

BEFORE THE BOARD OF CLINICAL LABORATORY SCIENCE PRACTITIONERS
DEPARTMENT OF LABOR AND INDUSTRY
STATE OF MONTANA

In the matter of the amendment of)
ARM 24.129.603 minimum licensure) NOTICE OF PUBLIC HEARING ON
standards) PROPOSED AMENDMENT

TO: All Concerned Persons

1. On April 1, 2022, at 8:30 a.m., a public hearing will be held via remote conferencing to consider the proposed amendment of the above-stated rule. There will be no in-person hearing. Interested parties may access the remote conferencing platform in the following ways:

a. Join Zoom Meeting, <https://mt-gov.zoom.us/j/89210308306?pwd=Y3BpMml3Umh1SEk5L1dYbIAyb2NLdz09>
Meeting ID: 892 1030 8306, Passcode: 376211

-OR-

b. Dial by telephone, +1 406 444 9999 or +1 646 558 8656
Meeting ID: 892 1030 8306, Passcode: 376211

The hearing will begin with a brief introduction by department staff to explain the use of the videoconference and telephonic platform. All participants will be muted except when it is their time to speak.

2. The Department of Labor and Industry (department) will make reasonable accommodations for persons with disabilities who wish to participate in this public hearing or need an alternative accessible format of this notice. If you require an accommodation, contact the Board of Clinical Laboratory Science Practitioners no later than 5:00 p.m., on March 25, 2022, to advise us of the nature of the accommodation that you need. Please contact Kelly Welsh, Board of Clinical Laboratory Science Practitioners, 301 South Park Avenue, P.O. Box 200513, Helena, Montana 59620-0513; telephone (406) 841-2258; Montana Relay 711; facsimile (406) 841-2305; or dlibsdcis@mt.gov (board's e-mail).

3. The rule proposed to be amended is as follows, stricken matter interlined, new matter underlined:

24.129.603 MINIMUM STANDARDS FOR LICENSURE (1) remains the same.

(2) Examinations administered by the following national certification agencies are approved by the board:

(a) through (f) remain the same.

(g) National Registry of Certified Chemists (NRCC);

(g) and (h) remain the same but are renumbered (h) and (i).

(3) and (4) remain the same.

AUTH: 37-1-131, 37-34-201, MCA
IMP: 37-1-131, 37-34-303, MCA

REASON: The board determined it is reasonably necessary to amend this rule to add the National Registry of Certified Chemists (NRCC) to the approved list of examination agencies. Following receipt of an applicant's request to accept the NRCC license examination, the board considered a similar request from the NRCC executive director and board. Noting that the NRCC is a national certifying agency recognized by all other United States jurisdictions, the board concluded that it is appropriate to align with the national advancements and add NRCC to its approved list of license examination certifying bodies.

4. Concerned persons may present their data, views, or arguments either orally or in writing at the hearing. Written data, views, or arguments may also be submitted to the Board of Clinical Laboratory Science Practitioners, 301 South Park Avenue, P.O. Box 200513, Helena, Montana 59620-0513, by facsimile to (406) 841-2305, or e-mail to dlibsdcsls@mt.gov, and must be received no later than 5:00 p.m., April 8, 2022.

5. An electronic copy of this notice of public hearing is available at <https://boards.bsd.dli.mt.gov/clinical-laboratory-science-practitioners> (department and board's website). Although the department strives to keep its websites accessible at all times, concerned persons should be aware that websites may be unavailable during some periods, due to system maintenance or technical problems, and that technical difficulties in accessing a website do not excuse late submission of comments.

6. The board maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this board. Persons who wish to have their name added to the list shall make a written request that includes the name, e-mail, and mailing address of the person to receive notices and specifies that the person wishes to receive notices regarding all board administrative rulemaking proceedings or other administrative proceedings. The request must indicate whether e-mail or standard mail is preferred. Such written request may be sent or delivered to the Board of Clinical Laboratory Science Practitioners, 301 South Park Avenue, P.O. Box 200513, Helena, Montana 59620-0513; faxed to the office at (406) 841-2305; e-mailed to dlibsdcsls@mt.gov; or made by completing a request form at any rules hearing held by the agency.

7. The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

8. Regarding the requirements of 2-4-111, MCA, the board has determined that the amendment of ARM 24.129.603 will not significantly and directly impact small businesses.

Documentation of the board's above-stated determination is available upon request to the Board of Clinical Laboratory Science Practitioners, 301 South Park

Avenue, P.O. Box 200513, Helena, Montana 59620-0513; telephone (406) 841-2258; facsimile (406) 841-2305; or to dlibsdcis@mt.gov.

9. Department staff has been designated to preside over and conduct this hearing.

BOARD OF CLINICAL LABORATORY
SCIENCE PRACTITIONERS
MATTHEW KALANICK, CLSP
BOARD CHAIR

/s/ DARCEE L. MOE
Darcee L. Moe
Rule Reviewer

/s/ LAURIE ESAU
Laurie Esau, Commissioner
DEPARTMENT OF LABOR AND INDUSTRY

Certified to the Secretary of State March 1, 2022.