



**Montana Legislative Services Division**  
**Legal Services Office**

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TO: Environmental Quality Council Members  
 FROM: Helen Thigpen, Staff Attorney  
 RE: Administrative Rule Review Report  
 DATE: August 19, 2015

**A. Department of Environmental Quality**

- For electronic access to DEQ rule notices visit:  
<http://deq.mt.gov/dir/legal/default.mcp>

*Notice of Proposed Rules with Upcoming Public Hearings:*

MAR Notice No.	Public Hearing Date	Where	Comment Due Date	Purpose
17-371	August 20, 2015	DEQ, Room 111, Metcalf Building, 1520 East Sixth Avenue, Helena, MT	August 27, 2015	Notice of public hearing on proposed amendment and repeal of rules concerning asbestos control – annual asbestos project permits – training provider requirements – permit fees – accreditation and accreditation renewal fees – course approval and renewal fees – course audit fees.

*Proposed Rules Post Public Hearing But Pre Final Adoption:*

MAR Notice No.	Public Hearing Date	Where	Comment Due Date	Purpose
17-370	No public hearing contemplated. Proposed adoption date: <b>August 17, 2015</b>	N/A	August 13, 2015	Notice of proposed adoption - vessel pumpout facilities.
17-372	No public hearing contemplated. Proposed adoption	N/A	September 10, 2015	BER notice of proposed adoption of new rules concerning the Clean Air

	date: <b>October 16, 2015</b>			Act.
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*Rules Adopted after June 2015 EQC Meeting:*

<b>MAR Notice No.</b>	<b>Public Hearing Date</b>	<b>Where</b>	<b>Adoption Date</b>	<b>Purpose</b>
17-368	March 4, 2015	DEQ, Room 111, Metcalf Building, 1520 East Sixth Avenue, Helena, MT	August 13, 2015	Notice of public hearing on proposed amendment of hazardous waste rules regarding registration and maintenance fees for hazardous waste.
17-369	March 5, 2015	DEQ, Room 111, Metcalf Building, 1520 East Sixth Avenue, Helena, MT	June 25, 2015	BER notice of public hearing on proposed amendment of air quality rules to update editions of federal and state statutes, rules, and regulations that are incorporated by reference.

**B. Department of Fish, Wildlife, and Parks**

- **For electronic access to FWP rule notices visit:**  
<http://fwp.mt.gov/news/publicNotices/rules/>

*Notice of Proposed Rules with Upcoming Public Hearings:*

<b>MAR Notice No.</b>	<b>Public Hearing Date</b>	<b>Where</b>	<b>Comment Due Date</b>	<b>Purpose</b>
12-445	August 11 & 12, 2015	Various locations throughout the state	August, 21, 2015	Notice of public hearings on proposed amendment and repeal of game damage hunt rules

*Proposed Rules Post Public Hearing But Pre Final Adoption:*

<b>MAR Notice No.</b>	<b>Public Hearing Date</b>	<b>Where</b>	<b>Comment Due Date</b>	<b>Purpose</b>
12-441	April 23 & 24, 2015	Various locations throughout the state	May 1, 2015	Notice of public hearing to amend rules to allow anglers 14 years old or younger to participate in contests for brook trout.
12-442	No public hearing	N/A	June 12,	Notice of proposed

	contemplated. Proposed adoption date: <b>August 14, 2015</b>		2015	amendment and adoption of rules regarding recreational use on Silver Lake in Deer Lodge County.
12-443	June 24, 2015	Fish, Wildlife, and Parks Headquarters, 1420 East Sixth Avenue, Helena, MT	July 2, 2015	Notice of public hearing on proposed amendment of rules regarding exotic species classification.
12-444	July 23, 2015	Fish, Wildlife, and Parks Headquarters, 1420 East Sixth Avenue, Helena, MT	July 31, 2015	Notice of public hearing on proposed adoption of one new rule regarding apprentice hunters.

*Rules Adopted after June 2015 EQC Meeting:*

<b>MAR Notice No.</b>	<b>Public Hearing Date</b>	<b>Where</b>	<b>Adoption Date</b>	<b>Purpose</b>
12-440	May 6, 2015	Fish, Wildlife, and Parks Region 2 Office, 3201 Spurgin Road, Missoula, MT	July 16, 2015	Notice of public hearing regarding recreational use rules on the Blackfoot River Recreation Corridor.
12-441	April 23 & 24, 2015	Various locations throughout the state	July 16, 2015	Notice of public hearing on amendment of fishing contest rule.

**C. Department of Natural Resources and Conservation**

- **For electronic access to DNRC rule notices visit:**  
<http://dnrc.mt.gov/public-interest/public-notice>

*Notice of Proposed Rules with Upcoming Public Hearings:*

<b>MAR Notice No.</b>	<b>Public Hearing Date</b>	<b>Where</b>	<b>Comment Due Date</b>	<b>Purpose</b>
36-22-181	September 10, 2015	DNRC's Water Resources Building, 1424 Ninth Avenue, Helena, MT	September 10, 2015	Notice of public hearing on proposed amendment and repeal of water reservation rules.

*Proposed Rules Post Public Hearing But Pre Final Adoption:*

<b>MAR Notice No.</b>	<b>Public Hearing Date</b>	<b>Where</b>	<b>Comment Due Date</b>	<b>Purpose</b>
36-22-162	February 23, 2015	DNRC's Forestry Division Headquarters, 2705 Spurgin Road, Missoula, MT	February 26, 2015	Notice of public hearing regarding conservation strategies on forested state trust lands.

*Rules Adopted after June 2015 EQC Meeting:*

<b>MAR Notice No.</b>	<b>Public Hearing Date</b>	<b>Where</b>	<b>Adoption Date</b>	<b>Purpose</b>
36-22-186	July 27, 2015	Board of Oil and Gas Conservation, 2535 St. Johns Avenue, Billings, MT	July 27, 2015	Notice of proposed adoption of temporary rule concerning certification of carbon sequestration equipment.

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