



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

## Economic Affairs Interim Committee

67th Montana Legislature

### SENATE MEMBERS

KENNETH BOGNER  
CYNDIE (CARLIE) BOLAND  
JASON ELLSWORTH  
SHANE MORIGEAU

### HOUSE MEMBERS

ALICE BUCKLEY  
DEREK HARVEY  
JOSH KASSMIER  
BRANDON LER  
MARK NOLAND  
KATIE SULLIVAN

### COMMITTEE STAFF

ERIN SULLIVAN, Lead Staff  
JAMESON WALKER, Staff Attorney  
FONG HOM, Secretary

February 3, 2022

TO: Economic Affairs Interim Committee  
FROM: Jameson Walker, Staff Attorney  
RE: Administrative Rulemaking and Rule Review, Update: February 2022

The Economic Affairs Interim Committee (Committee) is required to review administrative rules promulgated by the 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 for compliance with the Montana Administrative Procedure Act (MAPA). 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 new pending rules.

#### Department of Commerce and administratively attached entities

**MAR Notice Number:** 8-94-194

**Subject:** Adoption of rules pertaining to the Community Development Block Grant program (CDBG).

**Summary:** The department proposes to adopt New Rule I, which would allow the department to approve a second application cycle for spring 2022 for community and public facility projects.

**Notes/Hearing:** The department does not anticipate the need to hold a hearing.

**MAR Notice Number:** 8-119-193

**Subject:** Amendment of rules pertaining to the Tourism Advisory Council.

**Summary:** The department proposes to amend 8.119.101 to update year references in the statute and include changes to the region and annual marketing plan guidelines.

**Notes/Hearing:** The department does not anticipate the need to hold a hearing.

Department of Labor and Industry and administratively attached entities

**MAR Notice Number:** 24-11-383

Subject: Amendment of rules pertaining to Unemployment Insurance.

Summary: The department proposes to amend 24.11.206, 24.11.450A, and 24.11.452A. These rules generally pertain to response times in unemployment insurance. The department states that it is attempting to broaden the types of electronic submission which may be received, that only requests for information have an eight-day response timeline, and further requests for information must receive responses in two business days. The department states that the timeline will permit speedier and more timely adjudication of claims.

Notes/Hearing: The department will hold a public hearing on February 25, 2022, to consider the notice.

**MAR Notice Number:** 24-17-389

Subject: Amendment of rules pertaining to prevailing wages.

Summary: The department proposes to amend 24.17.127 to refer to the 2022 amended version of the Montana Prevailing Wage Rates for Building Construction Services publication. The department states that reasonable necessity exists to amend the insulation workers – mechanical (heat and frost) wage rates for building and heavy construction because, through timely received by the department, survey information applicable to the rates were not properly included in the wage rate calculations.

Notes/Hearing: The department will hold a public hearing on February 25, 2022, to consider the notice.

Department of Revenue, Liquor Control Division and Cannabis Control Division

There are no new pending rules.

Department of Livestock and administratively attached entities

There are no new pending rules.

State Auditor's Office

There are no new pending rules.

Division of Banking & Financial Institutions

There are no new pending rules.

Governor's Office of Economic Development

There are no new pending rules.