



PO BOX 201706  
Helena, MT 59620-1706  
(406) 444-3064  
FAX (406) 444-3036

## Economic Affairs Interim Committee

---

### 64th Montana Legislature

#### SENATE MEMBERS

GORDON VANCE--Vice Chair  
TOM FACEY  
RICK RIPLEY  
LEA WHITFORD

#### HOUSE MEMBERS

RYAN LYNCH--Chair  
MIKE LANG  
NATE MCCONNELL  
VINCE RICCI

#### COMMITTEE STAFF

PATRICIA MURDO, Lead Staff  
JAMESON WALKER, Staff Attorney  
LAURA SHERLEY, Secretary

January 15, 2016

Dr. Martin Zaluski  
Interim Executive Director  
Department of Livestock

by email and intraoffice mail

Dear Dr. Zaluski:

At least 5 of the 8 members of the Economic Affairs Interim Committee (EAIC) have notified me that they object to MAR Notice 32-15-268, relating to the Department of Livestock's (Department) proposed rule for licensee assessments. The EAIC directed that a letter be sent to notify the Department that it will consider the notice for its next meeting on February 4, 2016.

Under 2-4-305(9), MCA, the objection requires the Department to delay the adoption of the proposed rule:

(9) If a majority of the members of the appropriate administrative rule review committee notify the committee presiding officer that those members object to a notice of proposed rulemaking, the committee shall notify the agency in writing that the committee objects to the proposal notice and will address the objections at the next committee meeting. Following notice by the committee to the agency, the proposal notice may not be adopted until publication of the last issue of the register that is published before expiration of the 6-month period during which the adoption notice must be published, unless prior to that time, the committee meets and does not make the same objection. A copy of the committee's notification to the agency must be included in the committee's records.

At its next meeting, the EAIC would like to hear from the Department and interested parties regarding licensee assessments. The EAIC would also appreciate a written explanation of the reasoning behind the fee structure and how these fees may be commensurate with costs.

Thank you for your attention to this request for information. As you can see from 2-4-305(9), the EAIC may decide that the objection is no longer necessary after it has held its February meeting.

Sincerely,

Sen. Vance, vice presiding officer  
C10106 6015jwca.