

1 HOUSE BILL NO. 753
 2 INTRODUCED BY J. SCHILLINGER, M. MALONE, F. ANDERSON, S. KERNS, K. ZOLNIKOV, S. ESSMANN,
 3 B. MITCHELL, L. SHELDON-GALLOWAY, T. MOORE, B. LER, S. GALLOWAY, R. MARSHALL, E. BUTTREY,
 4 D. LOGE, C. HINKLE, G. OBLANDER, G. PARRY, M. YAKAWICH, S. HINEBAUCH, B. USHER, D. BARTEL,
 5 K. BOGNER, G. KMETZ, T. FALK, D. ZOLNIKOV, R. MINER, B. PHALEN, L. DEMING, T. SMITH, Z. WIRTH,
 6 N. DURAM, E. BUTCHER

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 8 A BILL FOR AN ACT ENTITLED: "AN ACT PRIORITIZING THE BENEFICIAL USE AND REPURPOSING OF
 9 COAL ASH; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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 13 NEW SECTION. **Section 1. Coal ash cleanup requirements.** (1) The department shall consider the
 14 repurposing of coal ash a beneficial use in approval decisions made under 75-8-106.

15 (2) The department shall require the repurposing of coal ash as a beneficial use in remediation at
 16 a coal-fired generating unit in all situations in which that process is similar in cost or less expensive than other
 17 proposed remediation alternatives.

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 19 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an
 20 integral part of Title 75, chapter 8, part 1, and the provisions of Title 75, chapter 8, part 1, apply to [section 1].

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 22 NEW SECTION. **Section 3. Saving clause.** [This act] does not affect rights and duties that matured,
 23 penalties that were incurred, or proceedings that were begun before [the effective date of this act].

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 25 NEW SECTION. **Section 4. Effective date.** [This act] is effective on passage and approval.

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