pursuant to subsection (3), including a list of property owners given notice by mail.

(3) The public notice required by subsection (2) must include:

(a) the name, address, and telephone number of the applicant;

(b) a description of the acreage, facilities, duration of activities, and main access point of the proposed opencut operation;

(c) a map showing the location of the proposed opencut operation and immediately surrounding property; and

(4) To provide public notice required by subsection (2), the applicant shall:

(a) publish notice at least twice in a newspaper of general circulation in the locality of the proposed opencut operation, except that a legal description of the opencut operation may be substituted for the map required in subsection (3);

(b) mail the notice by first-class mail to the board of county commissioners of the county in which the proposed opencut operation is located and to property owners within one-half mile of the proposed opencut operation using the most current known property owners of record as shown in the records of the county clerk and recorder in the county where the proposed opencut operation is located; and

(c) post the notice in at least two prominent locations at the site of the proposed opencut operation, including near a public road if possible.

2. Renumber proceeding sections.

3. Page 3, Line 1

**Strike:** "(5)"

**Insert:** "(6)"