



# Children, Families, Health, and Human Services Interim Committee

68th Montana Legislature

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JOLANDA SONGER, Secretary

January 22, 2024

Director Charles Brereton  
Department of Public Health and Human Services  
PO Box 4210  
Helena, Montana 59604-4210

Dear Director Brereton:

Pursuant to 5-5-225, MCA, the Children, Families, Health, and Human Services Interim Committee (Committee) reviewed MAR Notice No. 37-1044, pertaining to Licensure of Day Care Facilities. At its January 18, 2024 meeting, a majority of the members of the Committee voted to affirmatively request the Department of Public Health and Human Services (Department) to prepare a statement of the economic impact of the proposed adoption and repeal of rules in MAR Notice No. 37-1044.

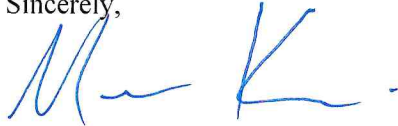
**This letter constitutes written notice to the Department that the Committee requests that the Department prepare a statement of the economic impact of the adoption and repeal of the rules as proposed in MAR Notice No. 37-1044 pursuant to 2-4-405, MCA, of the Montana Administrative Procedure Act. A copy of this notification is included in the Committee's records.**

Pursuant to 2-4-405(2)(a) through (h), MCA, the economic impact statement must include:

- a description of the classes of persons who will be affected by the proposed rule, including classes that will bear the costs of the proposed rule and classes that will benefit from the proposed rule;
- a description of the probable economic impact of the proposed rule upon affected classes of persons, including but not limited to providers of services under contracts with the state and affected small businesses, and quantifying, to the extent practicable, that impact;
- the probable costs to the agency and to any other agency of the implementation and enforcement of the proposed rule and any anticipated effect on state revenue;
- an analysis comparing the costs and benefits of the proposed rule to the costs and benefits of inaction;
- an analysis that determines whether there are less costly or less intrusive methods for achieving the purpose of the proposed rule;
- an analysis of any alternative methods for achieving the purpose of the proposed rule that were seriously considered by the agency and the reasons why they were rejected in favor of the proposed rule;
- a determination as to whether the proposed rule represents an efficient allocation of public and private resources; and
- a quantification or description of the data upon which subsections (2)(a) through (2)(g) are based and an explanation of how the data was gathered.

The requested statement must be filed with the committee within 3 months of this request pursuant to 2-4-405(3), MCA.

Sincerely,

A handwritten signature in blue ink, appearing to read 'M K', with a horizontal line extending from the 'K'.

Maddie Krezowski

Staff Attorney

Children, Families, Health, and Human Services Interim Committee

cc: Paula Stannard, Chief Legal Counsel, DPHHS  
Heidi Sanders, Rule Reviewer, DPHHS