

MINUTES OF THE MEETING

PUBLIC HEALTH, WELFARE AND SAFETY COMMITTEE

February 22, 1977

The nineteenth meeting of the Senate Public Health Committee was called to order by Chairman Stephens in Room 405 of the State Capitol Building on Tuesday, February 22, 1977, at approximately 11:00 A.M.

ROLL CALL: All members of the Committee were present.

COMMITTEE ACTION: With no bills scheduled for hearing on this date, the Committee took action on four bills which had previously been heard, namely, Senate Bills 221, 427, 443 and 355.

ACTION ON SENATE BILL 221: After Committee members considered the wishes of the sponsor of this bill (Senator Etchart wanted the bill kept alive) and the wishes of the forces behind House Bill 300 (addresses the same problem as SB221 from a different angle) plus the obvious fact that both the Senate bill and House bill cannot be passed through both Houses, Senator Roberts made a motion that SB221 DO PASS - the members split, 4 - 4 on the vote. SB221 reported Out of Committee WITHOUT RECOMMENDATION.

ACTION ON SENATE BILL 427: Discussion on this bill brought out the question of exactly how much this bill is or will be needed, since obviously the confidentiality of the doctor-patient relationship is presently covered in other statutes. The amendment proposed (see Exhibit "A") was considered too general and covered too broad a confidential area to get the Committee's full approval. The consensus was that this proposed legislation does not address a specific problem now, but only trying to foresee a problem spot in future years. Senator Roberts made a motion DO NOT PASS - vote was unanimous in support of the motion.

ACTION ON SENATE BILL 355: Senator Dover presented the Committee with another amendment on his bill (see Exhibit "B"). Senator Watt moved that amendment; Senator Lee moved a substitute amendment (page 2, section 2, line 6: following: "status"- insert: "provided parental consent is required for minors." Senator Watt opposed the amendment without including "guardian". Extensive discussion followed concerning the problem of the legislation requiring parental consent before counseling and/or devices could be garnered by the minors from the family planning services. Senator Olson proposed an amendment (see Committee Report). Senator Rasmussen moved that amendment which carried unanimously. Senator Roberts' motion that SB355 do not pass failed. Senator Roberts moved deletion of the entire Section 5 in light of the fiscal note and the problems the Department would face administering - motion carried on a voice vote.

E X H I B I T "A"

AMENDMENTS TO SB 427

(proposed by the Montana Medical Association & the Montana Press Association)

1. Amend page 11, section 11, line 4.

following: line 4

Insert: "Section 12. Press exempted. Nothing in this act shall apply to the press."

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Senator Watt then moved the bill, AS AMENDED, DO PASS - motion carried, 5 to 2, with Senator Norman absent.

ADJOURNMENT: With no further business at this time, Chairman Stephens adjourned the meeting at 11:50 A.M.



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STAN STEPHENS, Chairman

E X H I B I T "B"

SENATOR DOVER'S AMENDMENT FEB. 22.

SB 355

**PROPOSED AMENDMENT**

1. Amend page 2, section 3, line 6

Following: "status."

Insert: "Although parental consent is not required, all possible measures shall be taken to get parental consent prior to providing a minor with family planning services."

# STANDING COMMITTEE REPORT

FEBRUARY 22

19 77

MR. .... PRESIDENT .....

We, your committee on ..... **PUBLIC HEALTH, WELFARE AND SAFETY** .....

having had under consideration ..... **SENATE** ..... Bill No. **221** .....

Respectfully report as follows: That ..... **SENATE** ..... Bill No. **221** .....

**introduced bill,**

WITHOUT RECOMMENDATION

*BM*  
~~RECOMMENDATION~~

*BM*

..... **STAN STEPHENS**

Chairman.

# STANDING COMMITTEE REPORT

FEBRUARY 22

19 77

MR. **PRESIDENT**

We, your committee on **PUBLIC HEALTH, WELFARE AND SAFETY**

having had under consideration **SENATE** Bill No. **355**

Respectfully report as follows: That **SENATE** Bill No. **355**,

introduced bill, be amended as follows:

1. Amend Page 2, Section 3, line 3.

Following: "for"

Insert: "(1)"

2. Amend Page 2, Section 3, line 6.

Following: line 6

Insert: "(2) Minors may receive counseling services without parental consent, but no contraceptive drugs or devices without parental consent."

3. Amend Page 3, Section 5, line 4.

Following: line 3

Strike: Section 5 in its entirety

AND AS SO AMENDED, DO PASS.

200000

*BM*

Chairman

# STANDING COMMITTEE REPORT

.....FEBRUARY 22..... 19 77...

MR. **PRESIDENT**.....

We, your committee on ..... **PUBLIC HEALTH, WELFARE AND SAFETY**.....

having had under consideration ..... **SENATE**..... Bill No. **427**.....

Respectfully report as follows: That ..... **SENATE**..... Bill No. **427**.....  
**introduced bill,**

DO NOT PASS

~~DO PASS~~

*BM*

..... **STAN STEPHENS**.....

Chairman.

# STANDING COMMITTEE REPORT

FEBRUARY 22.....

19 77.....

MR. **PRESIDENT**

We, your committee on **PUBLIC HEALTH, WELFARE AND SAFETY**

having had under consideration **SENATE**..... Bill No. **443**.....

**SENATE**

**443,**

Respectfully report as follows: That..... Bill No.....  
introduced bill, be amended as follows:

1. Amend Page 2, Section 2, line 23.

Following: "of"

Insert: "full-time"

AND AS AMENDED, DO PASS.

KIDNEY

*BM*

**STEAN STEPHENS**

Chairman.

ROLL CALL

## **VOTE**

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

**45th LEGISLATIVE SESSION - 1977.**

Date Feb. 22 Bill No. 231 Time

NAME IS ...

LEE, Robert	1	LEE
RASMUSSEN, Tom	1	RASMUS
OLSON, Stuart	2	OLSON
HIMSL, Matt	2	HIMSL
WATT, Robert	3	WATT
ROBERTS, Joe	3	ROBERT
NORMAN, Bill - V. Chm.	4	NORMA
STEPHENS, Stan - Chairman	4	STEPH

Joyce (Kelly) Allen  
Secretary

**STAN STEPHENS**  
Chalco

**Motion:**

(include enough information on motion—put with yellow copy of

ROLL CALL

## VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

45th LEGISLATIVE SESSION - 1977.

Date: Feb 32 Bill No. 427 Time

NAME 5:

XIV

NO

Joyce (Kelly) Allen  
Secretary

**STAN STEPHENS**

**Motion:** \_\_\_\_\_

do not place

Include enough documentation on workstation with yellow copy of

ROLL CALL

**VOTE**

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

45th LEGISLATIVE SESSION - 1977.

Date Feb 22

Bill No. 443

Time 11 30

NAME S:

1998

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LEE, Robert	1	LEE
RASMUSSEN, Tom	2	RASMUS
OLSON, Stuart	3	OLSON
HIMSL, Matt	4	HIMSL
WATT, Robert	5	WATT
ROBERTS, Joe	6	ROBERT
NORMAN, Bill - V. Chm.	7	NORMAN
STEPHENS, Stan - Chairman	8	STEPHIL

Joyce (Kelly) Allen

Secretary

**STAN STEPHENS**

Chaitanya

Motion: Senator Lee moved S.B. 443 as amended, to pass.

(include enough information on motion—put with yellow copy of

ROLL CALL

## VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

**45th LEGISLATIVE SESSION - 1977.**

Date Feb 13 Bill No. 355 Time 11:35

Joyce (Kelly) Allen  
Secretary

**STAN STEPHENS**

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Motion: Senator Roberts  
Substitute motion of do not pass

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ROLL CALL

VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

45th LEGISLATIVE SESSION - 1977.

Date

2/22

Bill No. 7355

Time

NAME'S:

YES

NO

LEE, Robert

1

LEE

RASMUSSEN, Tom

2

RASMUS

OLSON, Stuart

3

OLSON

HIMSL, Matt

4

HIMSL

WATT, Robert

5

WATT

ROBERTS, Joe

6

ROBERT

NORMAN, Bill - V. Chm.

7

NORMAN

STEPHENS, Stan - Chairman

8

STEPH

Joyce (Kelly) Allen  
Secretary

STAN STEPHENS  
Chairman

Motion: Senator Rasmussen  
moved Senator Olson's amendment  
to bill

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ROLL CALL

## VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

**45th LEGISLATIVE SESSION - 1977.**

Date 2-22 Bill No. 355 Time

Joyce (Kelly) Allen  
Secretary

**STAN STEPHENS**

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Motion: Senator Watt moved  
do pass, as amended

ROLL CALL

## **VOTE**

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

45TH LEGISLATIVE SESSION - 1977.

Date 2/22 Bill No. 355 Time

Joyce (Kelly) Allen  
Secretary

**STAN STEPHENS**  
**Chairman**

Motions: Sen. Roberts moved to delete Section 5 OK

(include enough information on motion--put with yellow copy of

## ROLL CALL

PUBLIC HEALTH, WELFARE AND SAFETY COMMITTEE

45th LEGISLATIVE SESSION - 1977

DATE: 2-22-17