



DEPARTMENT OF LABOR AND INDUSTRY

NOTICE OF PROPOSED RULEMAKING

MAR NOTICE NO. 2025-238.1

Summary

Amending license renewals for boards and programs

Hearing Date and Time

Monday, December 15, 2025, at 1:00 p.m.

Virtual Hearing Information

A public hearing will be held via remote conferencing to consider the proposed changes to the agency's rules. There will be no in-person hearing. Interested parties may access the remote conferencing platform in the following ways:

Join Zoom Meeting: <https://mt-gov.zoom.us/j/82040184209>

Meeting ID: 820 4018 4209; Password: 6216591185

Dial by Telephone: +1 646 558 8656

Meeting ID: 820 4018 4209; Password: 6216591185

Comments

Concerned persons may present their data, views, or arguments at the hearing. Written data, views, or arguments may also be submitted at dli.mt.gov/rules or P.O. Box 1728, Helena, Montana 59624. Comments must be received by Friday, December 19, 2025, at 5:00 p.m.

Accommodations

The agency will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. Requests must be made by Monday, December 8, 2025, at 5:00 p.m.

Contact

Department of Labor and Industry
(406) 444-5466
laborlegal@mt.gov
Montana Relay: 711

General Reasonable Necessity Statement

It is reasonably necessary to amend this rule to implement House Bills (HB) 225, 239, 438, 502, and 806, and Senate Bills (SB) 319 and 518. HB 225 establishes home inspectors as a license type regulated by a department program, rather than as a registration. HB 239 establishes construction contractor licensing under a department program. HB 438 creates a new board, the Physical, Rehabilitative, and Developmental Health Care Professionals, and repeals the boards of athletic trainers, occupational therapists, physical therapists, and speech-language pathologists and audiologists. HB 502 creates the Allied Health Care Professionals board, and repeals the boards of clinical laboratory scientists, radiologic technologists, and respiratory care providers. HB 806 creates a new dietitian license, distinct from nutritionists. SB 319 creates doula licensure, and SB 518 moves the emergency care provider license types from the Board of Medical Examiners to a department program.

The department is therefore amending this rule to establish frequency of renewal and renewal dates for the new license types, and to reflect the new board names and new programs established by the legislature. When possible, the department is maintaining existing frequency and renewal dates to maintain consistency for licensees.

Rulemaking Actions

AMEND

The rule proposed to be amended is as follows, stricken matter interlined, new matter underlined:

24.101.413 RENEWAL DATES AND REQUIREMENTS

- (1) An existing license ends on the renewal date specified for each profession and occupation listed and must be renewed on or before this date, or the license will lapse, expire, and terminate per 37-1-141, MCA.
- (2) If a timely and sufficient application is submitted before the renewal date, the applicant's continued practice is governed under 2-4-631, MCA. A timely and sufficient application must be:
 - (a) completed;
 - (b) accompanied by other required information or documentation as applicable;
 - (c) accompanied by the appropriate fee; and
 - (d) submitted so that it bears a U.S. Postal Service post mark prior to or on the renewal date for the applicable profession; or
 - (e) submitted by using the online renewal service available on the department's website before 11:59 p.m. Mountain time on the renewal date.
- (3) If the requirements of this rule are not met, a late penalty fee as specified in ARM 24.101.403 is required.
- (4) Renewals for medical practitioners, as defined in 37-2-101, MCA, who also have a dispenser registration through the Board of Pharmacy, pursuant to 37-2-104, MCA, and ARM 24.174.1801, will renew their dispenser registration at the time of renewing their medical practitioner's license.
- (5) The following are renewal dates for the professions and occupations listed:

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|-----|---|--|-----------------|-------------------|
| (a) | <u>Allied Health Care Professionals</u> | <u>Clinical Laboratory Scientist</u> | <u>Annually</u> | <u>May 1</u> |
| | | <u>Clinical Laboratory Specialist</u> | <u>Annually</u> | <u>May 1</u> |
| | | <u>Clinical Laboratory Technician</u> | <u>Annually</u> | <u>May 1</u> |
| | | <u>Limited Permit X-Ray Procedures</u> | <u>Annually</u> | <u>February 1</u> |
| | | <u>Radiologic Technologist</u> | <u>Annually</u> | <u>February 1</u> |
| | | <u>Respiratory Care Practitioner</u> | <u>Annually</u> | <u>May 1</u> |

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|--------|-------------------------|-------------------------------------|------------|------------|
| {a}(b) | Alternative Health Care | Acupuncturist | Biennially | October 31 |
| | | Naturopathic Physician | Annually | April 30 |
| | | Naturopathic Physician - Childbirth | Annually | April 30 |
| | | Direct-entry Midwife | Annually | April 30 |
| | | Direct-entry Midwife Apprentice | Annually | April 30 |
| | | Architects | Annually | June 30 |
| {b}(c) | Athletic Trainers | Athletic Trainers | Annually | August 31 |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|-----|-------------------------------|---|------------|--------------|
| (d) | Barbers and Cosmetologists | Barber | Biennially | March 1 |
| | | Barber Shop | Annually | July 1 |
| | | Barber School or College | Annually | March 1 |
| | | Barbering Teacher | Biennially | March 1 |
| | | Booth Rental | Annually | July 1 |
| | | Cosmetologist | Biennially | March 1 |
| | | Electrologist | Biennially | March 1 |
| | | Esthetician | Biennially | March 1 |
| | | Teacher | Biennially | March 1 |
| | | Manicurist | Biennially | March 1 |
| (e) | Behavioral Health | Salon | Annually | July 1 |
| | | School or Course | Annually | March 1 |
| | | Licensed Clinical Professional Counselor | Annually | December 31 |
| | | Licensed Clinical Social Worker | Annually | December 31 |
| | | Licensed Master's Social Worker | Annually | December 31 |
| | | Licensed Baccalaureate Social Worker | Annually | December 31 |
| | | Licensed Marriage and Family Therapist | Annually | December 31 |
| | | Certified Behavioral Health Peer Support Specialist | Annually | December 31 |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
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|--------|---|-----------------------------------|----------|-------------|
| | | Agriculture Class Boiler Engineer | Annually | April 1 |
| | | First Class Boiler Engineer | Annually | April 1 |
| | | Low Pressure Boiler Engineer | Annually | April 1 |
| | | Second Class Boiler Engineer | Annually | April 1 |
| | | Third Class Boiler Engineer | Annually | April 1 |
| | | Traction Boiler Engineer | Annually | April 1 |
| (f) | Boiler Operating Engineers | Chiropractors | Annually | September 1 |
| (g) | | Clinical Laboratory Scientist | Annually | May 1 |
| (h) | Clinical Laboratory Science Practitioners | Clinical Laboratory Specialist | Annually | May 1 |
| | | Clinical Laboratory Technician | Annually | May 1 |
| (i)(h) | Construction Blasters | Construction Blasters | Annually | January 1 |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|--------|---|--|-------------------|------------------------------------|
| (i) | <u>Construction Contractor</u> | <u>Construction Contractor</u> | <u>Biennially</u> | <u>Anniversary Date of License</u> |
| (j) | Crane and Hoisting Operating Engineers | First Class Crane Operators | Annually | Anniversary Date of License |
| | | Second Class Crane Operators | Annually | Anniversary Date of License |
| | | Third Class Crane Oiler | Annually | Anniversary Date of License |
| (k) | Dentistry | Dental Hygienist | Annually | March 1 |
| | | Dentist | Annually | March 1 |
| | | Denturist | Annually | March 1 |
| | | General Anesthesia Administration Permit | Annually | March 1 |
| | | Volunteer Licensees | Annually | March 1 |
| (l) | <u>Doula</u> | <u>Doula</u> | <u>Annually</u> | <u>May 1</u> |
| (m)(n) | Elevator Program | Contractor | Annually | April 1 |
| | | Inspector | Annually | April 1 |
| | | Mechanic | Annually | April 1 |
| (n) | <u>Emergency Care Provider</u> | <u>AEMT, EMR, EMT, Paramedic</u> | <u>Biennially</u> | <u>March 31</u> |
| (m)(o) | Fire Prevention and Investigation and Fireworks Wholesalers Program | Company Hiring Entity (Sell, Install and Service) | Annually | May 31 |
| | | Individual Endorsement (Sell, Install and Service) | Annually | May 31 |
| | | Fireworks Wholesaler | Nonrenewable | |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|--------|-------------------------------|--|-------------------|------------------------------------|
| {n}(p) | Funeral Service | Crematory | Annually | July 1 |
| | | Crematory Operator | Annually | July 1 |
| | | Crematory Technician | Annually | July 1 |
| | | Mortician | Annually | July 1 |
| | | Mortuary | Annually | July 1 |
| | | Mortuary Branch Facility | Annually | July 1 |
| {o}(q) | Genetic Counselors | Genetic Counselor | Annually | April 1 |
| {p}(r) | Hearing Aid Dispenser | Hearing Aid Dispenser | Annually | June 30 |
| {s} | <u>Home Inspector</u> | <u>Home Inspector</u> | <u>Biennially</u> | <u>Anniversary Date of License</u> |
| {q}(t) | Landscape Architects | Landscape Architects | Annually | June 30 |
| {r}(u) | Massage Therapy | Licensed Massage Therapist | Annually | August 31 |
| {s}(v) | Medical Examiners | Emergency Care Provider: AEMT, EMR, EMT, Paramedic | Biennially | March 31 |
| | | Dietitian | Biennially | December 31 |
| | | Nutritionist | Biennially | October 31 |
| | | Physician | Biennially | March 31 |
| | | Physician Assistant | Biennially | October 31 |
| | | Podiatrist | Biennially | October 31 |
| | | Resident Physician | Annually | June 30 |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|--------|-------------------------------|---------------------------------|------------|--------------|
| {t}(w) | Nursing | Clinical Nurse Specialist | Biennially | December 31 |
| | | Nurse Anesthetist | Biennially | December 31 |
| | | Nurse Midwife | Biennially | December 31 |
| | | Nurse Practitioner | Biennially | December 31 |
| | | APRN Prescriptive Authority | Biennially | December 31 |
| | | Practical Nurse - Licensed | Biennially | December 31 |
| | | Professional Nurse - Registered | Biennially | December 31 |

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| | | Medication Aide | Annually | March 31 |
| (u)(x) | Nursing Home Administrators | Nursing Home Administrator | Annually | December 31 |
| (v) | Occupational Therapy Practice | Occupational Therapist | Annually | June 15 |
| | | Occupational Therapist Assistant | Annually | June 15 |
| (w)(y) | Optometry | Optometrist | Annually | July 2 |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|---------|---|---|------------|--------------|
| (x)(z) | Outfitters | Outfitter | Annually | December 31 |
| | | Professional Guide | Annually | December 31 |
| | | Guide | Annually | December 31 |
| (y)(aa) | Pediatric Complex Care | Pediatric Complex Care Assistant | Biennially | March 31 |
| (z)(ab) | Pharmacy | Dangerous Drug Dispenser/Distributor/Manufacturer Endorsement | Annually | November 30 |
| | | Out-of-State Mail Order Pharmacy | Annually | November 30 |
| | | Pharmacist | Annually | June 30 |
| | | Community and Institutional Pharmacy | Annually | November 30 |
| | | Pharmacy Technician | Annually | June 30 |
| | | Pharmacy Technician Utilization Plan Endorsement | Annually | November 30 |
| | | Telepharmacy Endorsement | Annually | November 30 |
| | | Veterinary Retail Facility | Annually | November 30 |
| | | Wholesale Distributor | Annually | November 30 |
| | | Athletic Trainers | Annually | August 31 |
| (ac) | Physical, Rehabilitative, and Developmental Health Care Professionals | Occupational Therapist | Annually | June 15 |
| | | Occupational Therapist Assistant | Annually | June 15 |
| | | Physical Therapist | Annually | April 1 |

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|------|-----------------------------------|---|---------------------|-------------------|
| | | <u>Physical Therapist Assistant</u> | <u>Annually</u> | <u>April 1</u> |
| | | <u>Audiologist</u> | <u>Annually</u> | <u>February 1</u> |
| | | <u>Speech-Language Pathologist</u> | <u>Annually</u> | <u>February 1</u> |
| | | <u>Limited (Speech-Language Pathologist)</u> | <u>Nonrenewable</u> | |
| | | <u>Speech-Language Pathology and Audiology Assistants</u> | <u>Annually</u> | <u>February 1</u> |
| (aa) | <u>Physical Therapy Examiners</u> | <u>Physical Therapist</u> | <u>Annually</u> | <u>April 1</u> |
| | | <u>Physical Therapist Assistant</u> | <u>Annually</u> | <u>April 1</u> |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|----------|--|------------------------------|-----------|--------------|
| (ab)(ad) | Plumbers | Journeyman Plumber | Annually | September 1 |
| | | Master Plumber | Annually | September 1 |
| | | Medical Gas Endorsement | Annually | September 1 |
| (ae)(ae) | Private Security Patrol Officers and Investigators | Private Security Company | Annually | March 1 |
| | | Electronic Security Company | Annually | March 1 |
| | | Private Investigator | Annually | March 1 |
| | | Private Investigator Trainee | Annually | March 1 |
| | | Security Guard | Annually | March 1 |
| | | Alarm Installer | Annually | March 1 |
| | | Firearms Instructor | Annually | March 1 |
| | | Armed Status | Annually | |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|----------|--|------------------------------|---------------------------------|--------------|
| (ad)(af) | Professional Engineers and Professional Land Surveyors | Certificate of Authorization | Annually | October 1 |
| | | Engineer Intern | Biennially, as of June 30, 2015 | June 30 |
| | | Land Surveyor Intern | Biennially, as of June 30, 2015 | June 30 |

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|----------|--------------------|--------------------------------------|---------------------------------|-------------|
| | | Professional Engineer | Biennially, Even Numbered Years | June 30 |
| | | Professional Engineer by Comity | Biennially, Even Numbered Years | June 30 |
| | | Professional Land Surveyor | Biennially, Even Numbered Years | June 30 |
| | | Professional Land Surveyor by Comity | Biennially, Even Numbered Years | June 30 |
| {ae}{ag} | Property Manager | Property Manager | Annually | October 31 |
| {af}{ah} | Psychologists | Psychologist | Annually | December 31 |
| | | Behavior Analyst | Annually | December 31 |
| | | Assistant Behavior Analyst | Annually | December 31 |
| {ag}{ai} | Public Accountants | Certified Public Accountant | Annually | December 31 |
| | | Licensed Public Accountant | Annually | December 31 |
| | | Firm Registration | Annually | December 31 |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|----------|-------------------------------|---|-----------|--------------|
| {ah} | Radiologic Technologists | Limited Permit X-Ray Procedures | Annually | February 1 |
| | | Radiologic Technologists | Annually | February 1 |
| {ai}{aj} | Real Estate Appraisers | Appraisal Management Company | Annually | October 31 |
| | | General Appraiser, Certified | Annually | March 31 |
| | | General Appraiser, Certified (Out-of-State) | Annually | March 31 |
| | | Licensed Appraiser | Annually | March 31 |
| | | Mentor | | |
| | | Residential Appraiser, Certified | Annually | March 31 |
| | | Residential Appraiser, Certified (Out-of-State) | Annually | March 31 |
| | | Trainee | Annually | March 31 |
| {aj}{ak} | Realty Regulation | Real Estate Broker | Annually | October 31 |
| | | Real Estate | Annually | October 31 |

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|--|--|-------------|--|--|
| | | Salesperson | | |
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| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|----------|---|--|---------------------------------|--------------|
| (ak) | Respiratory Care Practitioners | Respiratory Care Practitioners | Annually | May 1 |
| (al) | Sanitarians | Sanitarians | Annually | June 30 |
| (am) | Speech-Language Pathologists and Audiologists | Audiologist | Annually | February 1 |
| | | Speech-Language Pathologist | Annually | February 1 |
| | | Limited (Speech-Language Pathologist) | Nonrenewable | - |
| | | Speech-Language Pathology and Audiology Assistants | Annually | February 1 |
| | | Electrical Contractor | Biennially, Even Numbered Years | July 15 |
| (an)(am) | State Electrical Board | J Journeyman Electrician | Biennially, Even Numbered Years | July 15 |
| | | Master Electrician | Biennially, Even Numbered Years | July 15 |
| | | Residential Electrician | Biennially, Even Numbered Years | July 15 |

| | BOARD OR PROGRAM JURISDICTION | LICENSE CATEGORY | FREQUENCY | RENEWAL DATE |
|----------|-------------------------------|----------------------------------|-----------|--------------|
| (ao)(an) | Veterinary Medicine | Euthanasia Agency | Annually | May 30 |
| | | Embryo Transfer Technician | Annually | November 1 |
| | | Euthanasia Technician | Annually | May 30 |
| | | Veterinarian | Annually | November 1 |
| | | Veterinary Dispensing Technician | Annually | November 1 |

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|--|--|-----------------------|----------|------------|
| | | Veterinary Technician | Annually | November 1 |
|--|--|-----------------------|----------|------------|

(6) The following are nonrenewable licenses:

- (a) temporary licenses issued by a licensing entity unless that licensing entity's rules provide otherwise;
- (b) fireworks wholesalers;
- (c) real estate appraiser mentors;
- (d) pharmacist intern;
- (e) limited speech-language pathologists.

(7) The specific date by which each individual licensee is required to renew by can be obtained by contacting the licensing entity's office or by using the licensee lookup system available on the department's web site.

Authorizing statute(s): 37-1-101, 37-1-141, MCA

Implementing statute(s): 37-1-101, 37-1-141, MCA

Small Business Impact

This amendment is expected to impact individuals licensed by the Department of Labor and Industry or its attached boards, in particular, new license types which are proposed to be included—doulas, home inspectors, and construction contractors. However, there is no significant and direct impact expected by this proposed rulemaking, which merely sets forth the schedule for licensees to renew their licenses.

Bill Sponsor Notification

The bill sponsor contact requirements do not apply.

Interested Persons

The agency maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by the agency. Persons wishing to have their name added to the list may sign up at dli.mt.gov/rules or by sending a letter to P.O. Box 1728, Helena, Montana 59624 and indicating the program or programs about which they wish to receive notices.

Rule Reviewer

Quinlan L. O'Connor

Approval

Sarah Swanson, Commissioner