

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.

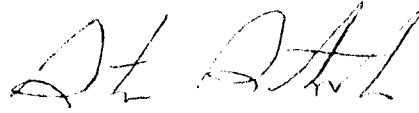
Following: Line 4

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

February 22, 1977

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.

A handwritten signature in dark ink, appearing to read "St. Stephens", written above a horizontal line.

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

~~REPORT~~

BM

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.

~~DO/DOEN~~

BM

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 NOT PASS~~

BM

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

Respectfully report as follows: That SENATE Bill No. 443,
introduced bill, be amended as follows:

1. Amend Page 2, Section 2, line 23.
Following: "of"
Insert: "full-time"

AND AS AMENDED, DO PASS.
~~DO PASS~~

BM

(1)

ROLL CALL

VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

45th LEGISLATIVE SESSION - 1977.

Date Feb. 22 Bill No. 231 Time _____

NAME S:	YES	NO	
LEE, Robert		1	LEE
RASMUSSEN, Tom	1		RASMUS
OLSON, Stuart	2		OLSON
HIMSL, Matt		2	HIMSL
WATT, Robert		3	WATT
ROBERTS, Joe	3		ROBERTS
NORMAN, Bill - V. Chm.		4	NORMAN
STEPHENS, Stan - Chairman	4		STEPHENS

Joyce (Kelly) Allen
Secretary

STAN STEPHENS
Chairman

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 22 Bill No. 427 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	ROBERTS
NORMAN, Bill - V. Chm.	7	NORMAN
STEPHENS, Stan - Chairman	8	STEPHENS

Joyce (Kelly) Allen
Secretary

STAN STEPHENS
Chairman

Motion: _____

do not 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 22 Bill No. 443 Time 11:30

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 Lee moved SB443 as amended,
do pass.

(8)

ROLL CALL

VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

45TH LEGISLATIVE SESSION - 1977.

Date: Feb 3 Bill No. 355 Time 11:35

NAME S:	YES	NO	
LEE, Robert	1		LEE
RASMUSSEN, Tom		1	RASMUS
OLSON, Stuart		2	OLSON
HIMSL, Matt	2		HIMSL
WATT, Robert		3	WATT
ROBERTS, Joe	3		ROBERTS
NORMAN, Bill - V. Chm.		4	NORMAN
STEPHENS, Stan - Chairman	4		STEPHENS

Joyce (Kelly) Allen
Secretary

STAN STEPHENS
Chairman

Motion:

Senator Roberts
Substitute motion of do not pass

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

R O L L C A L L

VOTE

SENATE COMMITTEE PUBLIC HEALTH, WELFARE AND SAFETY

45th LEGISLATIVE SESSION - 1977.

Date 2/22 Bill No. 355 Time

NAME S:	YES	NO
LEE, Robert	1	LEE
RASMUSSEN, Tom	2	RASMUSSEN
OLSON, Stuart	3	OLSON
HIMSL, Matt	4	HIMSL
WATT, Robert	5	WATT
ROBERTS, Joe	6	ROBERTS
NORMAN, Bill - V. Chm.	7	NORMAN
STEPHENS, Stan - Chairman	8	STEPHENS

Joyce (Kelly) Allen
Secretary

STAN STEPHENS
Chairman

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

(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 2-22 Bill No. 355 Time _____

NAME S:	YES	NO
LEE, Robert	1	LEE
RASMUSSEN, Tom	2	RASMUSSEN
OLSON, Stuart	3	OLSON
HIMSL, Matt		1 HIMSL
WATT, Robert	4	WATT
ROBERTS, Joe		2 ROBERTS
NORMAN, Bill - V. Chm.		NORMAN
STEPHENS, Stan - Chairman	5	STEPHENS

Joyce (Kelly) Allen
Secretary

STAN STEPHENS
Chairman

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 _____

NAME S:	YES	NO
LEE, Robert		LEE
RASMUSSEN, Tom		RASMUS
OLSON, Stuart		OLSON
HIMSL, Matt		HIMSL
WATT, Robert		WATT
ROBERTS, Joe		ROBERTS
NORMAN, Bill - V. Chm.		NORMAN
STEPHENS, Stan - Chairman		STEPHENS

Joyce (Kelly) Allen
Secretary

STAN STEPHENS
Chairman

Motions

Sen Roberts moved to voice vote
Delete Section 5 *OK*

R O L L C A L L

PUBLIC HEALTH, WELFARE AND SAFETY COMMITTEE

45th LEGISLATIVE SESSION - 1977

DATE: 2-22-77

[illegible]