

MONTANA ADMINISTRATIVE REGISTER

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MONTANA ADMINISTRATIVE REGISTER

ISSUE NO. 20

The Montana Administrative Register (MAR or Register), a twice-monthly publication, has three sections. The Proposal Notice Section contains state agencies' proposed new, amended, or repealed rules; the rationale for the change; date and address of public hearing; and where written comments may be submitted. The Rule Adoption Section contains final rule notices which show any changes made since the proposal stage. All rule actions are effective the day after publication of the adoption notice unless otherwise specified in the final notice. The Interpretation Section contains the Attorney General's opinions and state declaratory rulings. Special notices and tables are found at the end of each Register.

Inquiries regarding the rulemaking process, including material found in the Montana Administrative Register and the Administrative Rules of Montana, may be made by calling the Secretary of State's Office, Administrative Rules Services, at (406) 444-9009.

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BEFORE THE DEPARTMENT OF ADMINISTRATION
OF THE STATE OF MONTANA

In the matter of the adoption of New) AMENDED NOTICE OF PUBLIC
Rule I pertaining to next generation) HEARING ON PROPOSED
9-1-1 technology standards and baseline) ADOPTION
principles)

TO: All Concerned Persons

1. On September 25, 2020, the Department of Administration published MAR Notice No. 2-13-605 pertaining to the public hearing on the proposed adoption of the above-stated rule at page 1719 of the 2020 Montana Administrative Register, Issue Number 18. A public hearing was scheduled in the notice to be held on October 20, 2020. The department has filed this amended notice to correct a link provided in MAR Notice No. 2-13-605 and a link within one of the standards referenced in the proposed new rule. To provide the required opportunity for public comment, the department has rescheduled the hearing and extended the deadline for submitting written comments.

2. The department is canceling the original October 20, 2020, public hearing and is rescheduling the public hearing as shown below.

3. On November 12, 2020, at 1:00 p.m., the Department of Administration will hold a public hearing via remote conferencing to consider the proposed adoption of the above-stated rule. Because there currently exists a state of emergency in Montana due to the public health crisis caused by the novel coronavirus, COVID-19, there will be no in-person hearing. Interested parties may access the remote conferencing platform in the following ways:

(a) Join Zoom Meeting, <https://mt-gov.zoom.us/j/8480317817?pwd=T2d0cEE2RW5NWktVOEQ3Tk51WCttUT09>

Meeting ID: 848 031 7817
Password: 613969

OR

(b) Dial by telephone, +1 406 444 9999 or +1 646 558 8656
Meeting ID: 848 031 7817
Password: 613969

The hearing will begin with a brief introduction by department staff to explain the use of the videoconference and telephonic platform. All participants will be muted except when it is their time to speak.

4. The Department of Administration will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact the Department of Administration no later than 5:00 p.m. on November 2, 2020, to advise us of the nature of the accommodation that you need. Please contact Rhonda Sullivan, Department of Administration, P.O. Box 200113, Helena, Montana 59620; telephone (406) 444-2420; fax (406) 444-2701; Montana Relay Service 711; or e-mail rsullivan@mt.gov.

5. The department proposes to adopt the proposed rule with the following changes from the original proposal, new material underlined, deleted material interlined:

NEW RULE I NEXT GENERATION 9-1-1 TECHNOLOGY STANDARDS AND BASELINE PRINCIPLES (1) The department adopts the Montana Statewide 9-1-1 Plan Project – NG9-1-1 Uniform Standards Document dated ~~March 13~~ October 9, 2020, to establish standards to be used in the design and transition to next generation 9-1-1.

(2) The department adopts the Baseline Next Generation 9-1-1 Principles dated ~~March 13~~ October 9, 2020, as principles to guide development and implementation of a next generation core services system (NGCS) and a statewide emergency services Internet protocol (IP) network (ESInet) that is compliant with the National Emergency Numbers Association's (NENA) Detailed Functional and Interface Standards for the NENA i3 Solution.

(3) remains as proposed.

AUTH: 10-4-108, MCA

IMP: 10-4-107, MCA

6. The statement of reasonable necessity is being amended as follows, new material underlined:

STATEMENT OF REASONABLE NECESSITY: The department is proposing to adopt NEW RULE I to comply with the rulemaking requirements imposed by 10-4-108(2), MCA, which was enacted by 2017 House Bill 61. The technology standards are necessary to provide guidance to local and tribal governments, providers, and others involved in operating and maintaining 9-1-1 systems to ensure the reliability, functionality, compatibility, interoperability, and cybersecurity of 9-1-1 systems, hardware, and software. The standards were developed by the 9-1-1 Advisory Council with the assistance of a consultant and were adopted by the council and the department in March 2020. The standards document has been updated to include current links to the standards and the document edition date.

7. Concerned persons may submit their data, views, or arguments either orally or in writing at the hearing. Written data, views, or arguments may also be submitted to Rhonda Sullivan, Department of Administration, P.O. Box 200113, Helena, Montana 59620; telephone (406) 444-2420; fax (406) 444-2701; or e-mail

rsullivan@mt.gov, and must be received no later than 5:00 p.m., November 20, 2020.

By: /s/ John Lewis
John Lewis, Director
Department of Administration

By: /s/ Don E. Harris
Don E. Harris, Rule Reviewer
Department of Administration

Certified to the Secretary of State October 13, 2020.

BEFORE THE COMMISSIONER OF SECURITIES AND INSURANCE
MONTANA STATE AUDITOR

In the matter of the adoption of New) AMENDED NOTICE OF PUBLIC
Rules I through VIII pertaining to) HEARING ON PROPOSED
Surety Insurance Producers Who Sell,) ADOPTION
Solicit, or Negotiate Commercial Bail)
Bonds)

TO: All Concerned Persons

1. On April 30, 2020, the Commissioner of Securities and Insurance, Office of the Montana State Auditor (CSI), published MAR Notice No. 6-261 pertaining to the public hearing on the proposed adoption of the above-stated rules at page 739 of the 2020 Montana Administrative Register, Issue Number 8.

2. The CSI will make reasonable accommodations for persons with disabilities who need an alternative accessible format of this notice. If you require an accommodation, please contact the CSI no later than 5:00 p.m., on October 26, 2020, to advise us of the nature of the accommodation that you need. Please contact Ramona Bidon, CSI, 840 Helena Avenue, Helena, Montana, 59601; telephone (406) 444-2726; TDD (406) 444-3246; fax (406) 444-3499; or e-mail rbidon@mt.gov.

3. As originally proposed, a public hearing was held on May 28, 2020, via recorded teleconference. Also as originally proposed, written data, views, and arguments were received through June 5, 2020.

4. The CSI amends the notice of proposed adoption to allow the public an additional week to submit written data, views, and arguments from October 23, 2020, until 5:00 p.m. on October 30, 2020. The CSI amends the notice only to allow additional public comment; the CSI does not amend the substance of the new rules proposed to be adopted by MAR Notice No. 6-261.

REASON: The Montana State Auditor, Commissioner of Securities and Insurance, Matthew Rosendale (commissioner), is the statewide elected official responsible for administering the Montana Insurance Code and regulating the business of insurance.

Prior to the May 28 public hearing, the CSI received a public records request that sought documents related to MAR Notice No. 6-261. The request sought documents that could not reasonably have been provided prior to that hearing, but were provided after the public comment period closed.

The commissioner believes it is reasonable and appropriate to amend the notice to allow an additional week for public comment even though the public hearing has already occurred and the public comment period has already ended. The

commissioner intends for this amended notice of proposed adoption to constitute the latest notice under 2-4-305(7), MCA, for determining the 6-month limit for publication of an adoption notice after publication of the latest proposal notice.

5. Concerned persons may submit their written data, views, or arguments to Ramona Bidon, CSI, 840 Helena Avenue, Helena, Montana, 59601; telephone (406) 444-2726; TDD (406) 444-3246; fax (406) 444-3499; or e-mail rbidon@mt.gov, which must be received no later than 5:00 p.m., October 30, 2020.

/s/ Robert Stutz
Robert Stutz
Rule Reviewer

/s/ Kristin Hansen
Kristin Hansen
Deputy State Auditor
Acting Chief Legal Counsel

Certified to the Secretary of State October 13, 2020.

BEFORE THE DEPARTMENT OF LABOR AND INDUSTRY
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF PUBLIC HEARING ON
ARM 24.17.127 pertaining to) PROPOSED AMENDMENT
prevailing wage rates for public works)
projects)

TO: All Concerned Persons

1. On November 13, 2020, at 10:00 a.m., the Department of Labor and Industry (department) will hold a public hearing via remote conferencing to consider the proposed amendment of the above-stated rule. Because there currently exists a state of emergency in Montana due to the public health crisis caused by the novel coronavirus, there will be no in-person hearing. Interested parties may access the remote conferencing platform in the following ways:

(a) Join Zoom Meeting: <https://mt-gov.zoom.us/j/92445357339?pwd=M1drNUlhVHRmUWJlZjRqVHdmU0hpQT09>
Meeting ID: 924 4535 7339
Password: 912756

OR

(b) Dial by telephone: +1 646 558 8656 or +1 406 444 9999
Meeting ID: 924 4535 7339
Password: 912756
Find your local number: <https://mt-gov.zoom.us/j/92445357339>

The hearing will begin with a brief introduction by department staff to explain the use of the videoconference and telephonic platform. All participants will be muted except when it is their time to speak.

2. The department will make reasonable accommodations for persons with disabilities who wish to participate in this public hearing or need an alternative accessible format of this notice. If you require an accommodation, contact the department no later than 5:00 p.m., on October 30, 2020, to advise us of the nature of the accommodation that you need. Please contact the Data Management Unit, Employment Relations Division, Department of Labor and Industry, Attn: Mike Smith, P.O. Box 201503, Helena, MT 59620-1503; telephone (406) 444-1741; fax (406) 444-4140; TDD (406) 444-5549; or e-mail MSmith3@mt.gov.

3. The rule as proposed to be amended provides as follows, new matter underlined, deleted matter interlined:

24.17.127 ADOPTION OF STANDARD PREVAILING RATE OF WAGES
(1) through (1)(d) remain the same.

(e) The current building construction services rates are contained in the ~~2020~~ 2021 version of the "Montana Prevailing Wage Rates for Building Construction Services" publication.

(f) The current nonconstruction services rates are contained in the ~~2020~~ 2021 version of the "Montana Prevailing Wage Rates for Nonconstruction Services" publication.

(g) The current heavy construction services rates are contained in the ~~2020~~ 2021 version of the "Montana Prevailing Wage Rates for Heavy Construction Services" publication.

(h) The current highway construction services rates are contained in the ~~2020~~ 2021 version of the "Montana Prevailing Wage Rates for Highway Construction Services" publication.

(2) and (3) remain the same.

AUTH: 2-4-307, 18-2-409, 18-2-431, MCA

IMP: 18-2-401, 18-2-402, 18-2-403, 18-2-406, 18-2-411, 18-2-412, 18-2-413, 18-2-414, 18-2-415, 18-2-422, 18-2-431, MCA

REASON: There is reasonable necessity to update the prevailing wage rates for building construction services, heavy construction services, highway construction services, and nonconstruction services following the annual survey of wages that is provided for in 18-2-413, 18-2-414, and 18-2-415, MCA, respectively. The department surveys employers and applies the methodologies provided by ARM 24.17.119 through 24.17.122 to determine those prevailing wage rates.

4. Copies of the proposed 2021 publications, identified as "preliminary building construction rates," "preliminary highway construction rates," "preliminary heavy construction rates," and "preliminary nonconstruction rates," are available and can be accessed online at <http://erd.dli.mt.gov/labor-standards>.

5. A printed version of the proposed 2021 publications is also available by contacting Mike Smith at the address and e-mail listed in paragraph 2 of this notice.

6. Concerned persons may present their data, views, or arguments, either orally or in writing, at the hearing. Written data, views, or arguments may also be submitted to: Data Management Unit, Employment Relations Division, Department of Labor and Industry, Attn: Mike Smith, P.O. Box 1503, Helena, MT 59620-1503; fax (406) 444-4140; or e-mailed to MSmith3@mt.gov, and must be received no later than 5:00 p.m., Friday December 4, 2020.

7. The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request, which includes the name and e-mail or mailing address of the person to receive notices, and specifies the particular subject matter or matters regarding which the person wishes to receive notices. Such written request may be mailed or delivered to the Department of Labor and Industry, attention: Mark Cadwallader, 1315 E. Locky Avenue, P.O. Box

1728, Helena, Montana 59624-1728, faxed to the department at (406) 444-1394, or e-mailed to mcadwallader@mt.gov, or may be made by completing a request form at any rules hearing held by the agency.

8. An electronic copy of this notice of public hearing is available through the department's website at <http://dli.mt.gov/events/calendar.asp>, under the Calendar of Events, Administrative Rules Hearings Section. In addition, although the department strives to keep its website accessible at all times, concerned persons should be aware that the website may be unavailable during some periods, due to system maintenance or technical problems, and that a person's difficulties in sending an e-mail do not excuse late submission of comments.

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

10. With regard to the requirements of 2-4-111, MCA, the department has determined that the amendment of the above-referenced rule may significantly and directly impact small businesses. The proposed amendments will have an impact on some, but not all small businesses (those with fewer than 50 full-time employees). The proposed amendments directly affect the wages that must be paid for work on Montana public works contracts. The types of businesses affected are primarily those in the construction industry, but only affect those businesses that perform (or seek to perform) work on public works projects. In addition, there are businesses that provide certain types of nonconstruction services to state and local government agencies that are subject to payment of the prevailing wage rate. The types of nonconstruction service businesses that potentially are subject to the award of a public works contract are listed in 18-2-401(9), MCA.

There is no single effect on small businesses as a result of the proposed amendments. Some employers may have to pay higher wages as a result of changes to the prevailing wage rates; other employers may have a wage structure that is the same as or higher than the prevailing wage rate. Historically, some employers have stated that the prevailing wage rates are set too high, while other employers have stated that the rates are too low. In certain cases the difference between the established prevailing wage rate and the employer's customary wage rate may be significant, but it is unclear whether that difference will result in a significant change to the profitability of any given small business, as there are many other economic factors at play.

Montana law requires that prevailing wage rates be set following an annual survey of wages. There is an established statutory and administrative formula that establishes the prevailing wage rate for each work classification, based on the data and information gathered. The alternative to amending the wage rates is to not amend the rate, thus freezing the wage rate at the last-adopted level. Some employers would probably be adversely affected by the failure to adopt new prevailing wage rates. The department believes that under either alternative, some small businesses will be adversely affected by the selected alternative. The small businesses likely to

be adversely affected by adoption of new rates are probably not the same as those that are likely to be adversely affected by not adopting new rates.

11. The department's Office of Administrative Hearings has been designated to preside over and conduct this hearing.

/s/ MARK CADWALLADER
Mark Cadwallader
Alternate Rule Reviewer

/s/ BRENDA NORDLUND
Brenda Nordlund, Acting Commissioner
DEPARTMENT OF LABOR AND INDUSTRY

Certified to the Secretary of State October 13, 2020.

BEFORE THE BOARD OF MEDICAL EXAMINERS
DEPARTMENT OF LABOR AND INDUSTRY
STATE OF MONTANA

In the matter of the amendment of) NOTICE OF PUBLIC HEARING ON
ARM 24.156.2771 pertaining to ECP) PROPOSED AMENDMENT
scope of practice)

TO: All Concerned Persons

1. On November 18, 2020, at 10:00 a.m., a public hearing will be held via remote conferencing to consider the proposed amendment of the above-stated rule. Because there currently exists a state of emergency in Montana due to the public health crisis caused by the coronavirus, there will be no in-person hearing. Interested parties may access the remote conferencing platform in the following ways:

(a) Join Zoom Meeting, <https://mt-gov.zoom.us/j/99558305212?pwd=QXFZVIZ6T2FtTzR5ckJXTisvU29nZz09>
Meeting ID: 995 5830 5212
Password: 729327

OR

(b) Dial by telephone, +1 406 444 9999 or +1 646 558 8656,
Meeting ID: 995 5830 5212
Password: 729327

The hearing will begin with a brief introduction by department staff to explain the use of the videoconference and telephonic platform. All participants will be muted except when it is their time to speak.

2. The Department of Labor and Industry (department) will make reasonable accommodations for persons with disabilities who wish to participate in this public hearing or need an alternative accessible format of this notice. If you require an accommodation, contact the Board of Medical Examiners no later than 5:00 p.m., on November 12, 2020, to advise us of the nature of the accommodation that you need. Please contact Samuel Hunthausen, 301 South Park Avenue, P.O. Box 200513, Helena, Montana 59620-0513; telephone (406) 841-2360; Montana Relay 1 (800) 253-4091; TDD (406) 444-2978; facsimile (406) 841-2305; or dlibsmed@mt.gov (board's e-mail).

3. The rule proposed to be amended is as follows, stricken matter interlined, new matter underlined:

24.156.2771 ECP SCOPE OF PRACTICE (1) through (6) remain the same.

(7) An ECP currently licensed and in good standing in another state may function during a state or federally managed incident in compliance with the Montana ECP Practice Guidelines, but shall comply with all of the following:

(a) and (b) remain the same.

~~(c) practice at the EMR level, even if the ECP is licensed at a higher level in another state, unless the individual is licensed at an EMT with endorsement(s), AEMT, or paramedic level, and the federally managed incident has medical direction provided by a Montana licensed physician approved by the board as a medical director, and the physician authorizes the individual to function beyond the EMR level~~ the ECP practices only at the level licensed in another state; however, if the ECP is licensed above the basic EMT level, the practice above a basic EMT level may only occur if the ECP has medical direction oversight provided by a Montana licensed physician or physician assistant approved by the board as a medical director, and the medical director authorizes the ECP to function beyond the basic EMT level;

(d) through (8) remain the same.

AUTH: 50-6-203, MCA

IMP: 50-6-203, MCA

REASON: The Montana Board of Medical Examiners (board) adopted a temporary emergency amendment to ARM 24.156.2771 on September 21, 2020. The board determined the amendment to be necessary because industry stakeholder groups had informed the board that (7)(c) causes unnecessary administrative burden and impacts their ability to provide emergency care for personnel on wildland fires. Specifically, wildland firefighting agencies stated that their personnel need to be able to practice up to the basic Emergency Medical Technician (EMT) level in order to transport injured personnel to facilities and provide an appropriate level of medical care on the fire line. Stakeholders also pointed out that in-state EMTs practicing at the basic EMT level are not required to practice under the oversight of a medical director. The agencies argue that requiring out-of-state EMTs to practice at the basic level under the oversight of a Montana-licensed medical director is an additional encumbrance to their practice and that the COVID-19 pandemic has exacerbated this burden. When the board originally amended the ECP rules as part of MAR Notice No. 24-156-85 in January 2019, the criticisms and comments now offered were not submitted as public comment.

The recent emergency amendments were necessary to ensure these changes were effective prior to the end of the current fire season. The board has determined that public safety is not compromised by allowing EMTs to practice at the basic EMT level without such medical direction and is now proceeding through the basic rulemaking procedure to make the emergency amendments permanent.

4. Concerned persons may present their data, views, or arguments either orally or in writing at the hearing. Written data, views, or arguments may also be submitted to the Board of Medical Examiners, 301 South Park Avenue, P.O. Box 200513, Helena, Montana 59620-0513, by facsimile to (406) 841-2305, or e-mail to

dlibsmed@mt.gov, and must be received no later than 5:00 p.m., November 20, 2020.

5. An electronic copy of this notice of public hearing is available at <http://boards.bsd.dli.mt.gov/med> (department and board's web site). Although the department strives to keep its web sites accessible at all times, concerned persons should be aware that web sites may be unavailable during some periods, due to system maintenance or technical problems, and that technical difficulties in accessing a web site do not excuse late submission of comments.

6. The board maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this board. Persons who wish to have their name added to the list shall make a written request that includes the name, e-mail, and mailing address of the person to receive notices and specifies that the person wishes to receive notices regarding all board administrative rulemaking proceedings or other administrative proceedings. The request must indicate whether e-mail or standard mail is preferred. Such written request may be sent or delivered to the Board of Medical Examiners, 301 South Park Avenue, P.O. Box 200513, Helena, Montana 59620-0513; faxed to the office at (406) 841-2305; e-mailed to dlibsmed@mt.gov; or made by completing a request form at any rules hearing held by the agency.

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

8. Regarding the requirements of 2-4-111, MCA, the board has determined that the amendment of ARM 24.156.2771 will not significantly and directly impact small businesses.

Documentation of the board's above-stated determination is available upon request to the Board of Medical Examiners, 301 South Park Avenue, P.O. Box 200513, Helena, Montana 59620-0513; telephone (406) 841-2360; facsimile (406) 841-2305; or to dlibsmed@mt.gov.

9. Samuel Hunthausen, Executive Officer, has been designated to preside over and conduct this hearing.

BOARD OF MEDICAL EXAMINERS
ANA DIAZ, Ph.D.
PRESIDENT

/s/ DARCEE L. MOE
Darcee L. Moe
Rule Reviewer

/s/ BRENDA NORDLUND
Brenda Nordlund, Acting Commissioner
DEPARTMENT OF LABOR AND INDUSTRY

Certified to the Secretary of State October 13, 2020.

BEFORE THE DEPARTMENT OF REVENUE
OF THE STATE OF MONTANA

In the matter of the amendment of)	NOTICE OF PUBLIC HEARING ON
ARM 42.21.155, 42.22.1311, and)	PROPOSED AMENDMENT AND
42.22.1313, and the repeal of ARM)	REPEAL
42.22.1304, 42.22.1307, 42.22.1308,)	
42.22.1310, 42.22.1312, and)	
42.22.1315 pertaining to trended)	
depreciation schedules for valuing)	
personal property)	

TO: All Concerned Persons

1. On November 16, 2020, at 10:00 a.m., the Department of Revenue will hold a public hearing via remote conferencing to consider the proposed amendment and repeal of the above-stated rules. Interested persons may access the public hearing in the following ways:

- (a) Join Zoom Meeting: <https://mt-gov.zoom.us/j/91862320173>, Meeting ID: 918 6232 0173;
- (b) Dial by Telephone: +1.406.444.9999 or +1.646.558.8656, Meeting ID: 918 6232 0173;
- (c) Join by SIP: 91862320173@zoomcrc.com;
- (d) Join by H.323 (Polycom): 162.255.37.11## 91862320173; or
- (e) Join by Skype for Business: <https://mt-gov.zoom.us/skype/91862320173>.

2. The Department of Revenue will make reasonable accommodations for persons with disabilities who wish to participate in this public hearing or need an alternative accessible format of this notice. If you require an accommodation, please advise the department of the nature of the accommodation needed, no later than 5 p.m. on October 30, 2020. Please contact Todd Olson, Department of Revenue, Director's Office, P.O. Box 7701, Helena, Montana 59604-7701; telephone (406) 444-7905; fax (406) 444-3696; or todd.olson@mt.gov.

3. GENERAL STATEMENT OF REASONABLE NECESSITY. The department adopted rulemaking under MAR Notice Nos. 42-2-999 and 42-1007, which consolidated rules and made other improvements to the rules regarding valuing personal property and industrial machinery and equipment: ARM 42.21.154, 42.21.155, and 42.22.1311. At the same time, the department transferred several pages of depreciation schedules and trend tables from the administrative rules to a web-based Personal Property Depreciation Schedules and Trend Tables publication (publication), which is adopted and incorporated by reference in ARM 42.21.155 and 42.22.1311. The publication, located within the department's website at <http://www.mtrevenue.gov>, is updated annually effective January 1 and is subject to the agency's public rulemaking process governed by the Montana Administrative Procedure Act.

In this notice, the department proposes to amend ARM 42.21.155 and ARM

42.22.1311 to update the publication authority to the 2021 version because personal property and industrial machinery and equipment depreciation and trend factoring data in the department's valuation manuals and guides have changed since last year and it is necessary to update the publication. The department also proposes to make corrections to the table headings for the "Trend-Up Chart for all Personal Property except Heavy Equipment" and the "Trend-Down Chart for all Personal Property except Heavy Equipment," found on pages 7 through 12, because they are only applicable to farm machinery and equipment.

Both the 2020 publication and the department's proposed 2021 publication are available for review at the department's website listed above.

The department also proposes additional amendments to ARM 42.22.1313 to remove all Montana Appraisal Manual references as the department determined the manual's content is outdated and the practices referenced in the manual are obsolete. The Montana Appraisal Manual is no longer used by the department.

Lastly, the department proposes to repeal the above-described Chapter 22, subchapter 13 rules because the rule content has either been transferred to other rules or rendered obsolete as a part of the department's rulemaking efforts described in the first paragraph of this General Statement of Reasonable Necessity.

4. The rules as proposed to be amended provide as follows, new matter underlined, deleted matter interlined:

42.21.155 PERSONAL PROPERTY CATEGORIES AND TRENDED DEPRECIATION METHODOLOGIES (1) through (3) remain the same.

(4) The department shall post its trended depreciation schedules for the upcoming tax year for the categories of personal property described below on the department's internet website located at <http://www.mtrevenue.gov>. The department adopts and incorporates by reference its ~~2020~~ 2021 Personal Property Depreciation Schedules and Trend Tables publication, effective January 1, ~~2020~~ 2021. The Depreciation Schedules and Trend Tables publication contains the detailed schedules and tables the department uses for valuing personal property and industrial machinery and equipment. The personal property categories and trended depreciation methodologies that apply to the Depreciation Schedules and Trend Tables publication are as follows:

(a) through (h) remain the same.

AUTH: 15-1-201, 15-23-108, MCA

IMP: 15-6-135, 15-6-138, 15-6-202, 15-6-207, 15-6-213, 15-6-219, 15-8-111,
MCA

42.22.1311 INDUSTRIAL MACHINERY AND EQUIPMENT TREND FACTORS (1) remains the same.

(2) The department shall post its trend factor tables for industrial machinery and equipment for the upcoming tax year on the department's internet website located at <http://www.mtrevenue.gov>. The department adopts and incorporates by reference its ~~2020~~ 2021 Personal Property Depreciation Schedules and Trend Tables publication, effective January 1, ~~2020~~ 2021. The Depreciation Schedules

and Trend Tables publication contains the detailed schedules and tables the department uses for valuing personal property and industrial machinery and equipment.

(3) remains the same.

AUTH: 15-1-201, MCA

IMP: 15-6-135, 15-6-138, 15-8-111, MCA

42.22.1313 ASSESSMENT OF GRAIN, SEED, AND FERTILIZER STORAGE FACILITIES (1) through (4) remain the same.

(5) All property described in (1) and (2) shall be valued according to the reappraisal cycle established for other class four property in 15-7-103, MCA. The department will determine market value considering the cost approach, sales comparison approach, and income approach. When using the cost approach, a separate age/life schedule will be applied to the product handling portion of the facility to reflect physical depreciation and functional obsolescence. Economic obsolescence will be addressed on a case by case basis. Cost data used in developing the cost approach for property included in this rule is found in the Marshall & Swift Valuation Service Guide, adopted and incorporated by reference in ARM 42.21.155 and/or Montana Appraisal Manual.

~~(6) Mobile equipment used in conjunction with the facilities described in this rule shall be valued in accordance with ARM 42.21.131.~~

~~(7) Other equipment not meeting the requirements of (2) shall be valued and assessed in accordance with ARM 42.22.1306.~~

AUTH: 15-1-201, MCA

IMP: 15-6-134, 15-6-138, 15-7-103, 15-8-111, MCA

5. The department proposes to repeal the following rules:

42.22.1304 VALUATION OF INDUSTRIAL IMPROVEMENTS

AUTH: 15-1-201, MCA

IMP: 15-6-134, MCA

42.22.1307 TREND FACTORS

AUTH: 15-1-201, MCA

IMP: 15-8-111, MCA

42.22.1308 DEPRECIATION SCHEDULES

AUTH: 15-1-201, MCA

IMP: 15-8-111, MCA

42.22.1310 ISSUANCE OF DEPRECIATION AND TRENDING SCHEDULES

AUTH: 15-1-201, MCA
IMP: 15-8-111, MCA

42.22.1312 INDUSTRIAL MACHINERY AND EQUIPMENT DEPRECIATION
SCHEDULE

AUTH: 15-1-201, MCA
IMP: 15-6-135, 15-6-138, 15-6-156, 15-6-157, 15-6-158, 15-8-111, MCA

42.22.1315 INDUSTRIAL PROPERTY REAPPRAISAL

AUTH: 15-1-201, 15-7-111, MCA
IMP: 15-7-111, MCA

6. Concerned persons may submit their data, views, or arguments, either orally or in writing, at the hearing. Written data, views, or arguments may also be submitted to: Todd Olson, Department of Revenue, Director's Office, P.O. Box 7701, Helena, Montana 59604-7701; telephone (406) 444-7905; fax (406) 444-3696; or e-mail todd.olson@mt.gov and must be received no later than 5:00 p.m., November 23, 2020.

7. Todd Olson, Department of Revenue, Director's Office, has been designated to preside over and conduct the hearing.

8. The Department of Revenue maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request, which includes the name and e-mail or mailing address of the person to receive notices and specifies that the person wishes to receive notice regarding particular subject matter or matters. Notices will be sent by e-mail unless a mailing preference is noted in the request. A written request may be mailed or delivered to the person in number 6 above or faxed to the office at (406) 444-3696, or may be made by completing a request form at any rules hearing held by the Department of Revenue.

9. An electronic copy of this notice is available on the department's web site at www.mtrevenue.gov, or through the Secretary of State's web site at sosmt.gov/ARM/register.

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

11. With regard to the requirements of 2-4-111, MCA, the department has determined that the amendment and repeal of the above-referenced rules will not significantly and directly impact small businesses.

/s/ Todd Olson
Todd Olson
Rule Reviewer

/s/ Gene Walborn
Gene Walborn
Director of Revenue

Certified to the Secretary of State October 13, 2020.

BEFORE THE COMMISSIONER OF SECURITIES AND INSURANCE
MONTANA STATE AUDITOR

In the matter of the adoption of New)	NOTICE OF ADOPTION,
Rules I and II, the amendment of)	AMENDMENT, AND TRANSFER
ARM 6.10.101, 6.10.102 securities)	
regulation; 6.10.208, 6.10.209,)	
6.10.210 for filings, 6.10.302,)	
6.10.305, 6.10.306 securities)	
exemptions, 6.10.401, 6.10.402)	
fraudulent and unethical practices,)	
6.10.501, 6.10.503, 6.10.504,)	
6.10.506, 6.10.507, and 6.10.510)	
broker-dealers and investment)	
advisers, and the transfer of ARM)	
6.10.608 transactional exemption)	

TO: All Concerned Persons

1. On April 30, 2020, the Commissioner of Securities and Insurance, Montana State Auditor (CSI), published MAR Notice No. 6-250 pertaining to the public hearing on the proposed adoption, amendment, and transfer of the above-stated rules at page 719 of the 2020 Montana Administrative Register, Issue Number 8.

2. The CSI has adopted the following rules as proposed: New Rule I (6.10.211) and New Rule II (6.10.308).

3. The CSI has amended the following rules as proposed: ARM 6.1.101, 6.10.208, 6.10.209, 6.10.210, 6.10.302, 6.10.305, 6.10.306, 6.10.401, 6.10.402, 6.10.501, 6.10.503, 6.10.504, 6.10.506, 6.10.507, and 6.10.510.

4. The CSI has amended the following rule with the following changes to the original proposal, stricken matter interlined:

6.10.102 DEFINITIONS As used in this subchapter, unless the context indicates otherwise:

(1) through (4) remain as proposed.

~~(5) "Investment adviser" means a person who is:~~

~~(a) an insurance agent who, for a fee, provides investment advice to a client and who must be licensed as an investment adviser or investment adviser representative;~~

~~(b) an insurance agent, who, for a fee, performs an analysis of a client's estate and who must be licensed as an investment adviser or investment adviser representative.~~

~~(c) an insurance agent who receives a commission from the sale of insurance to a client who makes such purchase with the proceeds of securities the~~

~~insurance agent recommended be sold and who must be licensed as an investment adviser or investment adviser representative;~~

~~(d) an insurance agent or other person who advertises or otherwise holds themselves out as a provider of investment advice.~~

(6) through (13) remain as proposed, but are renumbered (5) through (12).

AUTH: 30-10-107, MCA

IMP: 30-10-104, 30-10-107, MCA

5. The CSI has transferred ARM 6.10.608 to 6.10.307 as proposed.

6. The CSI has thoroughly considered the comments and testimony received. A summary of the comments received and the department's responses are as follows:

COMMENT NO. 1: On several occasions, the Economic Affairs Interim Committee (EAIC) objected to MAR Notice No. 6-250 under 2-4-305(9), MCA, asking the CSI to delay adoption of the proposed rule. The EAIC asked for the rationale for the rule notice.

RESPONSE NO. 1: The CSI met in person and telephonically with the EAIC on several occasions to discuss the rule notice. The discussions ultimately focused on consideration of the proposed new definition of "Investment adviser" in ARM 6.10.102(5)(a) through (d). On September 10, 2020, the CSI met telephonically with the EAIC where the CSI indicated that it would delete ARM 6.10.102(5)(a) through (d) in the final rule. Based on the same, the EAIC has withdrawn its objection, based on this deletion.

COMMENT NO. 2: We object to the proposed amendment to ARM 6.10.102(5)(a) through (d), because an investment adviser is not an insurance agent.

RESPONSE NO. 2: See the CSI's response to Comment No. 1 above, deleting ARM 6.10.102(5)(a) through (d) in the final rule.

COMMENT NO. 3: Writing on behalf of 12 state-registered investment advisers, we object to the proposed amendment of ARM 6.10.402, believing it is unnecessary and should not be deemed a fraudulent and unethical practice if an adviser accesses a client's account held at another financial institution with the client's permission.

RESPONSE NO. 3: When an adviser accesses a client's account with the client's own unique log-in, the adviser is in effect pretending to be that client and has the same access to the account as the client, raising multiple concerns including, but not limited to, cybersecurity risks, custody concerns, and other issues. The updated rule will permit access to a client's account where certain conditions are met; please see ARM 6.10.402(1)(w)(i) through (iii). Finally, these proposed changes implement amendments made to the NASAA Prohibited Conduct of Investment Advisers, Investment Adviser Representatives and Federal Covered Investment Advisers

Model Rule USA 2002 502(b) and NASAA Unethical Business Practices of Investment Advisers, Investment Adviser Representatives, and Federal Covered Advisers Model Rule 102(a)(4)-1. Accordingly, the CSI will amend ARM 6.10.402 as proposed.

COMMENT NO. 4: Writing on behalf of 12 state-registered investment advisers, we object to the proposed amendment of ARM 6.10.510, requiring the implementation of written physical security and cybersecurity policies and procedures and a business continuity and succession plan. We believe the rules will be overly burdensome and add another layer of regulation and oversight that will adversely impact an adviser's ability to compete in the current business environment.

RESPONSE NO. 4: The CSI believes the physical security and cybersecurity safeguards required by the proposed amendment are more than reasonably necessary to aid in the protection of a client's personally identifiable information and other sensitive and confidential information from cybersecurity and physical security threats and breaches. Similarly, a business continuity and succession plan should ensure the continuity of services and the smooth wind down of an adviser's business in the event of death or other disruption of business activities – all of which protect and minimize risk to the adviser's clients. Further, the amendments incorporate provisions of the NASAA Model Rule on Business Continuity and Succession Planning Model Rule 203(a)-1A, and Investment Adviser Information Security and Privacy Rule. Accordingly, the CSI will amend ARM 6.10.510 as proposed.

/s/ Mary Belcher
Mary Belcher
Rule Reviewer

/s/ Michelle Dietrich
Michelle Dietrich
Chief Legal Counsel

Certified to the Secretary of State October 13, 2020.

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

In the matter of the adoption of an emergency rule closing Clark's Lookout State Park in Beaverhead County)
) NOTICE OF ADOPTION OF AN EMERGENCY RULE
)
)

TO: All Concerned Persons

1. The Department of Fish, Wildlife and Parks (department) has determined the following reasons justify the adoption of an emergency rule closing Clark's Lookout State Park (park):

(a) A large cottonwood tree has blown over and is leaning onto the latrine, posing a threat to persons entering and parking in the park due to the instability of the tree until it is removed.

(b) Therefore, as this situation constitutes an imminent peril to public health, safety, and welfare, and this threat cannot be averted or remedied by any other administrative act, the department adopts the following emergency rule. The emergency rule will be sent as a press release to newspapers throughout the state. Also, signs informing the public of the closure will be posted at access points. The rule will be sent to interested parties, and published as an emergency rule in Issue No. 20 of the 2020 Montana Administrative Register.

2. The department will make reasonable accommodations for persons with disabilities who wish to participate in the rulemaking process and need an alternative accessible format of the notice. If you require an accommodation, contact the department no later than 5:00 p.m. on November 20, 2020, to advise us of the nature of the accommodation that you need. Please contact Kaedy Gangstad, Fish, Wildlife and Parks, 1420 East Sixth Avenue, P.O. Box 200701, Helena, MT 59620-0701; telephone (406) 444-4594; or e-mail kgangstad@mt.gov.

3. The emergency rule is effective October 15, 2020, when this rule notice is filed with the Secretary of State.

4. The text of the emergency rule provides as follows:

NEW RULE I CLARK'S LOOKOUT STATE PARK EMERGENCY CLOSURE

(1) Clark's Lookout State Park is located in Beaverhead County.

(2) Clark's Lookout State Park is closed to all public occupation and recreation.

(3) This rule will expire as soon as the department determines Clark's Lookout State Park is again safe for occupation and recreation. Signs restricting use of the Clark's Lookout State Park will be removed when the rule is no longer effective.

AUTH: 2-4-303, 23-1-106, MCA

IMP: 2-4-303, 23-1-106, MCA

5. The rationale for the emergency rule is set forth in paragraph 1.

6. Concerned persons are encouraged to submit their comments to the department. Please submit comments along with names and addresses to: Jessica Snyder, Department of Fish, Wildlife and Parks, P.O. Box 200701, Helena, MT, 59602-0701; e-mail jesssnyder@mt.gov. Any comments must be received no later than December 4, 2020.

7. The department maintains a list of interested persons who wish to receive notice of rulemaking actions proposed by the department or commission. Persons who wish to have their name added to the list shall make written request that includes the name and mailing address of the person to receive the notice and specifies the subject or subjects about which the person wishes to receive notice. Such written request may be mailed or delivered to Fish, Wildlife and Parks, Legal Unit, P.O. Box 200701, 1420 East Sixth Avenue, Helena, MT 59620-0701, faxed to the office at (406) 444-7456, or may be made by completing the request form at any rules hearing held by the department.

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

/s/ Aimee Hawkaluk
Aimee Hawkaluk
Rule Reviewer

/s/ Martha Williams
Martha Williams
Director
Department of Fish, Wildlife and Parks

Certified to the Secretary of State October 15, 2020.

BEFORE THE BOARD OF ENVIRONMENTAL REVIEW
OF THE STATE OF MONTANA

In the matter of the amendment of ARM) 17.30.1202, 17.30.1203, 17.30.1304,) 17.30.1322, 17.30.1331, 17.30.1340,) 17.30.1341, 17.30.1342, 17.30.1344,) 17.30.1345, 17.30.1346, 17.30.1350,) 17.30.1354, 17.30.1361, and 17.30.1372) pertaining to MPDES program updates)	NOTICE OF AMENDMENT (WATER QUALITY)
--	--

TO: All Concerned Persons

1. On April 30, 2020, the Board of Environmental Review published MAR Notice No. 17-411 pertaining to a notice of proposed amendment of the above-stated rules at pages 750 of the 2020 Montana Administrative Register, Issue Number 8. On May 29, 2020, the board published an amended notice to hold a virtual public hearing on the proposed amendment at page 942 of the 2020 Montana Administrative Register, Issue Number 10.

2. The board has amended ARM 17.30.1202, 17.30.1203, 17.30.1304, 17.30.1322, 17.30.1331, 17.30.1340, 17.30.1341, 17.30.1342, 17.30.1344, 17.30.1345, 17.30.1346, 17.30.1350, 17.30.1354, and 17.30.1361 as proposed.

3. The board has amended ARM 17.30.1372 as proposed but with the following changes, stricken matter interlined, new matter underlined:

17.30.1372 PUBLIC NOTICE OF PERMIT ACTIONS AND PUBLIC COMMENT PERIOD (1) through (5)(d) remain as proposed.

(e) for major permits and MPDES general permits, in lieu of addition to the requirement for publication of a notice in a daily or weekly newspaper, as described in (5)(b), the department may also publish all notices of activities described in (1) to the permitting authority's department's public website. If the department selects this option for a draft permit, as defined in ARM 17.30.1304, in addition to meeting the requirements in (6), the department must post the draft permit and fact sheet on the website for the duration of the public comment period.

(6) through (8) remain as proposed.

4. The board has considered the comments and testimony received. A summary of the comments received and the board's responses are as follows:

COMMENT NO. 1: We oppose ARM 17.30.1372(5)(e), which allows public notice for major permits and MPDES general permits on the permitting agency's website. Due process requires an independent party to publish and verify the public notice, and a newspaper notice does that, as opposed to a government website. We do not understand the government's stated motive to expand public participation or notice by not placing notices in newspapers. The legal requirement is to place it in

newspapers.

RESPONSE: The board agrees, in part, with the comment. Section 2-3-103(1)(a), MCA, requires each agency to develop procedures for encouraging the public to participate in agency decisions of significant interest to the public. Government websites are increasingly becoming the avenue for the dissemination of information to the public and the proposed amendment aligns with federal rule amendments. However, to encourage public participation, the board will continue to require newspaper notice for major and MPDES general permits and will clarify that the department may, in addition, provide notice of proposed permit actions on its public website.

COMMENT NO. 2: Citizens do not use government websites to find public notice with the reliability and predictability that they look to newspapers to find notices. The technology of authenticating web postings is in its infancy, but a newspaper notice creates a permanent record and is supported with an affidavit. Also, the Montana Newspaper Association aggregates every public notice placed in the state of Montana on a searchable database.

RESPONSE: See response to NO. 1.

COMMENT NO. 3: ARM 17.30.1372(5)(e) should be revised to require public notice on the agency website in addition to the newspaper requirement for major permits and general permits. The Montana State Library has a map of broadband DSL and fiberoptic technology that demonstrates not all Montanans have access to reliable and quick internet service, especially in rural areas.

RESPONSE: See response to NO. 1.

COMMENT NO. 4: The option to publish public notice on the agency website is in the federal regulations, and other regions use it. The intent of ARM 17.30.1372(5)(e) is to provide flexibility to the permitting authority, so they may reach as many people as possible. A newspaper should be used if it is the best way to reach people, and an agency website should be used if it is the best way to reach people.

RESPONSE: The board agrees with the comment. See response to NO. 1.

COMMENT NO. 5: "I am a proponent of this rule change, as it lines up DEQ regulations with federal regulations that govern permitting tasks."

RESPONSE: The board and the department thank you for the comment. See also response to NO. 1.

Reviewed by:

BOARD OF ENVIRONMENTAL REVIEW

/s/ Edward Hayes

EDWARD HAYES

Rule Reviewer

BY: /s/ Christine Deveny

CHRISTINE DEVENY

Chair

Certified to the Secretary of State October 13, 2020.

BEFORE THE DEPARTMENT OF REVENUE
OF THE STATE OF MONTANA

In the matter of the amendment of)	NOTICE OF AMENDMENT AND
ARM 42.20.156, 42.20.601,)	REPEAL
42.20.610, 42.20.620, 42.20.640,)	
42.20.655, 42.20.675, 42.20.681, and)	
42.20.682; and the repeal of ARM)	
42.20.606, 42.20.615, 42.20.630, and)	
42.20.635 pertaining to classification)	
and valuation of class three property)	
(i.e., agricultural land))	

TO: All Concerned Persons

1. On August 28, 2020, the Department of Revenue published MAR Notice No. 42-1023 pertaining to the public hearing on the proposed amendment and repeal of the above-stated rules at page 1594 of the 2020 Montana Administrative Register, Issue Number 16.

2. On September 28, 2020, a public hearing was held via videoconferencing to consider the proposed amendment and repeal. No interested persons appeared via video or telephone at the hearing. No timely oral or written comments were received.

3. The department has amended and repealed the above-stated rules as proposed.

/s/ Todd Olson
Todd Olson
Rule Reviewer

/s/ Gene Walborn
Gene Walborn
Director of Revenue

Certified to the Secretary of State October 13, 2020.

BEFORE THE SECRETARY OF STATE
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF AMENDMENT
ARM 1.2.419 pertaining to the)
scheduled dates for the 2021)
Montana Administrative Register)

TO: All Concerned Persons

1. On September 11, 2020, the Secretary of State published MAR Notice No. 44-2-240 pertaining to the public hearing on the proposed amendment of the above-stated rule at page 1695 of the 2020 Montana Administrative Register, Issue Number 17.
2. The Secretary of State has amended the above-stated rule as proposed.
3. No comments or testimony were received.

/s/ AUSTIN JAMES
Austin James
Rule Reviewer

/s/ COREY STAPLETON
Corey Stapleton
Secretary of State

Dated this 13th day of October, 2020.

NOTICE OF FUNCTION OF ADMINISTRATIVE RULE REVIEW COMMITTEE

Interim Committees and the Environmental Quality Council

Administrative rule review is a function of interim committees and the Environmental Quality Council (EQC). These interim committees and the EQC have administrative rule review, program evaluation, and monitoring functions for the following executive branch agencies and the entities attached to agencies for administrative purposes.

Economic Affairs Interim Committee:

- Department of Agriculture;
- Department of Commerce;
- Department of Labor and Industry;
- Department of Livestock;
- Office of the State Auditor and Insurance Commissioner; and
- Office of Economic Development.

Education and Local Government Interim Committee:

- State Board of Education;
- Board of Public Education;
- Board of Regents of Higher Education; and
- Office of Public Instruction.

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

- Department of Public Health and Human Services.

Law and Justice Interim Committee:

- Department of Corrections; and
- Department of Justice.

Energy and Telecommunications Interim Committee:

- Department of Public Service Regulation.

Revenue and Transportation Interim Committee:

- Department of Revenue; and
- Department of Transportation.

State Administration and Veterans' Affairs Interim Committee:

- Department of Administration;
- Department of Military Affairs; and
- Office of the Secretary of State.

Environmental Quality Council:

- Department of Environmental Quality;
- Department of Fish, Wildlife and Parks; and
- Department of Natural Resources and Conservation.

Water Policy Interim Committee (where the primary concern is the quality or quantity of water):

- Department of Environmental Quality;
- Department of Fish, Wildlife and Parks; and
- Department of Natural Resources and Conservation.

These interim committees and the EQC have the authority to make recommendations to an agency regarding the adoption, amendment, or repeal of a rule or to request that the agency prepare a statement of the estimated economic impact of a proposal. They also may poll the members of the Legislature to determine if a proposed rule is consistent with the intent of the Legislature or, during a legislative session, introduce a bill repealing a rule, or directing an agency to adopt or amend a rule, or a Joint Resolution recommending that an agency adopt, amend, or repeal a rule.

The interim committees and the EQC welcome comments and invite members of the public to appear before them or to send written statements in order to bring to their attention any difficulties with the existing or proposed rules. The mailing address is P.O. Box 201706, Helena, MT 59620-1706.

HOW TO USE THE ADMINISTRATIVE RULES OF MONTANA AND THE MONTANA ADMINISTRATIVE REGISTER

Definitions: **Administrative Rules of Montana (ARM)** is a looseleaf compilation by department of all rules of state departments and attached boards presently in effect, except rules adopted up to three months previously.

Montana Administrative Register (MAR or Register) is an online publication, issued twice-monthly, containing notices of rules proposed by agencies, notices of rules adopted by agencies, and interpretations of statutes and rules by the Attorney General (Attorney General's Opinions) and agencies (Declaratory Rulings) issued since publication of the preceding Register.

Use of the Administrative Rules of Montana (ARM):

- | | |
|---------------|--|
| Known Subject | 1. Consult ARM Topical Index.
Update the rule by checking recent rulemaking and the table of contents in the last Montana Administrative Register issued. |
| Statute | 2. Go to cross reference table at end of each number and title which lists MCA section numbers and department corresponding ARM rule numbers. |

RECENT RULEMAKING BY AGENCY

The Administrative Rules of Montana (ARM) is a compilation of existing permanent rules of those executive agencies that have been designated by the Montana Administrative Procedure Act for inclusion in the ARM. The ARM is updated through March 31, 2020. This table includes notices in which those rules adopted during the period April 30, 2020, through October 9, 2020, occurred and any proposed rule action that was pending during the past 6-month period. (A notice of adoption must be published within six months of the published notice of the proposed rule.) This table does not include the contents of this issue of the Montana Administrative Register (MAR or Register).

To be current on proposed and adopted rulemaking, it is necessary to check the ARM updated through March 31, 2020, this table, and the table of contents of this issue of the Register.

This table indicates the department name, title number, notice numbers in ascending order, the subject matter of the notice, and the page number(s) at which the notice is published in the 2020 Montana Administrative Register.

To aid the user, this table includes rulemaking actions of such entities as boards and commissions listed separately under their appropriate title number.

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2-59-596	Banking - Bank Branches - Limitations on Loans - Bank Branch Relocations, p. 1296, 1698
2-59-599	Semiannual Assessments of Banks and Supervisory Fees of Credit Unions Related to the COVID-19 Pandemic, p. 897
2-59-600	Semiannual Assessment for Banks, p. 1039, 1515
2-59-602	Report Due Dates for Mortgage Servicers - When Initial Mortgage License Applications Are Deemed Abandoned, p. 1247, 1615
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2-59-606	Renewal Fees of Mortgage Brokers, Mortgage Lenders, Mortgage Servicers, and Mortgage Loan Originators, p. 1547, 1836
2-59-609	Semiannual Assessment for Banks and Credit Unions, p. 1786
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2-43-594	Investment Policy Statements for the Defined Contribution Retirement Plan and the 457(b) Deferred Compensation Plan, p. 347, 1117
2-43-601	Adoption by Reference of the State of Montana Public Employee Defined Contribution Plan Document and the Public Employee Deferred Compensation (457) Plan Document, p. 1035, 1614

AGRICULTURE, Department of, Title 4

- 4-20-264 Student Loan Assistance Program, p. 123, 570, 776
- 4-20-266 Restricted Weed Seeds, p. 514, 1018
- 4-20-267 Commodity Dealer Licenses, p. 517, 1019
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- 4-20-269 Montana Hemp Research and Market Development Program, p. 1319

STATE AUDITOR, Office of, Title 6

- 6-250 Securities Regulation - Filings - Securities Exemptions - Fraudulent and Unethical Practices - Broker-Dealers and Investment Advisers - Transactional Exemption, p. 719
- 6-261 Surety Insurance Producers Who Sell, Solicit, or Negotiate Commercial Bail Bonds, p. 739

(Classification Review Committee)

- 6-262 Establishment, Deletion, or Revision of Classifications for Various Industries for Supplementing the NCCI Basic Manual for Workers' Compensation and Employers Liability Insurance, p. 1014, 1734

COMMERCE, Department of, Title 8

- 8-22-181 Board of Horse Racing, p. 433, 777
- 8-94-182 Administration of the CDBG Program, p. 436, 778
- 8-94-183 Administration of the CDBG Program, p. 523, 956
- 8-94-184 Administration of the 2021 Biennium Federal Community Development Block Grant (CDBG) Program—Planning Grants, p. 1378, 1735

EDUCATION, Title 10

(Board of Public Education)

- 10-53-137 Technology Integration Content Standards, p. 1380
- 10-54-134 K-12 Career and Technical Education Content Standards, p. 1398
- 10-55-135 K-12 Computer Science Content Standards, p. 1416
- 10-55-136 Library Media Content Standards, p. 1428
- 10-55-138 K-12 Social Studies Content Standards, p. 1446

(Office of Public Instruction)

- 10-13-133 Traffic Education, p. 939, 1281

FISH, WILDLIFE AND PARKS, Department of, Title 12

- 12-525 Public Access Land Agreements, p. 129, 779
- 12-527 Replacement Licenses, p. 352, 900
- 12-529 Closing Bird Island on Flathead Lake in Lake County, p. 1616
- 12-530 Closing the Shields River to All Motorized Watercraft, p. 1690

12-532 Closing Spring Meadow Lake State Park in Lewis and Clark County, p. 1705

(Fish and Wildlife Commission)

12-531 Recreational Use on the Madison River, p. 1722

GOVERNOR, Office of, Title 14

14-7 Energy Supply Emergency Rules, p. 136, 1322

ENVIRONMENTAL QUALITY, Department of, Title 17

17-406 Technologically Enhanced Naturally Occurring Radioactive Material (TENORM) Waste, p. 1239, 159, 1118

17-409 Wind Generation Facility and Solar Facility Decommissioning and Bonding, p. 231, 957

17-410 Incorporation by Reference - Definitions - Asbestos Project Permits - Training Provider Requirements - Fees - Refunds, p. 354, 525, 633, 1150, 1325

(Board of Environmental Review)

17-411 MPDES Program Updates, p. 750, 942

17-412 Natural and Nonanthropogenic Water Quality Standards, p. 765, 944, 1618

17-413 Air Quality Operation Fees, p. 1550

17-414 Selenium Standards for Lake Koocanusa and the Kootenai River, p. 1789

TRANSPORTATION, Department of, Title 18

18-180 Motor Carrier Services Safety Requirements, p. 769, 1020

18-181 MDT Employee Grievance Procedures, p. 840, 1045, 1516

18-182 Motor Carrier Services, p. 1251, 1626

18-183 Motor Fuels Tax, p. 1795

CORRECTIONS, Department of, Title 20

(Board of Pardons and Parole)

20-25-70 Parole Guidelines - Conditional Discharge From Supervision, p. 1556, 1693

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23-18-249 Montana 24/7 Sobriety Program Act, p. 1804

LABOR AND INDUSTRY, Department of, Title 24

Boards under the Business Standards Division are listed in alphabetical order by chapter following the department notices.

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- 24-11-357 Unemployment Insurance Benefits Related to the COVID-19 Pandemic, p. 787
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- 24-126-37 Continuing Education Requirements - Acceptable Continuing Education - Dry Needling, p. 638, 1737

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- 24-138-78 Approved Clinical Exam Criteria for Dentists and Dental Hygienists - Specialty Advertising - Dental Hygienists—Temporary Practice Permits, p. 1268, 1631

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- 24-156-87 Definitions - Training of Student Physician Assistants - Application for Physician Assistant License - Physician Assistant Fees - Reporting to the Board - Supervision of Physician Assistant - Patient Rights - Unprofessional Conduct - Management of Infectious Wastes - Physician Assistant License Renewal, p. 1561
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24-156-89 ECP Scope of Practice, p. 1838

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24-159-91 Curriculum Goals and General Requirements for Programs, p. 648, 965

(Board of Optometry)

24-168-44 General Practice Requirements - Continuing Education Requirements–Audit - Approved Continuing Education - Unprofessional Conduct - Board Meetings, p. 256, 901

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EXECUTIVE BRANCH APPOINTEES AND VACANCIES

Section 2-15-108, MCA, passed by the 1991 Legislature, directed that all appointing authorities of all appointive boards, commissions, committees, and councils of state government take positive action to attain gender balance and proportional representation of minority residents to the greatest extent possible.

One directive of 2-15-108, MCA, is that the Secretary of State publish monthly in the ***Montana Administrative Register*** a list of executive branch appointees and upcoming vacancies on those boards and councils.

In this issue, appointments effective in September 2020 appear. Potential vacancies from November 1, 2020 through January 31, 2021, are also listed.

IMPORTANT

Membership on boards and commissions changes constantly. The following lists are current as of October 1, 2020.

For the most up-to-date information of the status of membership, or for more detailed information on the qualifications and requirements to serve on a board, contact the appointing authority.

EXECUTIVE BRANCH APPOINTEES FOR SEPTEMBER 2020

<u>Appointee</u>	<u>Appointed By</u>	<u>Succeeds</u>	<u>Appointment/End Date</u>
Mental Disabilities Board of Visitors			
Mr. Jeffrey Folsom Helena	Governor	Reappointed	9/11/2020 6/30/2022
Qualifications (if required): Developmental disabilities professional			
Mrs. Deborah Horton Billings	Governor	Tipton	9/11/2020 6/30/2022
Qualifications (if required): Experience with treatment and welfare of adults with mental illness			
Mr. Daniel Timothy Laughlin Anaconda	Governor	Reappointed	9/11/2020 6/30/2022
Qualifications (if required): Skills, knowledge, and experience of adults with developmental disabilities			
Statewide Interoperability Communications Advisory Council			
Mr. Quinn Ness Helena	Governor	Hanks	9/11/2020 5/1/2022
Qualifications (if required): Representative of Cybersecurity			

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Information Technology Board		
Director Sheila Hogan, Helena Qualifications (if required): Director of a state agency	Governor	1/1/2021
Mr. Sean Higginbotham, Great Falls Qualifications (if required): Member representing local government	Governor	1/1/2021
21st Judicial District		
Ms. Jennifer Boatwright Lint, Victor Qualifications (if required): None Stated	Governor	1/4/2021
4th Judicial District		
Mr. Shane Anthony Vannatta, Missoula Qualifications (if required): None Stated	Governor	12/31/2020
9-1-1 Advisory Council		
Director Jason Smith, Helena Qualifications (if required): Director of Indian Affairs	Governor	1/1/2021
Achieving a Better Life Experience Program Oversight Committee		
Director John Lewis, Helena Qualifications (if required): Dept. of Administration Director or Designee	Governor	1/1/2021
Ms. Catherine Murphy, Helena Qualifications (if required): Director of DPHHS or designee	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Aeronautics		
Mr. Walter LeRoy McNutt, Sidney Qualifications (if required): Member of the Montana Chamber of Commerce	Governor	1/1/2021
Ms. Tricia McKenna, Bozeman Qualifications (if required): Member of the Montana Pilots' Association	Governor	1/1/2021
Mr. Roger Lincoln, Gildford Qualifications (if required): Member of the Association of Montana Aerial Applicators	Governor	1/1/2021
Mr. Bill Hunt Jr., Shelby Qualifications (if required): Attorney/Member of the MT County Comm. Assoc. or the MT League of Cities & Towns	Governor	1/1/2021
Mr. Jeff Wadekamper, Helena Qualifications (if required): Representative of the Montana Airport Management Association	Governor	1/1/2021
Board of Behavioral Health		
Ms. Kimberly C. Gardner, Helena Qualifications (if required): Licensed Clinical Social Worker	Governor	1/1/2021
Mr. Durand T. Bear Medicine, Browning Qualifications (if required): Licensed Addiction Counselor	Governor	1/1/2021
Dr. Catherine B. Jenni, Missoula Qualifications (if required): Licensed Professional Counselor and Marriage and Family Therapist	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Behavioral Health Cont.		
Ms. Megan N. Bailey, Missoula Qualifications (if required): Licensed Social Worker	Governor	1/1/2021
Mr. Adrian Sagan, Helena Qualifications (if required): Licensed Social Worker	Governor	1/1/2021
Board of Chiropractors		
Dr. Vincent J. Maddio, Helena Qualifications (if required): Practicing Chiropractor	Governor	1/1/2021
Ms. Sheryl Olson, Stevensville Qualifications (if required): Representative of the public	Governor	1/1/2021
Dr. Marcus Nynas, Billings Qualifications (if required): Practicing Chiropractor	Governor	1/1/2021
Board of Crime Control		
Atty. Gen. Tim Fox, Helena Qualifications (if required): Attorney General	Governor	1/1/2021
Sheriff Leo Dutton, Helena Qualifications (if required): Law Enforcement Representative	Governor	1/1/2021
Mr. William Dial, Whitefish Qualifications (if required): Law Enforcement Representative	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Crime Control Cont.		
Commissioner Laura Obert, Townsend Qualifications (if required): Local Government, Youth Justice Council Representative	Governor	1/1/2021
Mr. Wyatt Arthur Glade, Miles City Qualifications (if required): Law Enforcement Representative	Governor	1/1/2021
Mr. Tim Brurud, Havre Qualifications (if required): Youth Justice Council Representative	Governor	1/1/2021
Ms. Geri Small, Lame Deer Qualifications (if required): Professional & Community Organizations	Governor	1/1/2021
Mr. Jared Charles Cobell, Great Falls Qualifications (if required): Public Representative	Governor	1/1/2021
Mrs. Jennie Hansen, Huntley Qualifications (if required): Community Corrections	Governor	1/1/2021
Mrs. Katie Patricia Wirtz, Ronan Qualifications (if required): Community Corrections	Governor	1/1/2021
Board of Environmental Review		
Mr. Dexter Busby, Great Falls Qualifications (if required): Experience or background in environmental science	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Environmental Review Cont.		
Mr. John DeArment, Missoula Qualifications (if required): Experience or background in hydrology	Governor	1/1/2021
Ms. Christine Deveny, Helena Qualifications (if required): Expertise or background in local government planning	Governor	1/1/2021
Mr. Christian Tweeten, Missoula Qualifications (if required): Attorney	Governor	1/1/2021
Board of Examiners		
Atty. Gen. Tim Fox, Helena Qualifications (if required): Attorney General	Governor	1/1/2021
Secretary of State Corey Stapleton, Helena Qualifications (if required): Secretary of State	Governor	1/1/2021
Governor Steve Bullock, Helena Qualifications (if required): Governor	Governor	1/1/2021
Board of Hail Insurance		
Commissioner Matt Rosendale, Helena Qualifications (if required): State Auditor	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Horse Racing		
Mr. John Hayes, Great Falls Qualifications (if required): District 3	Governor	1/1/2021
Mr. Ralph Young, Columbus Qualifications (if required): Horse racing Industry	Governor	1/1/2021
Mr. Barry Stang, Helena Qualifications (if required): District 4	Governor	1/1/2021
Ms. Jody Smith, Miles City Qualifications (if required): District 1	Governor	1/1/2021
Board of Housing		
Mr. Eric L. Schindler, Helena Qualifications (if required): Member informed and experienced in housing, economics, or finance	Governor	1/1/2021
Mr. Patrick Edward Melby, Helena Qualifications (if required): Attorney	Governor	1/1/2021
Mr. John Lewis Raymond McClusky, Billings Qualifications (if required): Member informed and experienced in housing, economics, or finance	Governor	1/1/2021
Ms. Amber Sundsted, Billings Qualifications (if required): Member informed and experienced in housing, economics, or finance	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Humanities Montana		
Mrs. Carmen McSpadden, Bozeman Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. Aaron David Pruitt, Bozeman Qualifications (if required): Public Representative	Governor	1/1/2021
Ms. Mandy L. Smoker Broaddus, Helena Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. David A. Irion, Billings Qualifications (if required): Public Representative	Governor	1/1/2021
Board of Investments		
Mr. Mark E. Noennig, Billings Qualifications (if required): Representative of Small Business	Governor	1/1/2021
Mr. Jack Prothero, Great Falls Qualifications (if required): Representative of the financial community	Governor	1/1/2021
Ms. Maggie Jean Peterson, Anaconda Qualifications (if required): Member of the Public Employees' Retirement Board	Governor	1/1/2021
Mr. Jeffrey A. Greenfield, Shepherd Qualifications (if required): Member of the Teachers' Retirement Board	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Investments Cont. Mr. James Michael Edwards, Helena Qualifications (if required): Representative of small business	Governor	1/1/2021
Board of Livestock Mr. Brett DeBruycker, Dutton Qualifications (if required): cattle producer	Governor	1/1/2021
Board of Milk Control Mr. Ralph James Parker, Fairfield Qualifications (if required): Not connected to the industry and not a public officer, Democrat	Governor	1/1/2021
Mr. Erik Somerfeld, Power Qualifications (if required): Not connected to the industry and not a public officer, Democrat	Governor	1/1/2021
Mr. Brian Beerman, Fairfield Qualifications (if required): Not connected to the industry and not a public officer, Republican	Governor	1/1/2021
Board of Nursing Home Administrators Director Sheila Hogan, Helena Qualifications (if required): Director of the Department of Public Health and Human Services	Governor	1/1/2021
Board of Occupational Therapy Practice Ms. Brenda Toner, Missoula Qualifications (if required): Occupational Therapist	Governor	12/31/2020

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Occupational Therapy Practice Cont. Ms. Lora Wier, Choteau Qualifications (if required): Member of the general public	Governor	12/31/2020
Board of Oil and Gas Conservation Mrs. Peggy Ames Nerud, Circle Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. Mac McDermott, Shelby Qualifications (if required): Member from the oil and gas industry	Governor	1/1/2021
Mr. Dennis Trudell, Fairview Qualifications (if required): Landowner (Special)	Governor	1/1/2021
Mr. Corey Michael Welter, Billings Qualifications (if required): Member from the oil and gas industry	Governor	1/1/2021
Ms. Linda Nelson, Billings Qualifications (if required): Public member	Governor	1/1/2021
Board of Pardons and Parole Ms. Annette Carter Farley, Helena Qualifications (if required): Extensive experience in corrections	Governor	1/1/2021
Mr. Edward Foley, Butte Qualifications (if required): Extensive experience in corrections	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Pardons and Parole Cont. Ms. Renee Bauer, Helena Qualifications (if required): Extensive experience in corrections	Governor	1/1/2021
Board of Personnel Appeals Mr. Quinton Edward Nyman, Helena Qualifications (if required): Full-time employee or elected official of a labor union	Governor	1/1/2021
Mrs. Anzarina Fontana Moore, Great Falls Qualifications (if required): Management employee	Governor	1/1/2021
Mrs. Jenny Lin Stringer, Livingston Qualifications (if required): Management employee in an organization	Governor	1/1/2021
Board of Public Assistance Ms. Marianne Roose, Eureka Qualifications (if required): Public Representative	Governor	1/1/2021
Ms. Amy D. Christensen, Helena Qualifications (if required): Attorney	Governor	1/1/2021
Board of Respiratory Care Practitioners Mr. Leonard Bates, Wolf Creek Qualifications (if required): Respiratory Care Practitioner	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Respiratory Care Practitioners Cont.		
Mr. Rusty James Davies, Billings Qualifications (if required): Respiratory Care Practitioners	Governor	1/1/2021
Mr. Tony Jay Miller, Joplin Qualifications (if required): Respiratory Care Practitioner	Governor	1/1/2021
Board of Review		
Director Sheila Hogan, Helena Qualifications (if required): Director of the Department of Public Health and Human Services	Governor	1/1/2021
Director Mike Kadas, Helena Qualifications (if required): Director of the Department of Revenue, Presiding Officer	Governor	1/1/2021
Atty. Gen. Tim Fox, Helena Qualifications (if required): Attorney General, Director of the Department of Justice	Governor	1/1/2021
Director Tom Livers, Helena Qualifications (if required): Director of the Department of Environmental Quality	Governor	1/1/2021
Commissioner Pam Bucy, Helena Qualifications (if required): Commissioner of the Department of Labor and Industry	Governor	1/1/2021
Ms. Angela Wong, Helena Qualifications (if required): Agency requesting inclusion	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Review Cont.		
Director Mike Honeycutt, Helena Qualifications (if required): Director of the Department of Livestock	Governor	1/1/2021
Director Ben Thomas, Helena Qualifications (if required): Director of the Department of Agriculture	Governor	1/1/2021
Mr. Shaun McGrath, Helena Qualifications (if required): Director of the Department of Environmental Quality	Governor	1/1/2021
Commissioner Tom Lopach, Helena Qualifications (if required): Commissioner of Labor and Industry	Governor	1/1/2021
Commissioner Brenda Nordlund, Helena Qualifications (if required): Commissioner of Labor and Industry	Governor	1/1/2021
Board of Speech Language Pathologists and Audiologists		
Dr. Gene W. Bukowski, Billings Qualifications (if required): Audiologist	Governor	12/31/2020
Dr. Kelsey Mann, Billings Qualifications (if required): Audiologist	Governor	12/31/2020
Board of Veterans Affairs		
Major General Matthew T. Quinn, Fort Harrison Qualifications (if required): Director of the Department of Military Affairs, non-voting member	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Board of Veterans Affairs Cont. Director Jason Smith, Helena Qualifications (if required): Director of the Office of Indian Affairs, non-voting member	Governor	1/1/2021
Building Codes Council Director Sheila Hogan, Helena Qualifications (if required): Director of the Department of Public Health and Human Services	Governor	1/1/2021
Butte Natural Resource Damage (NRD) Restoration Council Representative Ryan Lynch, Butte Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. Roderick David Williams, Butte Qualifications (if required): Public Representative	Governor	1/1/2021
Ms. Helen O'Connor Joyce, Butte Qualifications (if required): Public Representative	Governor	1/1/2021
Capitol Complex Advisory Council Mr. Bruce Whittenberg, Helena Qualifications (if required): Director of the Montana Historical Society	Governor	1/1/2021
Mrs. Carol Williams, Missoula Qualifications (if required): Public Member	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Capitol Complex Advisory Council Cont.		
Ms. Molly Kruckenberg, Helena Qualifications (if required): MT Historical Society Director	Governor	1/1/2021
Mrs. Sheena Wilson, Helena Qualifications (if required): Public Member	Governor	1/1/2021
Director John Lewis, Helena Qualifications (if required): Director of the Department of Administration	Governor	1/1/2021
Ms. Tatiana Gant, Helena Qualifications (if required): Director of the Montana Arts Council	Governor	1/1/2021
Ms. Sheryl Olson, Stevensville Qualifications (if required): Public member	Governor	1/1/2021
Coal Board		
Mayor John N. Williams, Colstrip Qualifications (if required): District 2, Impact Area	Governor	1/1/2021
Mr. Sean Smith, Anaconda Qualifications (if required): District 1	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Coal Board Cont.		
Commissioner Sidney Fitzpatrick, Hardin Qualifications (if required): District 2, Impact Area	Governor	1/1/2021
Mr. Shawn Fredrickson, Butte Qualifications (if required): District 1	Governor	1/1/2021
Ms. Amber Lynn Henning, Missoula Qualifications (if required): Attorney, District I	Governor	1/1/2021
Commission for Human Rights		
Mr. Christopher Pope, Bozeman Qualifications (if required): Public Representative	Governor	1/1/2021
Ms. Theresa L. Doty, Butte Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. Michael Murray, Helena Qualifications (if required): Public Representative	Governor	1/1/2021
Ms. Sheri Sprigg, Helena Qualifications (if required): Attorney	Governor	1/1/2021
Commissioner of the Montana Department of Labor and Industry		
Commissioner Thomas K. Lopach, Helena Qualifications (if required): None Stated	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Commissioner of the Montana Department of Labor and Industry Cont. Mr. Galen John Hollenbaugh, Helena Qualifications (if required): Director of the Montana Department of Labor and Industry	Governor	1/4/2021
Department of Administration Director Director John Lewis, Helena Qualifications (if required): Director of the Department of Administration	Governor	12/31/2020
Department of Commerce Director Tara Rice, Helena Qualifications (if required): None Stated	Governor	1/1/2021
Department of Environmental Quality Director Mr. Shaun McGrath, Helena Qualifications (if required):	Governor	1/1/2021
Director Tom Livers, Helena Qualifications (if required): none specified	Governor	12/31/2020
Department of Fish, Wildlife and Parks Director Director Martha Williams, Helena Qualifications (if required): Director of the Department of Fish, Wildlife and Parks	Governor	1/1/2021

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Department of Labor and Industry Director Commissioner Pam Bucy, Helena Qualifications (if required): none specified	Governor	12/31/2020
Department of Military Affairs Director Major General Matthew T. Quinn, Fort Harrison Qualifications (if required): none specified	Governor	12/31/2020
Department of Natural Resources and Conservation Director Director John Tubbs, Helena Qualifications (if required): None Stated	Governor	12/31/2020
Department of Public Health and Human Services Director Director Sheila Hogan, Helena Qualifications (if required): None Stated	Governor	12/31/2020
Department of Revenue Director Director Mike Kadas, Helena Qualifications (if required): None Stated	Governor	12/31/2020
Department of Transportation Director Director Mike Tooley, Helena Qualifications (if required): none specified	Governor	12/31/2020

EXECUTIVE BRANCH VACANCIES – NOVEMBER 1, 2020 THROUGH JANUARY 31, 2021

<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Director of the Department of Commerce Director Pam Haxby-Cote, Helena Qualifications (if required): None Stated	Governor	1/1/2021
Director of the Department of Corrections Director Reginald D. Michael, Helena Qualifications (if required): None Stated	Governor	1/1/2021
Director of the Department of Revenue Director Eugene L. Walborn, Helena Qualifications (if required): None Stated	Governor	1/4/2021
District Court Judge Mr. Howard Frank Recht, Hamilton Qualifications (if required): None Stated	Governor	1/3/2021
District Court Judge District 7 Department 1 Ms. Olivia C. Rieger, Glendive Qualifications (if required): none stated	Governor	1/1/2021
Drought and Water Supply Advisory Committee Lt. Governor Mike Cooney, Helena Qualifications (if required): Representative of the Governor	Governor	1/1/2021
Director Tom Livers, Helena Qualifications (if required): Director of the Department of Environmental Quality	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Drought and Water Supply Advisory Committee Cont.		
Major General Matthew T. Quinn, Fort Harrison Qualifications (if required): Director of the Department of Military Affairs	Governor	1/1/2021
Director John Tubbs, Helena Qualifications (if required): Director of the Department of Natural Resources and Conservation	Governor	1/1/2021
Director Pam Haxby-Cote, Helena Qualifications (if required): Director of the Department of Commerce	Governor	1/1/2021
Director Mike Honeycutt, Helena Qualifications (if required): Director of the Department of Livestock	Governor	1/1/2021
Director Martha Williams, Helena Qualifications (if required): Director of the Department of Fish, Wildlife and Parks	Governor	1/1/2021
Director Ben Thomas, Helena Qualifications (if required): Director of the Department of Agriculture	Governor	1/1/2021
Mr. Shaun McGrath, Helena Qualifications (if required): None Stated	Governor	1/1/2021
Director Tara Rice, Helena Qualifications (if required): Director of the Department of Commerce	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Eastern Montana Elder Justice Council		
Mr. Wyatt Arthur Glade, Miles City Qualifications (if required): County Attorney	Governor	12/31/2020
Ms. Denise Armstrong, Billings Qualifications (if required): Senior advocacy	Governor	12/31/2020
Mr. Tom Barleson, Helena Qualifications (if required): Law Enforcement/Investigator	Governor	12/31/2020
Ms. Marcy Brookie, Roundup Qualifications (if required): Senior advocacy	Governor	12/31/2020
Mr. Neil Brunett, Helena Qualifications (if required): Director or Designee of the Commissioner of Securities and Insurance	Governor	12/31/2020
Mr. Todd Buchanan, Billings Qualifications (if required): Licensed Certified Financial Planner	Governor	12/31/2020
Ms. Renee' Buhmann, Miles City Qualifications (if required): Private financial institution	Governor	12/31/2020
Mr. Gary Connelley, Billings Qualifications (if required): Licensed private attorney	Governor	12/31/2020
Sheriff Allen Fulton, Forsyth Qualifications (if required): Law Enforcement	Governor	12/31/2020

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Eastern Montana Elder Justice Council Cont.		
Ms. Margaret Gallagher, Billings Qualifications (if required): County Attorney	Governor	12/31/2020
Mr. Michael Hagenlock, Helena Qualifications (if required): Director of the DPHHS Ex-Officio	Governor	12/31/2020
Mr. Tom Kuntz, Red Lodge Qualifications (if required): Community leader	Governor	12/31/2020
Mr. Brett Lapham, Billings Qualifications (if required): Law Enforcement/Investigator	Governor	12/31/2020
Mr. Mike Larson, Billings Qualifications (if required): Co-Chair and Senior Advocate	Governor	12/31/2020
Mr. Chris McConnell, Helena Qualifications (if required): Director of the Dept. of Justice Ex-Officio	Governor	12/31/2020
Mr. Chuck Munson, Helena Qualifications (if required): Co-Chair & Director of the Dept. of Justice Ex-Officio	Governor	12/31/2020
Ms. Tammy Peltomaa, Helena Qualifications (if required): Director of the Dept. of Administration, Ex-Officio	Governor	12/31/2020
Mr. Al Ward, Helena Qualifications (if required): Senior Advocate	Governor	12/31/2020

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Eastern Montana Elder Justice Council Cont. Ms. Karla Painter, Billings Qualifications (if required): Law Enforcement/Investigator	Governor	12/31/2020
Economic Development Advisory Council Director Pam Haxby-Cote, Helena Qualifications (if required): Department of Commerce Director	Governor	1/1/2021
Mr. Ken Fichtler, Helena Qualifications (if required): Chief Business Development Officer	Governor	1/1/2021
Director Tara Rice, Helena Qualifications (if required): Director of the Department of Commerce	Governor	1/1/2021
Education Commission of the States Governor Steve Bullock, Helena Qualifications (if required): Governor	Governor	1/1/2021
Ms. Elly Driggers, Helena Qualifications (if required): Educator engaged in K-12 Education	Governor	1/1/2021
Ms. Darlene Schottle, Bigfork Qualifications (if required): Educator in K-12 education	Governor	1/1/2021
Ms. Alison Harmon, Bozeman Qualifications (if required): Educator engaged in the field of higher education	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Education Commission of the States Cont. Superintendent Elsie Arntzen, Helena Qualifications (if required): Superintendent of Public Instruction	Governor	1/1/2021
Family Education Savings Program Oversight Committee Commissioner Matt Rosendale, Helena Qualifications (if required): Commissioner of Insurance	Governor	1/1/2021
Director John Lewis, Helena Qualifications (if required): State Treasurer	Governor	1/1/2021
Commissioner Clayton Christian, Helena Qualifications (if required): Presiding officer of the board or designee	Governor	1/1/2021
Fish and Wildlife Commission Mr. Gregory M. Tollefson, Missoula Qualifications (if required): District 1	Governor	1/1/2021
Mr. Richard Louis Stuker, Chinook Qualifications (if required): District 3, Experienced in the breeding and management of domestic livestock	Governor	1/1/2021
Mr. Matthew Tourtlotte, Billings Qualifications (if required): District 5	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Fish and Wildlife Commission Cont.		
Mr. Shane Colton, Billings Qualifications (if required): District 5	Governor	1/1/2021
Mr. Grover Bennett Aldrich, Missoula Qualifications (if required): District 1	Governor	1/1/2021
Flathead Basin Commission		
Director Tom Livers, Helena Qualifications (if required): Director of the Department of Environmental Quality	Governor	1/1/2021
Director John Tubbs, Helena Qualifications (if required): Director of the Department of Natural Resources and Conservation	Governor	1/1/2021
Director Martha Williams, Helena Qualifications (if required): Director of the Department of Fish, Wildlife and Parks	Governor	1/1/2021
Mr. Patrick Holmes, Helena Qualifications (if required): Governor's Staff	Governor	1/1/2021
Mr. Shaun McGrath, Helena Qualifications (if required): None Stated	Governor	1/1/2021
Flathead Reservation Fish and Wildlife Board		
Ms. Pelah Niamie Hoyt, Missoula Qualifications (if required): Public Representative	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Flathead Reservation Fish and Wildlife Board Cont.		
Mr. Michael Carl Jamison, Whitefish Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. Rodd Richardson, Saint Ignatius Qualifications (if required): Public Representative	Governor	1/1/2021
Governor's Budget Director		
Director Tom Livers, Helena Qualifications (if required): None Stated	Governor	1/1/2021
Hard-Rock Mining Impact Board		
Mr. Joe Michaletz, Helena Qualifications (if required): Representative of the hard-rock mining industry, District 1	Governor	1/1/2021
Ms. Kay Clevidence, Victor Qualifications (if required): Representative of a Major Financial Institution in Montana, District 1	Governor	1/1/2021
Mr. Tim Warner, Bozeman Qualifications (if required): Public At-Large, District 1	Governor	1/1/2021
Mr. Keith Kelly, Helena Qualifications (if required): Representative of a Major Financial Institution in Montana, District 2	Governor	1/1/2021
Mr. John C. Rogers, Clancy Qualifications (if required): Public At-Large, District 1, Impact Area	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Hard-Rock Mining Impact Board Cont.		
Mr. Mark S. Thompson, Butte Qualifications (if required): Representative of the Hard-Rock Mining Industry, District 1	Governor	1/1/2021
Human Rights Commission		
Mr. Timothy A. Tatarka, Billings Qualifications (if required): Public Representative	Governor	1/1/2021
Ms. Stephanie Maria Denton Baucus, Billings Qualifications (if required): Public Representative	Governor	1/1/2021
Information Technology Board		
Director John Tubbs, Helena Qualifications (if required): Director of a State Agency	Governor	1/1/2021
Ms. Jennie Stapp, Helena Qualifications (if required): Director of a State Agency	Governor	1/1/2021
Mr. Ron Baldwin, Helena Qualifications (if required): Chief Information Officer	Governor	1/1/2021
Director John Lewis, Helena Qualifications (if required): Director of the Department of Administration	Governor	1/1/2021
Ms. Cece Harris, Belgrade Qualifications (if required): Member representing the private sector	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Information Technology Board Cont.		
Representative Mike Milburn, Helena Qualifications (if required): Director of a State Agency	Governor	1/1/2021
Ms. Amy Sassano, Helena Qualifications (if required): Office of Budget and Program Planning	Governor	1/1/2021
Mr. Cody Jones, Boulder Qualifications (if required): Local Government	Governor	1/1/2021
Mr. Timothy Bottenfield, Helena Qualifications (if required): Chief Information Officer	Governor	1/1/2021
Director Martha Williams, Helena Qualifications (if required): State Agency Director	Governor	1/1/2021
Commissioner Tom Lopach, Helena Qualifications (if required): Director of a State Agency	Governor	1/1/2021
Commissioner Brenda Nordlund, Helena Qualifications (if required): Director of a State Agency	Governor	1/1/2021
Interagency Coordinating Council for State Prevention Programs		
Atty. Gen. Tim Fox, Helena Qualifications (if required): Attorney General	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Interagency Coordinating Council for State Prevention Programs Cont.		
Director Jason Smith, Helena Qualifications (if required): Director of the Governor's Office of Indian Affairs	Governor	1/1/2021
Director Mike Tooley, Helena Qualifications (if required): Director of the Department of Transportation	Governor	1/1/2021
Director Reginald D. Michael, Helena Qualifications (if required): Director of the Department of Corrections	Governor	1/1/2021
Major General Matthew Quinn, Helena Qualifications (if required): Adjutant General of the Department of Military Affairs	Governor	1/1/2021
Superintendent Elsie Arntzen, Helena Qualifications (if required): Superintendent of Public Instruction	Governor	1/1/2021
Commissioner Galen Hollenbaugh, Helena Qualifications (if required): Commissioner of Labor and Industry	Governor	1/1/2021
Mr. Leslie Caye, Polson Qualifications (if required): Presiding Officer of the Montana Children's Trust Fund Board	Governor	1/1/2021
Ms. Natalia Bowser, Helena Qualifications (if required): Board of Crime Control Executive Officer	Governor	1/1/2021
Commissioner Clayton Christian, Helena Qualifications (if required): Commissioner of Higher Education	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Interagency Coordinating Council for State Prevention Programs Cont. Commissioner Brenda Nordlund, Helena Qualifications (if required): Commissioner of Labor and Industry	Governor	1/1/2021
Interstate Commission on Educational Opportunity for Military Children Superintendent Elsie Arntzen, Helena Qualifications (if required): Superintendent of Public Instruction	Governor	1/1/2021
Interstate Oil Compact Commission Mr. Ron Efta, Wibaux Qualifications (if required): Official Representative	Governor	1/1/2021
 Mr. Jim Halvorson, Billings Qualifications (if required): Associate Official Representative	Governor	1/1/2021
 Mr. Steven D. Durrett, Billings Qualifications (if required): Official Representative of Montana	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Judicial Nomination Commission Senator Lane Larson, Billings Qualifications (if required): Lay member	Governor	1/1/2021
Juvenile Interstate Compact Commissioner Ms. Cathy Gordon, Helena Qualifications (if required): None Stated	Governor	1/1/2021
Labor-Management Advisory Council Lt. Governor Mike Cooney, Helena Qualifications (if required): Chair	Governor	12/31/2020
Mr. Don Judge, Helena Qualifications (if required): Representing Employees	Governor	12/31/2020
Mr. Doug Buman, Seattle, WA Qualifications (if required): Representing Employees	Governor	12/31/2020
Ms. Annette Hoffman, Billings Qualifications (if required): Representing Employers	Governor	12/31/2020
Mr. Eric Strauss, Helena Qualifications (if required): Ex-officio Member	Governor	12/31/2020
Mr. Lance Zanto, Helena Qualifications (if required): Representing Employers	Governor	12/31/2020

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Labor-Management Advisory Council Cont.		
Mr. Jim Larson, Billings Qualifications (if required): Representing Employees	Governor	12/31/2020
Mr. Al Smith, Helena Qualifications (if required): Employees chosen by the Montana Trial Lawyers Association	Governor	12/31/2020
Mr. Adam Haight, Helena Qualifications (if required): Representing Employees	Governor	12/31/2020
Mr. Bridger Mahlum, Helena Qualifications (if required): Employers representing Montana Chamber of Commerce	Governor	12/31/2020
Mr. Mike Marsh, Billings Qualifications (if required): Representing Employers	Governor	12/31/2020
Ms. Vicky Evans, Great Falls Qualifications (if required): Employers representing self-insurers	Governor	12/31/2020
Land Information Advisory Council		
Ms. Jennie Stapp, Helena Qualifications (if required): State Librarian	Governor	1/1/2021
Mr. Ron Baldwin, Helena Qualifications (if required): Chief Information Officer	Governor	1/1/2021

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Land Information Advisory Council Cont. Mr. Timothy Bottenfield, Helena Qualifications (if required): Chief Information Officer	Governor	1/1/2021
Livestock Loss Board Mr. Seth M. Wilson, Missoula Qualifications (if required): Member of the general public	Governor	1/1/2021
Mr. Harold James Cross, Kalispell Qualifications (if required): Member of the general public	Governor	1/1/2021
Ms. Doreen Gillespie, Ethridge Qualifications (if required): Member actively involved in the livestock industry	Governor	1/1/2021
Montana Agriculture Development Council Director Pam Haxby-Cote, Helena Qualifications (if required): Director of the Department of Commerce	Governor	1/1/2021
Director Ben Thomas, Helena Qualifications (if required): Director of the Department of Agriculture	Governor	1/1/2021
Director Tara Rice, Helena Qualifications (if required): Director of the Department of Commerce	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Montana Alfalfa Seed Committee		
Mr. Ernest Johnson, Chinook Qualifications (if required): Actively engaged in the growing of alfalfa seed within the state	Governor	12/1/2020
Mr. John Mehling, Hardin Qualifications (if required): Alfalfa Seed Grower and rears alfalfa leaf-cutting bees	Governor	12/1/2020
Mr. Cavin Steiger, Forsyth Qualifications (if required): Alfalfa seed grower	Governor	12/1/2020
Director Ben Thomas, Helena Qualifications (if required): Director of the Department of Agriculture	Governor	1/1/2021
Montana Children's Trust Fund Board		
Mr. Joseph Mathieu Raffiani, Billings Qualifications (if required): Member	Governor	1/1/2021
Mr. Leslie Caye, Polson Qualifications (if required): Member	Governor	1/1/2021
Ms. Brooke Bartholomew, Miles City Qualifications (if required): Public Member	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Montana Council on Developmental Disabilities		
Ms. Lorrie Merrill, Big Sandy Qualifications (if required): Local Nongovernmental entity interested in services	Governor	1/1/2021
Mr. Bob Maffit, Helena Qualifications (if required): local non-government entity interested in services	Governor	1/1/2021
Ms. Erin Butts, Helena Qualifications (if required): State Agency Representative	Governor	1/1/2021
Mr. Len Nopen, East Helena Qualifications (if required): Self-Advocate	Governor	1/1/2021
Ms. Kim Evermann, Helena Qualifications (if required): State Agency Representative	Governor	1/1/2021
Ms. Melissa Clark, Great Falls Qualifications (if required): Self-Advocate	Governor	1/1/2021
Ms. Jan Wenaas, Great Falls Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021
Mr. Don Berryman, Anaconda Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021
Ms. Nanette Whitman-Holmes, Helena Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021

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Montana Council on Developmental Disabilities Cont.		
Mr. Isaiah Devereaux, Glasgow Qualifications (if required): Self-Advocate	Governor	1/1/2021
Mr. Jim Marks, Helena Qualifications (if required): State Agency Representative	Governor	1/1/2021
Mr. Martin Blair, Missoula Qualifications (if required): Sister Program	Governor	1/1/2021
Mr. Bob Des Jardin, Dillon Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021
Ms. Virjeana Brown, Belgrade Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021
Ms. Rebecca DeCamara, Helena Qualifications (if required): State Agency Representative	Governor	1/1/2021
Mrs. Dianna Crawford, Valier Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021
Mr. Trenton Butler, Big Sandy Qualifications (if required): Self-Advocate	Governor	1/1/2021
Representative Susan Webber, Browning Qualifications (if required): State Legislator	Governor	1/1/2021

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Montana Council on Developmental Disabilities Cont.		
Ms. Tricia Yvonne Lough, Lewistown Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021
Mr. Terry Stratton, Missoula Qualifications (if required): Parent/Family Advocate	Governor	1/1/2021
Mr. Devin Howard Booth, Kalispell Qualifications (if required): Self-advocate	Governor	1/1/2021
Ms. Ann Buss, Helena Qualifications (if required): DPHHS Title V	Governor	1/1/2021
Mr. David Eaton, Livingston Qualifications (if required): Local, nongovernmental agency	Governor	1/1/2021
Ms. Chanda Hermanson, Helena Qualifications (if required): DPHHS, Vocational Rehabilitation	Governor	1/1/2021
Ms. Karrie Reidelbach, Helena Qualifications (if required): DPHHS, Older Americans Act	Governor	1/1/2021
Rep. Geraldine Custer, Forsyth Qualifications (if required): State Legislator	Governor	1/1/2021

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Montana Facility Finance Authority		
Mr. James W. (Bill) Kearns, Townsend Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. Kent Burgess, Billings Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. Larry Putnam, Helena Qualifications (if required): Public Representative	Governor	1/1/2021
Mr. John Rogers, Helena Qualifications (if required): Public Representative	Governor	1/1/2021
Ms. Janet Bastian, Miles City Qualifications (if required): Public Representative	Governor	1/1/2021
Montana Grass Conservation Commission		
Mr. William F. Kennedy, Ekalaka Qualifications (if required): Officer of or serves on the board of directors of a state district	Governor	1/1/2021
Ms. Vicki Dunaway, Billings Qualifications (if required): Member of the public who possesses a general understanding of livestock industry	Governor	1/1/2021
Montana Heritage Preservation and Development Commission		
Director Pam Haxby-Cote, Helena Qualifications (if required): Department of Commerce Director	Governor	1/1/2021

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Montana Heritage Preservation and Development Commission Cont. Mr. Bruce Whittenberg, Helena Qualifications (if required): Director of the Montana Historical Society	Governor	1/1/2021
Director Tara Rice, Helena Qualifications (if required): Director of the Department of Commerce	Governor	1/1/2021
Ms. Molly Kruckenberg, Helena Qualifications (if required): MT Historical Society Director	Governor	1/1/2021
Director Martha Williams, Helena Qualifications (if required): Department of Fish, Wildlife and Parks Director	Governor	1/1/2021
Montana Pulse Crop Committee Director Ben Thomas, Helena Qualifications (if required): Director of the Department of Agriculture	Governor	1/1/2021
Montana Reinsurance Association Board of Directors Mr. Mike Batista, Helena Qualifications (if required): Director appointed by the governor	Governor	1/1/2021
Montana Unmanned Aerial Systems Council Mr. J. D. Jacoby, Helena Qualifications (if required): Department of Commerce Designee	Governor	12/30/2020

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Montana Unmanned Aerial Systems Council Cont. Director Jason Smith, Helena Qualifications (if required): Office of Indian Affairs	Governor	12/31/2020
Mr. Butch Huseby, Helena Qualifications (if required): Dept. of Justice Designee	Governor	12/31/2020
Mr. Mike Bousliman, Helena Qualifications (if required): Department of Transportation Designee	Governor	12/31/2020
Mr. Gordy Conn, Missoula Qualifications (if required): Department of Revenue Designee	Governor	12/31/2020
Ms. Jennifer Fowler, Missoula Qualifications (if required): Representative of the Montana University System	Governor	12/31/2020
Mr. Kreh Germaine, Helena Qualifications (if required): Dept. of Natural Resources and Conservation Designee	Governor	12/31/2020
Mr. Weston Irr, Livingston Qualifications (if required): Private Industry	Governor	12/31/2020
Mr. Dan Olson, Helena Qualifications (if required): Dept. of Livestock Designee	Governor	12/31/2020
Mr. James Strait, Helena Qualifications (if required): Dept. of Environmental Quality Designee	Governor	12/31/2020

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Montana Unmanned Aerial Systems Council Cont.		
Mr. Paul Szczepaniak, Helena Qualifications (if required): Dept. of Corrections Designee	Governor	12/31/2020
Mr. Dustin Temple, Helena Qualifications (if required): Dept. of Fish, Wildlife and Parks Designee	Governor	12/31/2020
Ms. Patty White, Helena Qualifications (if required): Dept. of Commerce Designee	Governor	12/31/2020
Mr. R. Stephen White, Bozeman Qualifications (if required): Private Industry	Governor	12/31/2020
Mr. Joseph Frohlich, Helena Qualifications (if required): State Information Technology Services Rep	Governor	12/31/2020
Northwest Electric Power and Conservation Council		
Mr. Christopher Bo Downen, Helena Qualifications (if required): Member of the Council	Governor	1/1/2021
Ms. Jennifer Anders, Helena Qualifications (if required): none specified	Governor	12/31/2020

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Pacific Northwest Economic Region		
Mr. Cliff Larsen, Missoula Qualifications (if required): Designee of the Governor	Governor	1/1/2021
Phillips County Transportation Improvement Authority		
Ms. Charlene Carley Lefthand-Irvine, Polson Qualifications (if required): Public member	Governor	1/1/2021
Public Safety Officer Standards and Training Council (POST)		
Captain Jason R. Jarrett, Bozeman Qualifications (if required): Detention center administrator	Governor	1/1/2021
Sheriff Tony Harbaugh, Miles City Qualifications (if required): Sheriff	Governor	1/1/2021
Mr. John Strandell, Helena Qualifications (if required): State Government Law Enforcement Representative	Governor	1/1/2021
Mrs. Kimberly Burdick, Fort Benton Qualifications (if required): Montana citizen at-large who is informed and experienced in the subject of law enforcement	Governor	1/1/2021
Sheriff Leo Dutton, Helena Qualifications (if required): Board of Crime Control Member	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Public Safety Officer Standards and Training (POST) Council Cont.		
Lt. Timothy Owen Neiter, Billings Qualifications (if required): Detention Center Administrator or Detention Officer	Governor	1/1/2021
Mr. James Thomas, Canyon Creek Qualifications (if required): Montana citizen at-large who is informed and experienced in the subject of law enforcement	Governor	1/1/2021
Rail Service Competition Council		
Director Mike Kadas, Helena Qualifications (if required): Director of the Department of Revenue	Governor	1/1/2021
Mr. Todd O'Hair, Helena Qualifications (if required): Substantial knowledge and experience related to transportation for the coal industry	Governor	1/1/2021
Mr. Jerry Dean Jimison, Glendive Qualifications (if required): Substantial knowledge and experience related to Class I railroads	Governor	1/1/2021
Director Mike Tooley, Helena Qualifications (if required): Director of the Department of Transportation	Governor	1/1/2021
Mr. Eric Doheny, Dutton Qualifications (if required): Producer	Governor	1/1/2021
Director Ben Thomas, Helena Qualifications (if required): Director of the Department of Agriculture	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Rail Service Competition Council Cont.		
Mr. Ken Fichtler, Helena Qualifications (if required): Chief Business Development Officer of Economic Development	Governor	1/1/2021
Mr. Vu Pham, Billings Qualifications (if required): Knowledge of Mineral Industry Transportation	Governor	1/1/2021
Rangeland Resources Committee		
Mr. John A. Hollenback, Gold Creek Qualifications (if required): Presiding Officer, Rancher	Governor	1/1/2021
Mr. Steve Hedstrom, Raynesford Qualifications (if required): Vice Presiding Officer, Rancher	Governor	1/1/2021
Ms. Diane Ahlgren, Mosby Qualifications (if required): Rancher from the eastern area of the state	Governor	1/1/2021
Mr. Noel Keogh, Nye Qualifications (if required): Rancher from the southern area of the state	Governor	1/1/2021
Mrs. Connie Iversen, Culbertson Qualifications (if required): Rancher from the northern area of the state	Governor	1/1/2021
Mr. Sigurd M. Jensen, Elmo Qualifications (if required): Rancher from the area of the state west of the continental divide	Governor	1/1/2021

	<u>Appointed By</u>	<u>Term End</u>
State Historic Preservation Officer Mr. Peter Brown, Helena Qualifications (if required): Nominee of the Montana Historical Society	Governor	1/1/2021
State Lottery Commission Mr. Wilbur Rehmann, Helena Qualifications (if required): Public Representative	Governor	1/1/2021
Mrs. Jessica Louise Kynett, Livingston Qualifications (if required): 5 years' experience as a law enforcement officer	Governor	1/1/2021
State Parks and Recreation Board Ms. Betty Stone, Glasgow Qualifications (if required): District 4 member	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
State Parks and Recreation Board Cont. Mr. Jeffrey Welch, Livingston Qualifications (if required): District 2 member	Governor	1/1/2021
Ms. Angie Grove, Helena Qualifications (if required): District 1 member	Governor	1/1/2021
Mrs. Erica Jean Lighthiser, Livingston Qualifications (if required): District 2 Member	Governor	1/1/2021
State Tax Appeal Board Mr. Steve Doherty, Missoula Qualifications (if required): Public Representative	Governor	1/1/2021
State-Tribal Economic Development Commission Director Jason Smith, Helena Qualifications (if required): State Director of Indian Affairs	Governor	1/1/2021
Director Pam Haxby-Cote, Helena Qualifications (if required): Member from the Department of Commerce	Governor	1/1/2021
Mr. Ken Fichtler, Helena Qualifications (if required): Member from the Governor's Office of Economic Development	Governor	1/1/2021
Director Tara Rice, Helena Qualifications (if required): Department of Commerce Representative	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Statewide Independent Living Council		
Mr. Carlos Alberto Ramalho, Billings Qualifications (if required): Person with a disability not employed by state agency	Governor	12/1/2020
Ms. Deserie Bonnie Kelly, Missoula Qualifications (if required): Person with a disability	Governor	12/1/2020
Transportation Commission		
Commissioner Greg Jergeson, Chinook Qualifications (if required): District 3	Governor	1/1/2021
Ms. Barb Skelton, Billings Qualifications (if required): District 5	Governor	1/1/2021
Commissioner Dave Schulz, Virginia City Qualifications (if required): District 2	Governor	1/1/2021

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Transportation Commission Cont.		
Mr. Michael L. Hope, Bozeman Qualifications (if required): District 2, Republican	Governor	1/1/2021
Trauma Care Committee		
Ms. Lauri Jackson, Great Falls Qualifications (if required): Member from the Central Regional Trauma Care Advisory Committee	Governor	11/1/2020
Mr. Bradley Louis Von Bergen, Billings Qualifications (if required): Member from the Eastern Regional Trauma Care Advisory Committee	Governor	11/1/2020
Dr. John Bradley Pickhardt, Missoula Qualifications (if required): Member from the Western Regional Trauma Care Advisory Committee	Governor	11/1/2020
Mr. Robert Michael Dowdy, Lewistown Qualifications (if required): Representative of the Montana Hospital Association	Governor	11/1/2020
Mr. Matthew Waller, Chester Qualifications (if required): Montana Hospital Association Representative	Governor	11/1/2020
Dr. David Joseph Newton, Ennis Qualifications (if required): Representative of the MT Medical Assoc.	Governor	11/1/2020
Ms. Brenda Koessl, Glasgow Qualifications (if required): Montana Hospital Assoc. (MHA) Representative	Governor	11/1/2020

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<u>Board/Current Position Holder</u>	<u>Appointed By</u>	<u>Term End</u>
Traumatic Brain Injury Advisory Council		
Director Sheila Hogan, Helena Qualifications (if required): Director of Public Health and Human Services or designee	Governor	1/1/2021
Superintendent Elsie Arntzen, Helena Qualifications (if required): Superintendent of Public Instruction or designee	Governor	1/1/2021
Mrs. Teresa McKeon, Malta Qualifications (if required): survivor or family member of a survivor of traumatic brain injury	Governor	1/1/2021
Ms. Carla Hunsley, Fort Peck Qualifications (if required): survivor or family member of a survivor of traumatic brain injury	Governor	1/1/2021
Unemployment Insurance Appeals Board		
Mr. Brian Boland, Great Falls Qualifications (if required): Member of the public who is not an employee of state government	Governor	1/1/2021
Mrs. Sara Novak, Anaconda Qualifications (if required): Substitute board member, member of the public, not an employee of state government	Governor	1/1/2021
Upper Clark Fork River Basin Remediation and Restoration Advisory Council		
Director Martha Williams, Helena Qualifications (if required): Director of the Dept. of Fish, Wildlife and Parks	Governor	1/1/2021
Director John Tubbs, Helena Qualifications (if required): Director of the DNRC	Governor	1/1/2021

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Water Pollution Control Advisory Council		
Mr. Earl Salley, Great Falls Qualifications (if required): Representative of industry concerned with the disposal of inorganic waste	Governor	1/1/2021
Ms. Stevie Neuman, Vaughn Qualifications (if required): Supervisor of a soil and water conservation district	Governor	1/1/2021
Mr. Michael Wendland, Rudyard Qualifications (if required): Production agriculture representative	Governor	1/1/2021
Mrs. Mary Ahmann Hibbard, Helena Qualifications (if required): Realtor or developer representative	Governor	1/1/2021
Ms. Karen Bucklin Sanchez, Bozeman Qualifications (if required): Licensed professional engineer	Governor	1/1/2021
Mr. Trevor Selch, Helena Qualifications (if required): Fisheries biologist	Governor	1/1/2021
Mr. William Adam Sigler, Bozeman Qualifications (if required): Member of the public	Governor	1/1/2021
Mr. Craig C. Workman, Whitefish Qualifications (if required): Person serving as a public works director	Governor	1/1/2021
Mr. Bob Zimmer, Bozeman Qualifications (if required): Conservation organization representative	Governor	1/1/2021

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Water Pollution Control Advisory Council Cont.		
Mr. Eric Campbell, Bozeman Qualifications (if required): Representative of industry concerned with the disposal of organic waste	Governor	1/1/2021
Mr. Mark Allen Fix, Miles City Qualifications (if required): Irrigated Agriculture Representative	Governor	1/1/2021
Western Interstate Energy Board		
Mr. Jeff Blend, Helena Qualifications (if required): Board Member	Governor	1/1/2021
Mr. Craig Jones, Helena Qualifications (if required): Board Member	Governor	1/1/2021
Mr. Dan Lloyd, Helena Qualifications (if required): Board member	Governor	1/1/2021

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Western Interstate Nuclear Compact State Nuclear Policy Mr. Patrick Holmes, Helena Qualifications (if required): Board member	Governor	1/1/2021
Mr. Christopher Dorrington, Helena Qualifications (if required): Board Alternate Member	Governor	1/1/2021

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SECRETARY OF STATE

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