

## Proposal for Legislation -- 2009

(for the 2009 Legislative Session)

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[http://test.leg.mt.gov/css/committees/interim/2007\\_2008/st\\_admin\\_vet\\_affairs/default.asp](http://test.leg.mt.gov/css/committees/interim/2007_2008/st_admin_vet_affairs/default.asp)

PROPOSER'S NAME/TITLE: Brad Johnson

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### 1. What is the problem or issue?

Need to implement a fee structure and allow for the online delivery of services for the Administrative Rules of Montana to accommodate traffic on a new online system. Many local government authorities have elected to provide public access to online ARM and Register rather than through print version. Need to clarify that these same authorities may use SOS archived issues to meet retention requirements.

### 2. What do you want the legislation to do?

The Secretary of State's office initiative to improve delivery of the state's Administrative Rules will move delivery of the rules to an online easily searchable intuitive format. With the change in the delivery of the rules, a change in the fee schedule will be needed. In addition, it may be necessary to enable customers to receive higher end services and modify the delivery system and related fees for services.

### 3. If possible, please list the MCA (Montana Code Annotated) sections that would need to be amended.

Amend 2-4-311 MCA to allow the fee structure for the Administrative Rules of Montana to accommodate traffic on a new online system. To streamline the process of publication and delivery of Administrative Rules: Amend section 2-4-306 MCA to reflect that the

Secretary of State may prescribe rules and online templates to implement the new online delivery system. Amend 2-4-313 MCA to modify the number of entities that receive hard copies of the rules and allow entities that access online versions of the ARM and register to use SOS archived issues online to meet the retention requirements. Clarify who may sign rule notices.

**4. If the proposed change requires additional funding, what funding sources do you propose (e.g., an increase in or both)?**

**5. Has similar legislation been requested in the past, been introduced in another state, or provided as a model act? If so, please provide a citation, reference, or point of contact.**

No

**6. If you are a holdover senator or a legislative candidate running unopposed, do you want the Legislative Services Division staff to consider this a bill draft request?**

**PLEASE RETURN YOUR PROPOSAL FOR LEGISLATION by May 30, 2008**

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Admin Rules Update SAVA Form (3) final