



ADMINISTRATIVE RULES OF MONTANA



1.3.223 CONTESTED CASES, PROPOSED ORDERS

- (1) If a majority of the officials of the agency who are to render the final decision have not heard the case, a decision that is adverse to a party (other than the agency itself) may not be made until a proposed decision is served upon the parties and the parties are given an opportunity to file exceptions and briefs, and present oral argument to the officials responsible for making a final decision.
- (2) All parties should be informed of any appeal or review procedures provided by the agency.
- (3) The parties may waive compliance with this rule by written stipulation.
- (4) The agency may adopt the proposed decision as the agency's final order.

Authorizing statute(s): 2-4-202, MCA

Implementing statute(s): 2-4-202, MCA

History: Eff. 12/31/72; AMD, 1977 MAR p. 1192, Eff. 12/24/77; AMD, 1979 MAR p. 1233, Eff. 10/12/79; AMD, 1981 MAR p. 1196, Eff. 10/16/81; AMD, 2008 MAR p. 1700, Eff. 8/15/08.