

BEFORE THE DEPARTMENT OF COMMERCE  
OF THE STATE OF MONTANA

In the matter of the amendment of ) NOTICE OF PUBLIC HEARING ON  
ARM 8.94.3729 pertaining to the ) PROPOSED AMENDMENT  
administration of the Community )  
Development Block Grant (CDBG) )  
Program )

TO: All Concerned Persons

1. On August 29, 2024, at 11:00 a.m., the Department of Commerce (department) will hold a public hearing via zoom to consider the proposed adoption of the above-stated rule.

Video:

[https://mt-gov.zoom.us/webinar/register/WN\\_kJKq9DIbTrOD8b5PIbd8CA](https://mt-gov.zoom.us/webinar/register/WN_kJKq9DIbTrOD8b5PIbd8CA)

2. The Department of Commerce will provide reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. If you require an accommodation, contact the Department of Commerce no later than 5:00 p.m., August 27, 2024, to advise us of the nature of the accommodation that you need. Please contact the Department of Commerce, 301 South Park Avenue, P.O. Box 200501, Helena, Montana 59620-0523; telephone (406) 841-2596; TDD 841-2702; fax (406) 841-2771; or e-mail [docadministrativerules@mt.gov](mailto:docadministrativerules@mt.gov).

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

8.94.3729 INCORPORATION BY REFERENCE OF RULES FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) – COMMUNITY AND PUBLIC FACILITIES PROJECTS APPLICATION AND GUIDELINES (1) The Department of Commerce adopts and incorporates by reference the Community and Public Facilities Application and Guidelines as rules for the administration of the Community Development Block Grant (CDBG) Program (~~July 2022~~ July 2024).  
(2) remains the same  
(3) Copies of the regulations adopted by reference in (1) may be obtained from the Department of Commerce, Community MT, 301 South Park Avenue, P.O. Box 200523, Helena, Montana 59620-0523, or on Community MT's web site at <https://comdev.mt.gov/Programs/CDBG/Facilities/ApplicationForms>  
<https://commerce.mt.gov/Infrastructure-Planning/Programs-and-Services/Community-Development-Block-Grant/Public-and-Community-Facilities>.

AUTH: 90-1-103, MCA  
IMP: 90-1-103, MCA

REASON: It is reasonably necessary to amend this rule to incorporate the City of Bozeman to the entitlement section as HUD has designated the City of Bozeman as "entitlement" this upcoming federal fiscal year. Being an entitlement now limits Bozeman's ability to utilize state CDBG funding.

4. Concerned persons may submit their data, views, or arguments either orally or in writing at the hearing. Written data, views, or arguments may also be submitted to the Department of Commerce, Legal Department, 301 South Park Avenue, P.O. Box 200501, Helena, Montana 59620-0501; telephone (406) 841-2596; TDD 841-2702; fax (406) 841-2771; or e-mail docadministrativerules@mt.gov, and must be received no later than 5:00 p.m., September 6, 2024.

5. The Office of Legal Affairs, Department of Commerce, has been designated to preside over and conduct this hearing.

6. The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. 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 for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Written requests may be mailed or delivered to the contact listed in 4 above or may be made by completing a request form at any rules hearing held by the department.

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

8. With regard to the requirements of 2-4-111, MCA, the department has determined that the amendment of the above-referenced rule will not significantly and directly impact small businesses.

/s/ John Semmens  
John Semmens  
Rule Reviewer

/s/ Mandy Rambo  
Mandy Rambo  
Deputy Director  
Department of Commerce

Certified to the Secretary of State July 30, 2024.