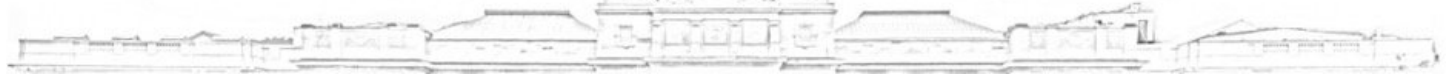




ADMINISTRATIVE RULES OF MONTANA



24.301.1271 NOTICE OF VIOLATIONS

- (1) When an inspection reveals that a unit is in violation of any provisions of Title 50, chapter 60, MCA, or the applicable rules, the bureau shall send the manufacturer a written notice of violation. Upon service of the notice of violation, the bureau shall post a prohibited sales notice on the affected unit(s). The notice of violation shall contain the following:
 - (a) the specific statute, rule, or codes violated for each unit;
 - (b) the corrections required for approval;
 - (c) the 14-day deadline to inform the bureau of the intent to correct the violations or request for hearing; and
 - (d) a deadline for informing the bureau of the completed corrections pursuant to (3)(a).
- (2) A manufacturer who has received a notice of violations shall not move or cause to be moved unit(s) until the bureau is notified of its destination or disposition. If the unit is posted with a prohibited sales notice, the notice shall not be removed until authorized by the bureau.
- (3) Within 14 days of the bureau's service of the notice of violation, the manufacturer may:
 - (a) inform the bureau in writing of the manufacturer's intent to correct the violations identified in the notice of violations. The manufacturer shall then inform the bureau in writing when the corrections have been completed and proceed with reinspection pursuant to (4); or
 - (b) request a hearing pursuant to ARM 24.301.1273.
- (4) Upon the bureau's receipt of the manufacturer's notice of corrections, the units shall be reinspected, and the manufacturer shall pay the appropriate fees as required by ARM 24.301.1261 through ARM 24.301.1265.
- (5) If a manufacturer receives a notice of violation, and the manufacturer does not request a hearing or correct the violations and inform the bureau of the corrections within the allotted time, the bureau may confiscate the insignia of approval.

Authorizing statute(s): 50-60-105, 50-60-203, 50-60-401, MCA

Implementing statute(s): 50-60-105, 50-60-203, 50-60-401, MCA

History: NEW, 2024 MAR p. 2223, Eff. 9/21/24.