



ADMINISTRATIVE RULES OF MONTANA



12.11.6540 PERMITTING DECISIONS

- (1) The department has discretion over whether to issue a special recreation permit. Permitting decisions are based on the following factors to the extent that they are relevant:
 - (a) conformance with laws, rules, recreation management plans, and land use plans;
 - (b) public safety;
 - (c) conflicts with other users in regard to timing, location, site capacity, and other similar considerations;
 - (d) resource protection;
 - (e) the public interest served;
 - (f) whether in the past the applicant complied with the terms of his/her permit or other authorization from the department and other agencies;
 - (g) conformance with maximum group size requirements identified in the department's environmental assessment decision notice and the department's parks division biennial fee rule; and
 - (h) such other information that the department finds appropriate.

Authorizing statute(s): 23-1-106, 23-2-103, 87-1-301, 87-1-303, MCA

Implementing statute(s): 23-1-106, 87-1-301, 87-1-303, MCA

History: NEW, 2005 MAR p. 430, Eff. 4/1/05.