GREG GIANFORTE
GOVERNOR

DEPARTMENT OF
PUBLIC HEALTH &
HUMAN SERVICES

CHARLIE BRERETON
DIRECTOR

September 23, 2026

Sent via Email

Representative Jodee Etchart, Presiding Officer
Children, Families, Health, and Human Services Interim Committee
c/o Emily McKay, Attorney
Emily.McKay@legmt.gov

Re: Response to CFHHS formal objection to MAR Notice No. 2026-48.1

Dear Representative Etchart:

Pursuant to § 2-4-406(3), MCA, this letter serves as the response of the Department of Public Health and Human Services (the Department) to the Children, Families, Health, and Human Services Interim Committee's (the Interim Committee) September 9, 2026, formal objection to MAR Notice No. 2026-48.1.

Please be advised that the Department is withdrawing the rulemaking. The Department respectfully disagrees with the Interim Committee's stated reasons for the formal objection, and the Department has determined that adopting new rules with the current rulemaking timeline before the next legislative session is not feasible.

Given these circumstances, the Department is withdrawing the rulemaking and will take into consideration the Interim Committee's feedback in a future rulemaking.

Sincerely,

Charles T. Brereton (Sep 23, 2026 10:12:40 MDT)

Charles T. Brereton
Director