

1 SENATE BILL NO. 215
2 INTRODUCED BY S. FITZPATRICK

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4 A BILL FOR AN ACT ENTITLED: "AN ACT DIRECTING AN AMENDMENT TO ARM 17.36.328 TO REQUIRE
5 A PUBLIC WATER SUPPLY OR WASTEWATER SYSTEM TO ACCEPT A CONNECTION FROM A
6 PROPOSED SUBDIVISION UNDER CERTAIN CIRCUMSTANCES; AND PROVIDING AN IMMEDIATE
7 EFFECTIVE DATE."

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

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11 NEW SECTION. Section 1. Department to amend rule. The department of environmental quality
12 shall amend ARM 17.36.328 to add a requirement that a public water supply or wastewater system accept a
13 connection from a proposed subdivision and make public wastewater service available to the subdivision if:

- 14 (1) any boundary of the subdivision is within 1,000 feet of any component of the public water
15 supply or wastewater system;
- 16 (2) any boundary of the subdivision is adjacent to a stream, lake, pond, or other body of water, or
17 the department has determined that onsite disposal of wastewater from the subdivision may adversely affect
18 the quality of a stream, lake, or pond; and
- 19 (3) the public wastewater system has an adequate wastewater capacity to meet the needs of the
20 subdivision.

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

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