



Energy and Telecommunications Interim Committee

68th Montana Legislature

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September 8, 2021

TO: Energy and Telecommunications Interim Committee
FROM: Jameson Walker, Staff Attorney
RE: Administrative Rulemaking and Rule Review, September 2021

The Energy and Telecommunications Interim Committee is required to review administrative rules promulgated by the Public Service Commission for compliance with the Montana Administrative Procedure Act (MAPA). The rulemaking and rule review processes and the Committee's and an individual legislator's roles in these processes are outlined below.

PROPOSAL NOTICES

Department of Public Service Regulation and Public Service Commission

MAR Notice Number: 38-3-249

Subject: Amendment and repeal of rules pertaining to Montana's Motor Carrier Act.

Summary: The department proposes to amend 38.3.201, 38.3.603, 38.3.702, 38.3.703, 38.3.705, 38.3.706, 38.3.707, 38.3.805, 38.3.1502, 38.3.1503, 38.3.1504, 38.3.2001, 38.3.2402, 38.3.2403, 38.3.2404, and 38.3.3306. The amendments remove references to Class B motor carriers in the existing rules. The department states that this is to implement House Bill 365 (2021). The department proposes to repeal 38.3.1101, 38.3.1505, and 38.3.3305. This will repeal existing rules relating to Class B motor carriers, implementing House Bill 365. The department is also repealing 38.3.2011 because the underlying statute for this rule was repealed in 2013.

Notes/Hearing: The department will hold a public hearing on September 21, 2021 to consider the notice.