



Economic Affairs Interim Committee

69th Montana Legislature

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March 9, 2026

TO: Economic Affairs Interim Committee
FROM: Jameson Walker, Staff Attorney
RE: Administrative Rulemaking and Rule Review, MAR Issue # 5, March 2025

The Economic Affairs Interim Committee is required to review administrative rules promulgated by the Department of Agriculture, Department of Commerce, Department of Labor and Industry, Department of Livestock, State Auditor's Office, Division of Banking and Financial Institutions, Governor's Office of Economic Development, and Department of Revenue, Alcoholic Beverage Control Division and Cannabis Control Division for compliance with the Montana Administrative Procedure Act (MAPA). The following notices are filed with the Secretary of State's Office for publication in the Montana Administrative Register (MAR). Notices are available at <http://www.mtrules.org> (search by notice number).

PROPOSAL NOTICES

Department of Agriculture and administratively attached entities

There are no new rules.

Department of Commerce and administratively attached entities

Department of Labor and Industry and administratively attached entities

MAR Notice Number: 2026-151.1

Subject: Amendment of rules pertaining to the Board of Psychologists.

Summary: The board proposes to amend 24.189.401 (Fee schedule), 24.189.801 (Orienting guidelines), 24.189.904 (Role of the psychologist), 24.189.807 (Dual relationships), 24.189.810 (Competency), 24.189.813 (Limits of confidentiality), 24.189.817 (Disclosure and informed consent), 24.189.820 (Data collection use), and 24.189.823 (Documentation). Generally, the rule notice serves to improve the clarity, organization, and readability of the rules. Amendments to 24.189.401 (Fee schedule) propose to decrease fees to comply with 17-2-302 and 17-2-303 by not allowing the board's cash balance to exceed twice the annual appropriation amount.

Notes: The department will hold a public hearing on March 30, 2026, to consider the notice.

MAR Notice Number: 2026-16.1

Subject: Amendment of rules pertaining to prevailing wage rate adoption for 2026.

Summary: The department proposes to amend 24.17.127 (Adoption of standard prevailing rate of wages), generally to update references to 2026 publications. The rule amendments apply to building construction services, heavy construction services, highway construction services, and nonconstruction services.

Notes: The department will hold a public hearing on March 30, 2026, to consider the notice.

MAR Notice Number: 2026-207.1

Subject: Amendment and adoption of rules pertaining to the Board of Medical Examiners.

Summary: The board proposes to amend 24.156.407 (Application for licensure), 24.156.409 (Fee schedule), 24.156.1306 (Standards of professional practice). Generally, the rule amendments implement Senate Bill 279, House Bill 806 and House Bill 183. Specific amendments include requiring fingerprint submission into the application process. The board proposes to adopt New Rule I, relating to application for compact privilege via dietitian licensure compact. This new rule implements Senate Bill 279.

Notes: The department will hold a public hearing on March 31, 2026, to consider the notice.

MAR Notice Number: 2026-269.1

Subject: Amendment, adoption, and repeal of rules pertaining to the Board of Medical Examiners.

Summary: The board proposes to amend 24.156.405 (Unprofessional conduct) and 24.156.607 (Graduate training requirements for foreign medical graduates). The rule amendments generally implement Senate Bill 347, which allowed a resident to obtain a medical license after completing one year of accredited residency training while remaining enrolled and in good standing in an accredited residency program. The board proposes to adopt New Rule I (Application for compact privilege via the PA compact). The board states that this is reasonably necessary to implement the Physician Assistant Licensure Compact authorized in House Bill 183. Finally, the board proposes to repeal 24.156.611 (Case exemption). The board states that this rule was made duplicative and unnecessary through House Bill 414.

Notes: The department will hold a public hearing on March 31, 2026, to consider the notice.

Department of Livestock and administratively attached entities

There are no new rules.

State Auditor's Office

There are no new rules.

Division of Banking and Financial Institutions

There are no new rules.

Department of Revenue, Alcoholic Beverage Control Division and Cannabis Control Division

There are no new rules.

Governor's Office of Economic Development

There are no new rules.