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63rd Montana Legislature

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To: Committee Members

From: Julianne Burkhardt, Staff Attorney

Re: Administrative Rule Activity for the Department of Justice

Date: September 3, 2013

Rule Review -- Department of Justice

MAR 2013 Issue No. 23 (November 14, 2013) At page 2027 of the 2013 MAR, DOJ filed a NOTICE OF PROPOSED AMENDMENT -- NO PUBLIC HEARING CONTEMPLATED regarding the amendment of ARM 23.12.601 concerning fireworks, fire safety, and the Uniform Fire Code in order to correct a conflict between Appendix D of the International Fire Code and rules and regulations enacted by local governments.

MAR 2013 Issue No. 23 (November 14, 2013) At page 2024 of the 2013 MAR, DOJ filed a NOTICE OF PUBLIC HEARING ON PROPOSED AMENDMENT regarding the amendment of ARM 23.3.505 and ARM 23.3.506 concerning type 2 endorsements for commercial motor vehicle operators. The changes require a person with a type 2 commercial driving endorsement to be at least 18 years of age and that the license holder does not use any scheduled drug unless the drug has been prescribed by a physician who is aware of the person's medical history and has advised the license holder that the drug will not adversely affect the person's ability to operate a commercial vehicle. The change is also necessary to maintain compatibility with Federal Motor Carrier Safety Regulations. A hearing is scheduled for December 10, 2013 at 10:00 a.m. in the auditorium of the Department of Public Health and Human Services Building at 111 North Sanders in Helena, MT.

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