

Amendments to House Bill No. 593
3rd Reading Copy

Requested by Senator Ron Erickson

For the Senate Energy and Telecommunications Committee

Prepared by Sonja Nowakowski
March 21, 2011 (2:07pm)

1. Title, page 1, line 5.

Following: "17.8.772"

Insert: "AND TO ADOPT NEW MERCURY RULES"

2. Page 1, line 11 through line 12.

Strike: section 1 in its entirety

Insert: "NEW SECTION. **Section 1. Department to repeal rules - adoption of new rules.** (1) Within 1 year of the adoption of federal mercury regulations by the environmental protection agency, the board of environmental review shall repeal ARM 17.8.771 and 17.8.772 and adopt rules for the regulation of mercury that are no more stringent than federal regulations.

(2) If a court of competent jurisdiction issues a final decision declaring mercury regulations promulgated by the environmental protection agency invalid or if the environmental protection agency rescinds its mercury rules, the board shall repeal its rules and the department may not enforce any corresponding rule adopted by the board relating to the regulation of mercury emissions.

(3) A facility that installed and operated equipment pursuant to ARM 17.8.771 before [the effective date of this act] shall maintain and operate the equipment, including monitoring equipment, until it is necessary to demonstrate compliance with federal mercury regulations."

3. Page 1, line 14.

Strike: "-- void"

Strike: "(1)"

4. Page 1, line 18 through line 20.

Strike: subsection (2) in its entirety

5. Page 1, line 28.

Strike: "section 2"

Insert: "sections 1 and 2"

6. Page 2, line 27.

Strike: "Section 2"

Insert: "Sections 1 and 2"

Strike: "is"

Insert: "are"

7. Page 2, line 28.

Strike: "section 2"

Insert: "sections 1 and 2"

- END -