

BEFORE THE SECRETARY OF STATE
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF PUBLIC HEARING ON
ARM 1.2.419 regarding the) PROPOSED AMENDMENT
scheduled dates for the 2009)
Montana Administrative Register)

TO: All Concerned Persons

1. On October 29, 2008, a public hearing will be held at 11:30 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 rule.

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 22, 2008, 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) 444-4263; TDD (406) 444-9068; e-mail jbranscum@mt.gov.

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

1.2.419 FILING AND PUBLICATION SCHEDULE FOR THE MONTANA ADMINISTRATIVE REGISTER (1) The scheduled filing dates, time deadline, and publication dates for material to be published in the Montana Administrative Register are listed below:

2008 Schedule

Filing	Publication
January 7	January 17
January 22	January 31
February 4	February 14
February 19	February 28
March 3	March 13
March 17	March 27
March 31	April 10
April 14	April 24
April 28	May 8
May 12	May 22
June 2	June 12
June 16	June 26
July 7	July 17

July 21	July 31
August 4	August 14
August 18	August 28
September 2	September 11
September 15	September 25
September 29	October 9
October 14	October 23
October 27	November 6
November 17	November 26
December 1	December 11
December 15	December 24

2009 Schedule

<u>Filing</u>	<u>Publication</u>
<u>January 5</u>	<u>January 15</u>
<u>January 20</u>	<u>January 29</u>
<u>February 2</u>	<u>February 12</u>
<u>February 17</u>	<u>February 26</u>
<u>March 2</u>	<u>March 12</u>
<u>March 16</u>	<u>March 26</u>
<u>April 6</u>	<u>April 16</u>
<u>April 20</u>	<u>April 30</u>
<u>May 4</u>	<u>May 14</u>
<u>May 18</u>	<u>May 28</u>
<u>June 1</u>	<u>June 11</u>
<u>June 15</u>	<u>June 25</u>
<u>July 6</u>	<u>July 16</u>
<u>July 20</u>	<u>July 30</u>
<u>August 3</u>	<u>August 13</u>
<u>August 17</u>	<u>August 27</u>
<u>August 31</u>	<u>September 10</u>
<u>September 14</u>	<u>September 24</u>
<u>October 5</u>	<u>October 15</u>
<u>October 19</u>	<u>October 29</u>
<u>November 2</u>	<u>November 12</u>
<u>November 16</u>	<u>November 25</u>
<u>November 30</u>	<u>December 10</u>
<u>December 14</u>	<u>December 24</u>

(2) remains the same.

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

4. ARM 1.2.419 is proposed to be amended to set dates pertinent to the publication of the Montana Administrative Register during 2009. The schedule is proposed during the month of October in order that it may be adopted during November to allow state agencies the opportunity to plan their rulemaking schedule to meet program needs for the upcoming year.

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 5:00 p.m., November 6, 2008.

6. Janice Doggett, 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, e-mail, 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. Notices will be sent by e-mail unless a mailing preference is noted in the request. Such written request may be mailed or delivered to the Secretary of State's Office, Administrative Rules Services, 1236 Sixth Avenue, P.O. Box 202801, Helena, MT 59620-2801, faxed to the office at (406) 444-4263, or may be made by completing a request form at any rules hearing held by the Secretary of State's Office.

8. An electronic copy of this Proposal Notice is available through the Secretary of State's web site at <http://sos.mt.gov/ARM/Register>. The Secretary of State strives to make the electronic copy of the Notice conform to the official version of the Notice, as printed in the Montana Administrative Register, but advises all concerned persons that in the event of a discrepancy between the official printed text of the Notice and the electronic version of the Notice, only the official printed text will be considered. In addition, although the Secretary of State works to keep its web site accessible at all times, concerned persons should be aware that the web site may be unavailable during some periods, due to system maintenance or technical problems.

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

/s/ Brad Johnson
BRAD JOHNSON
Secretary of State

/s/ Janice Doggett
JANICE DOGGETT
Rule Reviewer

Dated this 29th day of September 2008.