



Economic Affairs Interim Committee

66th Montana Legislature

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June 15, 2020

To: Economic Affairs Interim Committee
From: Jameson Walker, Legislative Attorney
Re: Administrative Rule Report, June 2020

The Economic Affairs Interim Committee (EAIC) is responsible for reviewing administrative rules promulgated by several state agencies for compliance with the Montana Administrative Procedure Act (MAPA).¹ The following notices are filed with the Secretary of State's Office for publication in the Montana Administrative Register (MAR). Notices are available at <http://www.mtrules.org> (search by notice number).

PROPOSAL NOTICES

Department of Agriculture and administratively attached entities

There are no pending rules.

Department of Commerce and administratively attached entities

There are no pending rules.

Department of Labor and Industry and administratively attached entities

MAR Notice Number: 24-101-308

Subject: Amendment of rules pertaining to out-of-state volunteer professionals.

Summary: The department proposes to amend 24.101.417 (registration for out-of-state volunteer professionals). The department proposes to state that a volunteer professional is exempt from continuing education requirements for the state of Montana. The department states that the rule amendment is necessary in light of the COVID-19 emergency, to allow volunteer professionals to receive remuneration for services provided. The rule seeks to streamline and align the application and registration requirements with standardized department licensure processes.

¹ The Committee reviews rules promulgated by the following entities: Department of Agriculture, Department of Commerce, Department of Labor and Industry, Department of Livestock, State Auditor's Office, Division of Banking & Financial Institutions, Governor's Office of Economic Development, and Department of Revenue, Liquor Control Division. This report does not represent any action or opinion of the Committee and does not preclude additional action that may be taken by the Committee pursuant to its authority under the Montana Administrative Procedure Act, Title 2, chapter 4, MCA.

Notes/Hearing: The department will hold a public hearing on June 19, 2020, to consider the notice.

Department of Revenue, Liquor Control Division

There are no pending rules.

Department of Livestock and administratively attached entities

MAR Notice Number: 32-20-310

Subject: Amendment of rules pertaining to designated surveillance areas.

Summary: The department proposes to amend 32.3.433 (designated surveillance area) by revising the areas in Madison and Beaverhead counties. The department states that the discovery of brucellosis exposed elk in the Ruby Mountains requires the boundary change to include cattle and domestic bison that could be exposed in the areas.

Notes/Hearing: The department does not anticipate the need to conduct a public hearing.

State Auditor's Office

MAR Notice Number: 6-262

Subject: Amendment of rules pertaining to establishment, deletion, or revision of classifications for various industries for supplementing the NCCI Basic Manual for Workers' Compensation and Employers Liability Insurance.

Summary: The department proposes to amend 6.6.8301. The department states that the amendment is necessary to supplement the NCCI Basic Manual incorporated by reference in 6.6.8301 by establishing, deleting, or revising classification codes that apply to various industries. The department states that the Classification Review Committee approved proceeding to rulemaking to supplement the Basic Manual with Item Filing B-1438 classifications for oil and gas field operations, Item Filing B-1439 classifications and Appendix E including construction salespersons and estimators, Item Filing B-1440 revisions to basic manual and reformatting, preface and Appendix G, Item Filing 01-MT-2020, classifications for irrigation pipe installation, Item Filing B-1440 to be effective October 1, 2020, and the remaining filings to be effective July 1, 2021. Additional details on classifications to be established, deleted, or revised in the filing see the Montana Workers Compensation Classification Review (CR) Committee materials, including executive summaries, at its website: www.csi.mt.gov.

Notes/Hearing: The department will hold a public meeting on July 8, 2020, to consider the notice.

Division of Banking & Financial Institutions

There are no pending rules.

Governor's Office of Economic Development

There are no pending rules.