

BEFORE THE SECRETARY OF STATE
OF THE STATE OF MONTANA

In the matter of the proposed) NOTICE OF PUBLIC HEARING
amendment of ARM 1.2.419) ON PROPOSED AMENDMENT
regarding the scheduled dates)
for the 2006 Montana)
Administrative Register and)
1.2.420 regarding submission)
dates for replacement pages)

TO: All Concerned Persons

1. On October 28, 2005, a public hearing will be held at 10:00 a.m. in the Secretary of State's Office Conference Room, Room 260, State Capitol Building, Helena, Montana, to consider the proposed amendment of the above-stated rules.

2. The Secretary of State 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 Secretary of State no later than 5:00 p.m. on October 21, 2005, to advise us of the nature of the accommodation that you need. Please contact Jean Branscum, Secretary of State's Office, P.O. Box 202801, Helena, MT 59620-2801; telephone (406) 444-5596; FAX (406) 444-5833; e-mail jabranscum@mt.gov.

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

1.2.419 FILING, COMPILING, PRINTER PICKUP AND PUBLICATION SCHEDULE FOR THE MONTANA ADMINISTRATIVE REGISTER (1) The scheduled filing dates, time deadlines, ~~compiling dates, printer pickup dates~~ and publication dates for material to be published in the Montana Administrative Register are listed below:

~~2005 Schedule~~

<u>Filing</u>	<u>Compiling</u>	<u>Printer Pickup</u>	<u>Publication</u>
January 3	January 4	January 5	January 13
January 14	January 18	January 19	January 27
January 31	February 1	February 2	February 10
February 14	February 15	February 16	February 24
March 7	March 8	March 9	March 17
March 21	March 22	March 23	March 31
April 4	April 5	April 6	April 14
April 18	April 19	April 20	April 28
May 2	May 3	May 4	May 12
May 16	May 17	May 18	May 26
June 6	June 7	June 8	June 16
June 20	June 21	June 22	June 30

July 1	July 5	July 6	July 14
July 18	July 19	July 20	July 28
August 1	August 2	August 3	August 11
August 15	August 16	August 17	August 25
August 29	August 30	August 31	September 8
September 12	September 13	September 14	September 22
September 26	September 27	September 28	October 6
October 17	October 18	October 19	October 27
October 31	November 1	November 2	November 10
November 14	November 15	November 16	November 23
November 28	November 29	November 30	December 8
December 12	December 13	December 14	December 22

2006 Schedule

<u>Filing</u>	<u>Publication</u>
<u>January 3</u>	<u>January 12</u>
<u>January 13</u>	<u>January 26</u>
<u>January 30</u>	<u>February 9</u>
<u>February 13</u>	<u>February 23</u>
<u>February 27</u>	<u>March 9</u>
<u>March 13</u>	<u>March 23</u>
<u>March 27</u>	<u>April 6</u>
<u>April 10</u>	<u>April 20</u>
<u>April 24</u>	<u>May 4</u>
<u>May 8</u>	<u>May 18</u>
<u>May 22</u>	<u>June 1</u>
<u>June 12</u>	<u>June 22</u>
<u>June 26</u>	<u>July 6</u>
<u>July 17</u>	<u>July 27</u>
<u>July 31</u>	<u>August 10</u>
<u>August 14</u>	<u>August 24</u>
<u>August 28</u>	<u>September 7</u>
<u>September 11</u>	<u>September 21</u>
<u>September 25</u>	<u>October 5</u>
<u>October 16</u>	<u>October 26</u>
<u>October 30</u>	<u>November 9</u>
<u>November 13</u>	<u>November 22</u>
<u>November 27</u>	<u>December 7</u>
<u>December 11</u>	<u>December 21</u>

(2) remains the same.

AUTH: 2-4-312, MCA
IMP: 2-4-312, MCA

1.2.420 SCHEDULED SUBMISSION DATES FOR REPLACEMENT PAGES TO UPDATE THE ADMINISTRATIVE RULES OF MONTANA (1) The replacement pages are due by 5:00 p.m. on the last business day of each calendar quarter. schedule for updating the ARM is as follows:

~~5:00 p.m. ————— March 31~~

~~5:00 p.m. June 30~~
~~5:00 p.m. September 30~~
~~5:00 p.m. December 31~~

(2) remains the same.

AUTH: 2-4-306, MCA
IMP: 2-4-311, MCA

4. ARM 1.2.419 is proposed to be amended to set dates pertinent to the publication of the Montana Administrative Register during 2006. The schedule is proposed during the month of October in order that it may be adopted during November or December to allow state agencies the opportunity to plan their rulemaking schedule to meet program needs for the upcoming year. ARM 1.2.420 is proposed to be amended to clarify that replacement pages are due on the last business day of each quarter, rather than the last day, since the last day of the quarter sometimes falls on a weekend.

5. 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 Jean Branscum, Secretary of State's Office, P.O. Box 202801, Helena, Montana 59620-2801, or by e-mailing jabranscum@mt.gov, and must be received no later than November 3, 2005.

6. Elwood English, Secretary of State's Office, P.O. Box 202801, Helena, Montana 59620-2801, has been designated to preside over and conduct the hearing.

7. The Secretary of State 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 mailing address of the person to receive notices and specifies that the person wishes to receive notices regarding administrative rules, corporations, elections, notaries, records, uniform commercial code or combination thereof. Such written request may be mailed or delivered to the Secretary of State's Office, Administrative Rules Bureau, 1236 Sixth Avenue, P.O. Box 202801, Helena, MT 59620-2801, faxed to the office at (406) 444-5833, or may be made by completing a request form at any rules hearing held by the Secretary of State's Office.

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

/s/ Brad Johnson
BRAD JOHNSON
Secretary of State

/s/ Mark Simonich
MARK SIMONICH
Rule Reviewer

Dated this 26th day of September 2005.