

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

In the matter of the adoption of New) NOTICE OF ADOPTION,
Rules I through VII, the amendment of) AMENDMENT, AND REPEAL
ARM 32.24.101 organization of board,)
32.24.401 penalties, 32.24.502 initial)
determination and/or loss of quota)
records, 32.24.503 new producers -)
percentage of milk sales assigned to)
quota milk, 32.24.504 transfer of)
quota, 32.24.505 reassignment of)
quota from the unassigned quota pool)
and readjustment of quota into the)
statewide quota system, 32.24.506)
producer committee, 32.24.507)
request for review, hardship, and)
appeals, 32.24.512 reports and)
records, 32.24.513 computation of)
price for quota milk and excess,)
32.24.514 procedures for pooling of)
returns from pool milk, 32.24.515)
payments to pool dairymen and)
adjustment of accounts, 32.24.523)
marketing of surplus milk to nonpool)
handlers, 32.24.524 required)
utilization of surplus milk, 32.24.525)
procedures, purchase price, and)
terms, and the repeal of ARM)
32.23.101 definitions, 32.23.102)
transactions involving the purchase)
and resale of milk within the state,)
32.23.201 regulation of unfair trade)
practices, 32.23.301 licensee)
assessments, 32.23.302 additional)
producer assessment, 32.23.401)
penalties, 32.24.201 procedural rules,)
32.24.301 pricing rules, 32.24.501)
quota definitions, 32.24.511 pooling)
plan definitions, 32.24.516 proceeds)
and losses for surplus milk in quota)
and excess milk over quota, and)
32.24.520 definitions)

TO: All Concerned Persons

1. On June 9, 2017, the Board of Milk Control (board) and the Department of Livestock (department) published MAR Notice No. 32-17-282 regarding the public hearing on the proposed adoption, amendment and repeal of the above-stated rules at page 732 of the 2017 Montana Administrative Register, Issue Number 11.

2. On July 7, 2017, a public hearing was held on the proposed adoption, amendment, and repeal of the above-stated rules in Helena. The board received no comments or testimony.

3. The board has adopted NEW RULES I (ARM 32.24.110), II (32.24.150), III (32.24.450), IV (32.24.460), V (32.24.470), VI (32.24.480), and VII (32.24.490) exactly as proposed.

4. The board has amended ARM 32.24.101, 32.24.401, 32.24.502, 32.24.503, 32.24.504, 32.24.505, 32.24.506, 32.24.507, 32.24.512, 32.24.513, 32.24.514, 32.24.515, 32.24.523, 32.24.524, and 32.24.525 exactly as proposed.

5. The board has repealed ARM 32.23.101, 32.23.102, 32.23.201, 32.23.301, 32.23.302, 32.23.401, 32.24.201, 32.24.301, 32.24.501, 32.24.511, 32.24.516, and 32.24.520 as proposed.

6. These rule adoptions, amendments, and repeals are effective August 1, 2017.

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

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

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

Certified to the Secretary of State July 10, 2017.