



Montana Legislative Services Division
Legal Services Office

TO: State Administration and Veterans' Affairs Interim Committee

FROM: K. Virginia Aldrich

DATE: February 4, 2022

RE: Legislative Administrative Rule Review Report

Pursuant to 5-5-228, MCA, the State Administration and Veterans' Affairs Interim Committee is responsible for reviewing administrative rules within its jurisdiction. Staff for the State Administration and Veterans' Affairs Interim Committee has prepared this report for informational purposes only. This report does not represent any action or opinion of the State Administration and Veterans' Affairs Interim Committee and does not preclude additional action that may be taken by the State Administration and Veterans' Affairs Interim Committee pursuant to its authority under the Montana Administrative Procedure Act (Title 2, chapter 4, MCA).

MAR NOTICE NUMBER: 44-2-254

AGENCY/BOARD: Commissioner of Political Practices

RULE CLASSIFICATION: (e.g., substantive/interpretive/emergency/temporary): Substantive

SUBJECT: Child Care Expenses, Campaigns

NOTICE DESCRIPTION: (e.g., proposal notice/adoption notice): Notice of Proposed Amendment

SUMMARY OF RULE(S):

The Commissioner of Political Practices (COPP) proposes to amend four rules concerning child care expenses with respect to campaigning, implementing the provisions of House Bill 221.

The COPP proposes to amend one rule concerning in-kind contributions to provide that unpaid child care by a member of the candidate's family or an individual known to the candidate does not constitute a contribution and does not need to be reported by the candidate.

The COPP proposes to amend one rule defining expenditures to provide that expenses incurred by a candidate while engaged in campaign activity for reasonable and necessary child care expenses are expenditures.

The COPP proposes to amend one rule concerning the personal use of campaign funds to provide that the prohibition on contributions for personal use does not include expenses incurred by a candidate while engaged in campaign activity for reasonable and necessary child care expenses.

The COPP proposes to amend one rule providing that a candidate may not use surplus campaign

funds for child care expenses.

NOTES: A public hearing is not contemplated. The public comment period ends on March 11, 2022.

FULL TEXT OF NOTICE: The full text of the proposal notice and the amended proposal may be found online at <https://rules.mt.gov> after it is officially published.