

BEFORE THE DEPARTMENT OF FISH, WILDLIFE AND PARKS
OF THE STATE OF MONTANA

In the matter of the repeal of a)
temporary emergency rule closing the) NOTICE OF REPEAL OF A
Beartooth Wildlife Management Area) TEMPORARY EMERGENCY RULE
in Lewis and Clark County)

TO: All Concerned Persons

1. On September 11, 2009, the Department of Fish, Wildlife and Parks (department) adopted a temporary emergency rule closing the Beartooth Wildlife Management Area, published at page _____ of the 2009 Montana Administrative Register, Issue No. 18. There was a wildlife burning near Holter Lake that was rapidly approaching the Beartooth Wildlife Management Area. This situation constituted an imminent peril to the public health, safety, and welfare of anyone recreating on the land.

2. The fire has been contained and the incident command and the Lewis and Clark County Sheriff's Department have deemed the fire as not threatening the Beartooth Wildlife Management Area. As this situation no longer constitutes an imminent peril to public health, safety, and welfare, the department is repealing the rule. The repeal of the rule will be sent as a press release to newspapers throughout the state. Also, signs informing the public of the closure will be removed at access points. The repeal notice will be sent to interested parties, and published in Issue No. 18 of the 2009 Montana Administrative Register.

3. The repeal of the temporary emergency rule is effective September 14, 2009.

4. The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

/s/ Robert N. Lane

Robert N. Lane

Department of Fish, Wildlife and Parks

/s/ Bill Schenk

Bill Schenk

Rule Reviewer

Certified to the Secretary of State September 14, 2009.