



ENVIRONMENTAL QUALITY COUNCIL

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September 5, 2019

This is the Environmental Quality Council's administrative rule review for proposals by the Department of Environmental Quality/Board of Environmental Review, the Department of Fish, Wildlife, and Parks/Fish and Wildlife Commission, and the Department of Natural Resources and Conservation.

A. Department of Environmental Quality/Board of Environmental Review

- **For electronic access to DEQ rule notices, visit:**
deq.mt.gov/DEQAdmin/DIR/legal

Proposed Rules with Upcoming Public Hearings:

| Rule | Meeting time | Meeting location | Comment due date | Purpose |
|-------------|---------------------------------|--|--------------------------------|---|
| 17-405 | September 16, 2019, at 10:00 am | Metcalf Building, Room 111, 1520 E. 6th Avenue, Helena, MT | September 20, 2019, at 5:00 pm | increase subdivision fees to cover actual cost of review, inspections, and enforcement; subject townhouse applications to subdivision fees; delete duplicative rules; update storm water language; increase certain fees; allow county water/sewer districts to be certifying authorities under 76-4-127 to conform to HB 55 (2019) |

| Rule | Meeting time | Meeting location | Comment due date | Purpose |
|-------------|--|---|------------------------------|---|
| 17-406 | September 24, 2019, at 7:00 pm; October 10, 2019, at 10:00 am | Glendive City Hall, 300 S. Merrill Avenue, Glendive, MT; Metcalf Building, Rm. 111, 1520 E. 6th Avenue, Helena, MT | October 21, 2019, at 5:00 pm | ensure radioactive TENORM waste is regulated appropriately; set radioactive concentrations for regulation; allow existing licensed facilities 12 months to comply; provide definitions for clarity; require licensure for operation of a TENORM waste management system; set design criteria and maintenance plan for TENORM waste management systems; provide for ground water monitoring; require financial assurance; establish spill reporting requirements |

*Proposed Rules Post Public Hearing or without Public Hearing but Pre-Final Adoption: **None***

B. Department of Fish, Wildlife, and Parks/Fish and Wildlife Commission

- **For electronic access to FWP rule notices, visit:**

<http://fwp.mt.gov/news/publicNotices/rules/>

Proposed Rules Post Public Hearing or without Public Hearing but Pre-Final Adoption:

| Rule | Purpose |
|-------------|--|
| 12-515 | promote ethical hunting and fair chase by clarifying the prohibition on two-way electronic communication |
| 12-516 | repeal an outdated and unnecessary rule regarding tagging of carcasses |
| 12-517 | clarify kill site verification requirement to make it clear that the rule applies to animals hunted and/or trapped |

*Proposed Rules Post Public Hearing or without Public Hearing but Pre-Final Adoption: **None***

C. Department of Natural Resources and Conservation

- **For electronic access to DNRC rule notices, visit:**
<http://dnrc.mt.gov/public-interest/public-notices>

Proposed Rules with Upcoming Public Hearings:

| Rule | Meeting date | Meeting location | Comment due date | Purpose |
|-------------|---------------------------------|--|--------------------------------|---|
| 36-22-204 | September 20, 2019, at 10:00 am | Ted Doney Conference Room, Water Resources Building, 1424 Ninth Avenue, Helena, MT | September 20, 2019, at 5:00 pm | delete superfluous definition of "appropriation right"; modify rules for deficiency response deadline to conform to SB 81 (2019); repeal rules related to terminated laws |

*Proposed Rules Post Public Hearing or without Public Hearing but Pre-Final Adoption: **None***

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