

MONTANA ADMINISTRATIVE REGISTER

ISSUE NO. 2

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 The Proposal Notice Section contains state agencies' proposed new, amended, or repealed rules; the rationale for the change; date and address of public hearing; and where written comments may be submitted.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 print 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) 444-2055.

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BEFORE THE DEPARTMENT OF AGRICULTURE
OF THE STATE OF MONTANA

In the matter of the adoption of NEW) NOTICE OF PUBLIC HEARING ON
RULES I through VI pertaining to) PROPOSED ADOPTION
hemp definitions and license)
applications)

TO: All Concerned Persons

1. On February 15, 2017, at 11:00 a.m., the Department of Agriculture will hold a public hearing in Room 225 of the Scott Hart Building, 302 N. Roberts, Helena, Montana, to consider the proposed adoption of the above-stated rules.

2. The Department of Agriculture 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 Agriculture no later than 5:00 p.m. on February 10, 2017, to advise us of the nature of the accommodation that you need. Please contact Cort Jensen, Department of Agriculture, 302 N. Roberts, Helena, Montana, 59601; telephone (406) 444-3144; fax (406) 444-5409; or e-mail agr@mt.gov.

3. The rules as proposed to be adopted provide as follows:

NEW RULE I DEFINITIONS (1) "Hemp" means the plant Cannabis sativa L. and any part of such plant, whether growing or not, with a delta-nine tetrahydrocannabinol (THC) concentration of not more than 0.3 percent on a dry weight basis.

(2) "Pilot program" means a program to grow hemp under the regulation of the Montana Department of Agriculture for the purposes of complying with federal law.

(3) "Seed repository" means the storage area for those approved varieties of hemp available for sale by the department.

(4) "Specialty variety" means a variety of hemp that the department has not already made an approved variety or does not currently plan to import for that growing year.

(5) "State hemp license" means a license to grow hemp that shows the holder is in compliance with state hemp laws. The holder is also responsible for obeying all applicable federal and tribal regulations.

(6) "Testing" means a testing for the amount of THC, pesticides, or other tests for legal compliance of departmental or federal regulations.

AUTH: 80-18-107, MCA

IMP: 80-18-101, 80-18-102, 80-18-103, 80-18-106, 80-18-107, 80-18-110, 80-18-111, MCA

NEW RULE II APPLICATION FOR HEMP LICENSE (1) An applicant must:

- (a) provide the information required by state law for a hemp license on the form provided by the department;
 - (b) pay all fees as established by rule; and
 - (c) consent to entrance of their property by the department to inspect their hemp fields.
- (2) If the applicant is not a single individual, then all proper filings with the Secretary of State must be current and in good order.
- (3) The applicant, including all corporate officers, must be fingerprinted at a law enforcement agency. The law enforcement agency, not the applicant, must send the fingerprint sheet to the department.
- (4) Licenses will expire on the last day of December of the year that they are issued for.
- (5) Renewals do not require new fingerprinting unless the department requests it or if the corporate officers have changed.
- (6) The licensee must also provide all material required under 80-18-106, MCA.

AUTH: 80-18-107, MCA

IMP: 80-18-102, 80-18-103, 80-18-106, MCA

NEW RULE III PILOT PROGRAM (1) An applicant to the pilot program

must:

- (a) have a Montana hemp license;
 - (b) not be forbidden from participating by a federal agency;
 - (c) meet any additional requirements that the DEA places on the department for the continuation of the program;
 - (d) only obtain seed through the program or program-approved methods;
 - (e) pay a pilot program participation program fee;
 - (f) if they wish to have the department import a hemp specialty variety, they must pay the specialty variety fee as well; and
 - (g) have applied to the department for participation in the program by January 31st unless the department extends the application deadline.
- (2) The department may create a hemp seed repository as part of the pilot program. Only pilot program participants can buy from the repository. The varieties in the repository will be determined by the department. Availability of a particular variety or any seed is not guaranteed by the department.
- (3) All post-harvest commercial use of the hemp must be approved by the department so as to not jeopardize the continued existence of the federal approval of the pilot program.
- (a) Pre-approved and disapproved uses will be listed on the department web site.

AUTH: 80-18-107, MCA

IMP: 80-18-102, 80-18-103, 80-18-106, MCA

NEW RULE IV FEES (1) The fee for a state hemp license is \$50.

(2) The fee for participation in the state pilot program is \$400.

(3) The special variety fee of the pilot program is \$600.

(4) If official sampling is requested by a licensed hemp grower, the fee for providing such a service will be consistent with ARM 4.12.1811.

AUTH: 80-18-107, MCA

IMP: 80-18-102, 80-18-103, 80-18-106, MCA

NEW RULE V LAB TESTING FEES (1) The department will charge any licensee or law enforcement agency \$100 per test for THC levels of a plant.

(2) The department may approve third party testing providers.

AUTH: 80-18-107, MCA

IMP: 80-18-102, 80-18-103, 80-18-106, MCA

NEW RULE VI PENALTIES OR REVOCATIONS (1) After notice to the licensee, the department may suspend a license and start an administrative hearing under MAPA for permanent revocation.

(2) The department may suspend or terminate the hemp license for any violation of county, state, or federal law.

(3) The department may reinstate the license if good cause is shown and a reinstatement fee is paid. The reinstatement fee is \$50 for the state hemp license and \$400 for the state pilot program.

AUTH: 80-18-107, MCA

IMP: 80-18-101, 80-18-103, 80-18-106, 80-18-107, MCA

REASON: These are the minimum rules necessary to comply with federal guidelines to allow a DEA-compliant program to operate in the state of Montana. Fees are set to reasonably cover the expected expenses of the program and are commensurate with similar programs in other states. The average grower who participates in the hemp program will pay \$450 in fees. If the federal government deregulates or curtails their regulation the typical fees will be \$50.

4. 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: Cort Jensen, Department of Agriculture, 302 N. Roberts, P.O. Box 200201, Helena, Montana, 59620-0201; telephone (406) 444-3144; fax (406) 444-5409; or e-mail agr@mt.gov, and must be received no later than 5:00 p.m., February 20, 2017.

5. Cort Jensen, Department of Agriculture, has been designated to preside over and conduct this hearing.

6. 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 that includes the name, e-mail, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. 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 contact person in 4 above or may be made by completing a request form at any rules hearing held by the department.

7. 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.

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

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

/s/ Cort Jensen
Cort Jensen
Rule Reviewer

/s/ Libbi Lovshin
Libbi Lovshin
Administrator
Agriculture

Certified to the Secretary of State January 9, 2017.

BEFORE THE FISH AND WILDLIFE COMMISSION
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF PUBLIC HEARING ON
ARM 12.11.501 and 12.11.2205 and) PROPOSED AMENDMENT AND
the adoption of NEW RULE I) ADOPTION
pertaining to Flathead Lake)

TO: All Concerned Persons

1. On February 13, 2017, at 6:00 p.m., the Fish and Wildlife Commission (commission) will hold a public hearing at the Fish, Wildlife and Parks Region 1 Office, 490 North Meridian Road, Kalispell, Montana, to consider the proposed amendment and adoption of the above-stated rules.

2. The department 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 no later than February 3, 2017, to advise us of the nature of the accommodation that you need. Please contact Kaedy Gangstad, Department of Fish, Wildlife and Parks, P.O. Box 200701, Helena, Montana, 59620-0701; telephone (406) 444-4594; or e-mail kgangstad@mt.gov.

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

12.11.501 LIST OF WATER BODIES (1) through (37) remain the same.
(38) Flathead Lake ARM 12.11.2205 & [NEW RULE I]
(39) through (116) remain the same.

AUTH: ~~23-1-106, 23-2-302~~, 87-1-301, 87-1-303, MCA
IMP: ~~23-1-106~~, 87-1-303, MCA

12.11.2205 FLATHEAD LAKE (1) A portion of Flathead Lake is located in Flathead County.

(2) In Flathead County, Flathead Lake is limited to a controlled no wake speed, as defined in ARM 12.11.101(1), in the following areas:

(a) remains the same.

(3) Refer to [NEW RULE I] for the portion of Flathead Lake located in Lake County.

AUTH: ~~23-1-106~~, 87-1-303, MCA
IMP: ~~23-1-106~~, 87-1-303, MCA

4. The rule as proposed to be adopted provides as follows:

NEW RULE I FLATHEAD LAKE (1) A portion of Flathead Lake is located in Lake County.

(2) In Lake County, Flathead Lake is limited to a controlled no wake speed, as defined in ARM 12.11.101(1), in the following areas:

(a) Cromwell Channel at its narrowest section approximately 800 feet in length or as marked by buoys.

(3) Refer to ARM 12.11.2205 for the portion of Flathead Lake located in Flathead County.

AUTH: 87-1-303, MCA

IMP: 87-1-303, MCA

REASON: The commission received a petition requesting to restrict the Cromwell Channel on Flathead Lake to a no wake zone at its narrowest section approximately 800 feet in length. The petition requested the limitation to address safety concerns, shoreline erosion and property damage, nonmotorized user conflicts, and ferry and wildlife crossing conflicts. A letter of support from the Shoreline Board Chair of the Confederated Salish and Kootenai Tribe (CSKT) was included with the petition.

5. 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: Martha Abbrescia, Department of Fish, Wildlife and Parks Region 1 Office, 490 North Meridian Road, Kalispell, MT 59901; or e-mail mabbrescia@mt.gov, and must be received no later than February 17, 2017.

6. Kaedy Gangstad or another hearing officer appointed by the department has been designated to preside over and conduct this hearing.

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, or may be made by completing the request form at any rules hearing held by the department or commission.

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 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 and adoption of the above-referenced rules will not significantly and directly impact small businesses.

/s/ William Schenk
William Schenk
Rule Reviewer

/s/ Dan Vermillion
Dan Vermillion
Chair
Fish and Wildlife Commission

Certified to the Secretary of State January 9, 2017.

BEFORE THE FISH AND WILDLIFE COMMISSION
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF PUBLIC HEARING ON
ARM 12.11.501 and the adoption of) PROPOSED AMENDMENT AND
NEW RULE I pertaining to the) ADOPTION
Madison River)

TO: All Concerned Persons

1. On February 15, 2017, at 6:00 p.m., the Fish and Wildlife Commission (commission) will hold a public hearing at the Fish, Wildlife and Parks Region 3 Office, 1400 South 19th Avenue, Bozeman, Montana, to consider the proposed amendment and adoption of the above-stated rules.

2. The department 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 no later than February 3, 2017, to advise us of the nature of the accommodation that you need. Please contact Kaedy Gangstad, Department of Fish, Wildlife and Parks, P.O. Box 200701, Helena, Montana, 59620-0701; telephone (406) 444-4594; or e-mail kgangstad@mt.gov.

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

12.11.501 LIST OF WATER BODIES (1) through (78) remain the same.
(79) Madison River [NEW RULE I]
(79) through (116) remain the same but are renumbered (80) through (117).

AUTH: ~~23-1-106, 23-2-302~~, 87-1-301, 87-1-303, MCA
IMP: ~~23-1-106~~, 87-1-303, MCA

4. The rule as proposed to be adopted provides as follows:

NEW RULE I MADISON RIVER (1) A portion of the Madison River is located in Madison County.

(2) In Madison County, the Madison River is limited to a controlled no wake speed, as defined in ARM 12.11.101(1), in the following areas:

(a) the North Ennis Lake Bridge to 600 feet above the Madison Dam.

AUTH: 87-1-303, MCA
IMP: 87-1-303, MCA

REASON: The commission received a petition for a no wake restriction on a 1.3 mile section of the Madison River between the North Ennis Lake Bridge and the Madison Dam. This section of the Madison River is very narrow and receives a large amount

of nonmotorized boating use as well as shoreline-based recreation, including rope swings and popular swimming locations. Limiting this section of the river to a no wake speed will serve to increase public safety and prevent potential accidents with motor boats traveling at a greater than wake speed. This restriction will minimally reduce motorized boating opportunities as motorboats will still be able to use this section at a less than wake speed and the rest of Ennis Lake will be unaffected by this restriction. The restriction will end 600 feet above the Madison Dam as this area is already closed to all occupation under ARM 12.11.3506.

5. 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: Adam Pankratz, Department of Fish, Wildlife and Parks Region 3 Office, 1400 South 19th Avenue, Bozeman, MT 59718-5496; or e-mail apankratz@mt.gov, and must be received no later than February 17, 2017.

6. Kaedy Gangstad or another hearing officer appointed by the department has been designated to preside over and conduct this hearing.

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, or may be made by completing the request form at any rules hearing held by the department or commission.

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 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 and adoption of the above-referenced rules will not significantly and directly impact small businesses.

/s/ Zach Zipfel
Zach Zipfel
Rule Reviewer

/s/ Dan Vermillion
Dan Vermillion
Chair
Fish and Wildlife Commission

Certified to the Secretary of State January 9, 2017.

BEFORE THE FISH AND WILDLIFE COMMISSION
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF PUBLIC HEARING ON
ARM 12.11.501 and the adoption of) PROPOSED AMENDMENT AND
NEW RULE I and NEW RULE II) ADOPTION
pertaining to the Fort Peck Dredge)
Cuts and Fort Peck Reservoir)

TO: All Concerned Persons

1. On February 16, 2017, at 6:00 p.m., the Fish and Wildlife Commission (commission) will hold a public hearing at the Fort Peck Fish Hatchery, 277 Highway 117, Fort Peck, Montana, to consider the proposed amendment and adoption of the above-stated rules.

2. The department 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 no later than February 3, 2017, to advise us of the nature of the accommodation that you need. Please contact Kaedy Gangstad, Department of Fish, Wildlife and Parks, P.O. Box 200701, Helena, Montana, 59620-0701; telephone (406) 444-4594; or e-mail kgangstad@mt.gov.

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

12.11.501 LIST OF WATER BODIES (1) through (41) remain the same.
(42) Fort Peck Dredge Cuts [NEW RULE I]
(42) remains the same but is renumbered (43).
~~(43)~~(44) Fort Peck Reservoir ARM 12.11.2401₁&
12.11.3601, & [NEW RULE II]
(44) through (116) remain the same but are renumbered (45) through (117).

AUTH: ~~23-1-106, 23-2-302~~, 87-1-301, 87-1-303, MCA
IMP: ~~23-1-106~~, 87-1-303, MCA

4. The rules as proposed to be adopted provide as follows:

NEW RULE I FORT PECK DREDGE CUTS (1) The Fort Peck Dredge Cuts are located in Valley County.
(2) The Fort Peck Dredge Cuts are limited to a controlled no wake speed, as defined in ARM 12.11.101(1), in the following areas:
(a) the Bay of Park Grove approximately 75 feet from the shoreline.

AUTH: 87-1-303, MCA
IMP: 87-1-303, MCA

NEW RULE II FORT PECK RESERVOIR (1) A portion of Fort Peck Reservoir is located in Valley County.

(2) In Valley County, Fort Peck Reservoir is limited to a controlled no wake speed, as defined in ARM 12.11.101(1), in the following areas:

(a) Duck Creek Bay as marked by buoys.

AUTH: 87-1-303, MCA

IMP: 87-1-303, MCA

REASON: The commission received two separate petitions for no wake restrictions in Valley County.

A petition was received requesting to restrict the Bay of Park Grove located in the Fort Peck Dredge Cuts to a no wake zone approximately 75 feet from the shoreline to address safety concerns, shoreline damage, and disruption of both animal activity and nonmotorized user activity.

A petition was received requesting to restrict the Duck Creek Bay located on Fort Peck Reservoir to a limited no wake zone near the mouth of the bay to address safety and property damage, as the area has a boat ramp and camping area and is becoming increasingly more popular.

5. 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: Ron Howell, Department of Fish, Wildlife and Parks Region 6 Office, 54078 US Hwy 2 W, Glasgow, MT 59230; or e-mail rhowell@mt.gov, and must be received no later than February 17, 2017.

6. Mark Sullivan or another hearing officer appointed by the department has been designated to preside over and conduct this hearing.

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, or may be made by completing the request form at any rules hearing held by the department or commission.

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 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 and adoption of the above-referenced rules will not significantly and directly impact small businesses.

/s/ Aimee Hawkaluk
Aimee Hawkaluk
Rule Reviewer

/s/ Dan Vermillion
Dan Vermillion
Chair
Fish and Wildlife Commission

Certified to the Secretary of State January 9, 2017.

BEFORE THE BOARD OF MILK CONTROL
AND THE DEPARTMENT OF LIVESTOCK
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF PROPOSED AMENDMENT
ARM 32.23.301 pertaining to licensee)
assessments) NO PUBLIC HEARING
) CONTEMPLATED

TO: All Concerned Persons

1. The Board of Milk Control (board) and the Department of Livestock (department) propose to amend the above-stated rule.

2. The Department of Livestock will make reasonable accommodations for persons with disabilities who wish to participate in the rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact the Department of Livestock no later than 5:00 p.m. on February 10, 2017, to advise us of the nature of the accommodation that you need. Please contact the Department of Livestock, 301 N. Roberts St., Room 308, P.O. Box 202001, Helena, MT 59620-2001; telephone: (406) 444-9321; TTD number: 1 (800) 253-4091; fax: (406) 444-1929; e-mail: MDOLcomments@mt.gov.

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

32.23.301 LICENSEE ASSESSMENTS (1) Pursuant to 81-23-202, MCA, the following assessments for the purpose of deriving funds to administer and enforce the Milk Control Act are levied upon the Milk Control Act licensees of this department.

(a) A fee of ~~\$0.07~~ \$0.05 per hundredweight, with no assessment for fees less than \$5.00 per month, on the total volume of all milk subject to the Milk Control Act produced and sold by a producer-distributor.

(b) A fee of ~~\$0.035~~ \$0.025 per hundredweight, with no assessment for fees less than \$5.00 per month, on the total volume of all milk subject to the Milk Control Act sold by a producer.

(c) A fee of ~~\$0.035~~ \$0.025 per hundredweight, with no assessment for fees less than \$5.00 per month, on the total volume of milk subject to the Milk Control Act sold by a distributor, excepting that which is sold to another distributor. If the distributor is foreign, the assessment must be paid either by the foreign distributor or by the import jobber.

(2) and (3) remain the same.

AUTH: 81-1-102, 81-23-104, 81-23-202, MCA

IMP: 81-1-102, 81-23-103, 81-23-202, MCA

REASON: The board proposes to amend the above-stated rule:

- to raise sufficient revenue to provide for the administration of Title 81, chapter 23, MCA, as proposed for Fiscal Year 2018; and
- to ensure assessments are commensurate with the costs as required by 81-1-102(2), MCA, while maintaining a reasonable cash balance in the related special revenue fund to ensure solvency.

The 28% reduction in assessment rates potentially will affect approximately 133 businesses. The milk control bureau estimates that the rate changes will reduce milk control assessment revenue by approximately \$98,500 in Fiscal Year 2018 compared to estimated Fiscal Year 2017 assessment revenue.

4. The department intends to adopt the proposed amendment effective July 1, 2017.

5. Concerned persons may submit their data, views, or arguments in writing concerning the proposed action to the Executive Officer, Department of Livestock, 301 N. Roberts St., Room 308, P.O. Box 202001, Helena, MT 59620-2001, by faxing to (406) 444-1929, or by e-mailing to MDOLcomments@mt.gov to be received no later than 5:00 p.m., February 17, 2017.

6. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make a written request for a hearing and submit this request along with any written comments they have to the same address as in 5 above. The written request for hearing must be received no later than 5:00 p.m., February 17, 2017.

7. If the department receives requests for a public hearing on the proposed action from either 10 percent or 25, whichever is less, of the persons who are directly affected by the proposed action; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a public hearing will be held at a later date. Notice of the public hearing will be published in the Montana Administrative Register. Ten percent of those persons directly affected has been determined to be 14, based upon there being approximately 133 businesses licensed by the Milk Control Bureau that are currently operating.

8. The board and department maintain lists 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 that includes the name, e-mail, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. 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 contact person in 5 above or may be made by completing a request form at any rules hearing held by the department.

9. 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 this 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.

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 of the above-referenced rule will not significantly and directly impact small businesses.

/s/ Scott Mitchell
Scott Mitchell
Chair
Board of Milk Control

/s/ Michael S. Honeycutt
Michael S. Honeycutt
Executive Officer
Board of Livestock
Department of Livestock

/s/ Cinda Young-Eichenfels
Cinda Young-Eichenfels
Rule Reviewer

Certified to the Secretary of State January 9, 2017.

BEFORE THE DEPARTMENT OF ADMINISTRATION
OF THE STATE OF MONTANA

In the matter of the amendment of ARM) CORRECTED NOTICE OF
2.21.4002, 2.21.4005, 2.21.4008,) AMENDMENT
2.21.4013, 2.21.4020, and 2.21.4028)
pertaining to equal employment)
opportunity, nondiscrimination, and)
harassment prevention)

TO: All Concerned Persons

1. On April 22, 2016, the Department of Administration published MAR Notice No. 2-21-545 regarding a public hearing on the proposed amendment of the above-stated rules at page 617 of the 2016 Montana Administrative Register, Issue Number 8. On October 14, 2016, the department published the notice of amendment at page 1838 of the 2016 Montana Administrative Register, Issue Number 19.

2. In the notice of amendment, changes were made to ARM 2.21.4008 in which the department inadvertently made a grammatical error. This notice corrects the error as shown below, with new matter underlined.

2.21.4008 RESPONSIBILITIES (1) through (2)(a)(viii) remain as adopted.
(ix) reporting to the department each year:
(A) through (3)(k) remain as adopted.

3. Replacement pages for this corrected notice were submitted to the Secretary of State on December 31, 2016.

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

By: /s/ Michael P. Manion
Michael P. Manion, Rule Reviewer
Department of Administration

Certified to the Secretary of State January 9, 2017

BEFORE THE DEPARTMENT OF AGRICULTURE
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF AMENDMENT
ARM 4.13.1001A pertaining to Grain)
Fee Schedule)

TO: All Concerned Persons

1. On November 25, 2016, the Department of Agriculture published MAR Notice No. 4-16-234 pertaining to the public hearing on the proposed amendment of the above-stated rule at page 2089 of the 2016 Montana Administrative Register, Issue Number 22.

2. The department has amended the above-stated rule as proposed.

3. No comments or testimony were received.

/s/ Cort Jensen
Cort Jensen
Rule Reviewer

/s/ Libbi Lovshin
Libbi Lovshin
Administrator
Agriculture

Certified to the Secretary of State January 9, 2017.

BEFORE THE DEPARTMENT OF COMMERCE
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF AMENDMENT
ARM 8.22.2702, 8.22.2811,)
8.22.2905, 8.22.3003, 8.22.3201,)
8.22.3202, 8.22.3807, pertaining to)
the Board of Horse Racing)

TO: All Concerned Persons

1. On December 9, 2016, the Department of Commerce published MAR Notice No. 8-22-150 pertaining to the proposed amendment of the above-stated rules at page 2300 of the 2016 Montana Administrative Register, Issue Number 23.
2. The department has amended the above-stated rules as proposed.
3. No comments or testimony were received.

/s/ Marty Tuttle
Marty Tuttle
Rule Reviewer

/s/ Douglas Mitchell
Douglas Mitchell
Interim Director
Department of Commerce

Certified to the Secretary of State January 9, 2017.

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

In the matter of the repeal of)	NOTICE OF REPEAL OF
Emergency Rules pertaining to)	EMERGENCY RULES
closing the Tiber Reservoir and)	
Canyon Ferry Reservoir)	

TO: All Concerned Persons

1. On December 1, 2016, the department adopted the above-stated emergency rules that were subsequently noticed and published on page 2414 of the 2016 Montana Administrative Register, Issue Number 24. On November 30, 2016, Governor Bullock issued Executive Order No. 18-2016 proclaiming an invasive species emergency. The executive order stated invasive aquatic species comprised a grave threat to the waters and economic resources within the state of Montana, and such introduced species are best controlled when experts take management measures quickly after their introduction is discovered. In the executive order, Governor Bullock developed an incident management organization to manage the state of Montana's response to this invasive species emergency. The incident management organization requested an immediate temporary emergency closure for Tiber Reservoir and Canyon Ferry Reservoir in order to limit the launch or removal of any boat, dock, or other structure that could potentially transport invasive aquatic mussels.

2. The rules were to be in place until ice over, and the incident management organization has made the decision that this condition has been met. The repeal of the rules will be sent as a press release to newspapers throughout the state and posted on the department's web site at fwp.mt.gov. Also, signs informing the public of the closure will be removed at access points. The repeal notice will be sent to interested parties, and published in Issue Number 2 of the 2017 Montana Administrative Register.

3. The repeal of the emergency rules is effective January 10, 2017.

/s/ Rebecca Dockter
 Rebecca Dockter
 Rule Reviewer

/s/ Paul Sihler
 Paul Sihler
 Acting Director
 Department of Fish, Wildlife and Parks

Certified to the Secretary of State January 10, 2017.

BEFORE THE DEPARTMENT OF PUBLIC
HEALTH AND HUMAN SERVICES
OF THE STATE OF MONTANA

In the matter of the amendment of) NOTICE OF AMENDMENT
ARM 37.86.1005 pertaining to the)
removal of dental orthodontia service)
lifetime limits in Medicaid dental)
services)

TO: All Concerned Persons

1. On August 5, 2016, the Department of Public Health and Human Services published MAR Notice No. 37-766 pertaining to the public hearing on the proposed amendment of the above-stated rule at page 1373 of the 2016 Montana Administrative Register, Issue Number 15.

2. The department has amended the above-stated rule as proposed.

3. No comments or testimony were received.

4. The department intends to apply this rule amendment retroactively to July 1, 2016. A retroactive application of the proposed rule amendment does not result in a negative impact to any affected party.

/s/ Brenda K. Elias
Brenda K. Elias, Attorney
Rule Reviewer

/s/ Sheila Hogan
Sheila Hogan, Director
Public Health and Human Services

Certified to the Secretary of State January 9, 2017.

BEFORE THE DEPARTMENT OF PUBLIC
HEALTH AND HUMAN SERVICES
OF THE STATE OF MONTANA

In the matter of the amendment of)	NOTICE OF AMENDMENT AND
ARM 37.62.501, 37.62.705,)	REPEAL
37.62.945, 37.62.1101, 37.62.1103,)	
37.62.1115, 37.62.1117, 37.62.1301,)	
37.62.1317, 37.62.1501, 37.62.1503,)	
37.62.1505, 37.62.1701, 37.62.1705,)	
37.62.1707, 37.62.2103, and)	
37.62.2119, and the repeal of ARM)	
37.62.1107, 37.62.1119, 37.62.1905,)	
and 37.62.1907 pertaining to)	
updating child support enforcement)	
rules)	

TO: All Concerned Persons

1. On November 25, 2016, the Department of Public Health and Human Services published MAR Notice No. 37-778 pertaining to the public hearing on the proposed amendment and repeal of the above-stated rules at page 2104 of the 2016 Montana Administrative Register, Issue Number 22.
2. The department has amended and repealed the above-stated rules as proposed.
3. No comments or testimony were received.

/s/ Caroline Warne
 Caroline Warne, Attorney
 Rule Reviewer

/s/ Sheila Hogan
 Sheila Hogan, Director
 Public Health and Human Services

Certified to the Secretary of State January 9, 2017.

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 a soft back, bound 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 the accumulative table 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. |

ACCUMULATIVE TABLE

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 September 30, 2016. This table includes those rules adopted during the period June 30, 2016, through September 30, 2016, 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 September 30, 2016, this table, and the table of contents of this issue of the Register.

This table indicates the department name, title number, rule numbers in ascending order, catchphrase or the subject matter of the rule, and the page number at which the action is published in either the 2016 or 2017 Montana Administrative Register.

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

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BOARD 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 appointees and upcoming or current vacancies on those boards and councils.

In this issue, appointments effective in December 2016 appear. Vacancies scheduled to appear from February 1, 2017 through April 30, 2017, are listed, as are current vacancies due to resignations or other reasons. Individuals interested in serving on a board should refer to the bill that created the board for details about the number of members to be appointed and necessary qualifications.

Each month, the previous month's appointees are printed, and current and upcoming vacancies for the next three months are published.

IMPORTANT

Membership on boards and commissions changes constantly. The following lists are current as of January 1, 2017.

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.

BOARD AND COUNCIL APPOINTEES FROM DECEMBER 2017

<u>Appointee</u>	<u>Appointed by</u>	<u>Succeeds</u>	<u>Appointment/End Date</u>
Best Beginnings Advisory Council (Public Health and Human Services)			
Ms. Margaret Big Leggins Poplar	Governor	not listed	12/16/2016 7/1/2018
Qualifications (if required): Fort Peck Representative			
Ms. Dannelle Hay Box Elder	Governor	not listed	12/16/2016 7/1/2018
Qualifications (if required): Chippewa Cree Representative			
District Court Judge, District 18, Department 2 (Judicial Branch)			
Judge Rienne Hartman McElyea Bozeman	Governor	Salvagni	12/14/2016 1/1/2019
Qualifications (if required): none specified			
Land Information Advisory Council (State Library)			
Mr. Warren Fahner Troy	Governor	reappointed	12/16/2016 6/30/2017
Qualifications (if required): Represents county or municipal government			
Montana Alfalfa Seed Committee (Agriculture)			
Mr. Tom Matchett Billings	Governor	reappointed	12/2/2016 12/1/2019
Qualifications (if required): Actively engaged in the growing of alfalfa seed			
Mr. Tom Neibur Malta	Governor	reappointed	12/2/2016 12/1/2019
Qualifications (if required): Actively engaged in the growing of alfalfa seed			

BOARD AND COUNCIL APPOINTEES FROM DECEMBER 2017

<u>Appointee</u>	<u>Appointed by</u>	<u>Succeeds</u>	<u>Appointment/End Date</u>
Montana Children's Trust Fund (Public Health and Human Services)			
Ms. Tracy Moseman Helena	Governor	Gilky	12/16/2016 1/1/2019
Qualifications (if required): State government agency involved in education			
Noxious Weed Seed Free Forage Advisory Council (Agriculture)			
Mr. Larry Dorn Hardin	Governor	Sidarius	12/16/2016 7/1/2018
Qualifications (if required): Forage Producer Representative			
Mr. Wade Durham Cameron	Governor	Wayman	12/16/2016 9/1/2017
Qualifications (if required): Outfitter/Guide			
Mr. Chuck Miller Hamilton	Governor	Bouma	12/16/2016 9/1/2017
Qualifications (if required): Forage Producer Representative			
Ms. Michelle Whiteside Miles City	Governor	not listed	12/16/2016 9/1/2017
Qualifications (if required): Feed, Pellet, Cube Representative			
State Emergency Response Commission (Military Affairs)			
Mr. Brian Wilkinson Malmstrom AFB	Governor	Maas	12/16/2016 10/1/2019
Qualifications (if required): Malmstrom Air Force Base representative			

BOARD AND COUNCIL APPOINTEES FROM DECEMBER 2017

<u>Appointee</u>	<u>Appointed by</u>	<u>Succeeds</u>	<u>Appointment/End Date</u>
Youth Justice Council (Justice) Ms. Haley Cox Bozeman Qualifications (if required): Under the age of 24	Governor	Fischer	12/16/2016 3/1/2018

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
<p>Board of Architects and Landscape Architects (Labor and Industry) Mr. Bayliss Ward, Bozeman Qualifications (if required): Architect</p>	Governor	4/1/2017
<p>Board of Clinical Laboratory Science Practitioners (Labor and Industry) Ms. Alison Mizner, Kalispell Qualifications (if required): Clinical Laboratory Practitioner</p>	Governor	4/16/2017
<p>Board of County Printing (Administration) Commissioner Carol Brooker, Plains Qualifications (if required): County Commissioner</p>	Governor	4/1/2017
<p>Commissioner Laura Obert, Townsend Qualifications (if required): County Commissioner</p>	Governor	4/1/2017
<p>Mr. Scott Turner, Wordon Qualifications (if required): printing industry</p>	Governor	4/1/2017
<p>Mr. Roger Wagner, Nashua Qualifications (if required): general public</p>	Governor	4/1/2017
<p>Mr. Jim Strauss, Great Falls Qualifications (if required): Printing Industry</p>	Governor	4/1/2017
<p>Board of Dentistry (Labor and Industry) Rep. James Madison, Jefferson City Qualifications (if required): public representative over 55 years of age</p>	Governor	3/29/2017

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
Board of Dentistry (Labor and Industry) cont. Mr. Cliff Christenot, Libby Qualifications (if required): denturist	Governor	3/29/2017
Dr. David Johnson, Great Falls Qualifications (if required): dentist	Governor	3/29/2017
Ms. Lorraine Merrick, Helena Qualifications (if required): dental hygienist	Governor	3/29/2017
Ms. Jennifer Porter, Bozeman Qualifications (if required): dental Hygienist	Governor	3/29/2017
Board of Directors of the State Compensation Insurance Fund (Administration) Sen. Lynda Moss, Billings Qualifications (if required): Public Representative	Governor	4/28/2017
Mr. Roger Wagner, Nashua Qualifications (if required): Policy Holder	Governor	4/28/2017
Mr. Bruce Mihelish, Lolo Qualifications (if required): Private Enterprise and Executive Management experience in an Insurance Company	Governor	4/28/2017
Mr. Richard Miltenberger, Helena Qualifications (if required): Private Enterprise and Executive Management experience in an Insurance Company	Governor	4/28/2017

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
<p>Board of Livestock (Livestock) Ms. Linda Nielsen, Nashua Qualifications (if required): cattle producer</p>	Governor	3/1/2017
<p>Mr. Ed Waldner, Chester Qualifications (if required): swine producer</p>	Governor	3/1/2017
<p>Mr. Jeffery Lewis, Corvallis Qualifications (if required): dairy producer</p>	Governor	3/1/2017
<p>Mrs. Nina Baucus, Wolf Creek Qualifications (if required): Cattle Producer</p>	Governor	3/1/2017
<p>Board of Optometry (Labor and Industry) Dr. Marcus Kelley, Helena Qualifications (if required): optometrist</p>	Governor	4/3/2017
<p>Board of Regents (Higher Education) Ms. Angela McLean, Anaconda Qualifications (if required): resident of District 1 and identifies herself as a Democrat</p>	Governor	2/1/2017
<p>Mr. William Johnstone, Great Falls Qualifications (if required): District 1 and a Democrat</p>	Governor	2/1/2017
<p>Montana Arts Council (Montana Arts Council) Ms. Cynthia Andrus, Bozeman Qualifications (if required): public representative</p>	Governor	2/1/2017

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
Montana Arts Council (Montana Arts Council) cont. Rabbi Allen Secher, Whitefish Qualifications (if required): public representative	Governor	2/1/2017
Mr. J. P. Gabriel, Bozeman Qualifications (if required): public representative	Governor	2/1/2017
Ms. Judy Ulrich, Dillon Qualifications (if required): public representative	Governor	2/1/2017
Ms. Tracy Linder, Molt Qualifications (if required): Public Representative	Governor	2/1/2017
Ms. Jane Waggoner Deschner, Billings Qualifications (if required): public representative	Governor	2/1/2017
Off-Highway Vehicle Advisory Committee (OHVAC) (Fish, Wildlife and Parks) Ms. Christina Miller, Billings Qualifications (if required): Agency Advisor	Director	3/1/2017
Mr. Russ Ehnes, Great Falls Qualifications (if required): none specified	Director	3/1/2017
Mr. Mark Klemencic, Great Falls Qualifications (if required): none specified	Director	3/1/2017
Ms. Jody Loomis, Helena Qualifications (if required): none specified	Director	3/1/2017

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
Off-Highway Vehicle Advisory Committee (OHVAC) (Fish, Wildlife and Parks) cont. Ms. Jennifer Schofield, East Helena Qualifications (if required): none specified	Director	3/1/2017
Ms. Charlotte Snyder, Helena Qualifications (if required): none specified	Director	3/1/2017
Ms. Erin Proctor, Helena Qualifications (if required): none specified	Director	3/1/2017
Potato Commodity Advisory Committee (Agriculture) Mr. Dan Lake, Ronan Qualifications (if required): Potato Producer	Director	3/1/2017
Mr. Dave Cottom, Dillon Qualifications (if required): Potato Producer	Director	3/1/2017
Public Employees' Retirement Board (Administration) Ms. Melissa Strecker, Missoula Qualifications (if required): public employee/active in retirement system	Governor	4/1/2017
Snowmobile Advisory Committee (SAC) (Fish, Wildlife and Parks) Ms. Christina Miller, Billings Qualifications (if required): Agency Advisor	Director	3/1/2017
Mr. Wes Fehrer, Bozeman Qualifications (if required): none specified	Director	3/1/2017

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
Snowmobile Advisory Committee (SAC) (Fish, Wildlife and Parks) cont. Ms. Racene Friede, Missoula Qualifications (if required): none specified	Director	3/1/2017
Mr. Scott Herzog, Great Falls Qualifications (if required): none specified	Director	3/1/2017
Mr. Jason Howell, West Yellowstone Qualifications (if required): none specified	Director	3/1/2017
Mr. Don Phillips, Missoula Qualifications (if required): none specified	Director	3/1/2017
Mr. Nate Gassman, Libby Qualifications (if required): none specified	Director	3/1/2017
Mr. Seth McArthur, Helena Qualifications (if required): Agency Advisor	Director	3/1/2017
State Employee Charitable Giving Campaign Advisory Council (Administration) Ms. Jessica Barnes, Helena Qualifications (if required): Employee representative	Governor	3/1/2017
Mr. Matthew Dale, Helena Qualifications (if required): Employee Representative	Director	3/1/2017
Ms. Marcia Armstrong, Helena Qualifications (if required): Employee Representative	Director	3/1/2017

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
State Employee Charitable Giving Campaign Advisory Council (Administration) cont. Mr. Gary Owen, Great Falls Qualifications (if required): Federation Representative	Director	3/1/2017
Ms. Pamela Carlson, Helena Qualifications (if required): Federation Representative	Director	3/1/2017
Ms. Kristen Wrzensinski, Helena Qualifications (if required): Employee Representative	Director	3/1/2017
Ms. Gloria Soja, Helena Qualifications (if required): Employee Representative	Director	3/1/2017
Mr. Bill Crane, Helena Qualifications (if required): Federation Representative	Director	3/1/2017
Ms. Shelley Clinch, Helena Qualifications (if required): Employee Representative	Director	3/1/2017
Ms. Diane Larson, Helena Qualifications (if required): Employee Representative	Director	3/1/2017
Mr. Mike Manion, Helena Qualifications (if required): Employee Representative	Director	3/1/2017
Mr. Frank Clinch, Helena Qualifications (if required): Employee Representative	Director	3/1/2017

VACANCIES ON BOARDS AND COUNCILS -- FEBRUARY 1, 2017 THROUGH APRIL 30, 2017

<u>Board/current position holder</u>	<u>Appointed by</u>	<u>Term end</u>
State Employee Charitable Giving Campaign Advisory Council (Administration) cont. Ms. Hope Stockwell, Helena Qualifications (if required): Employee Representative	Director	3/1/2017