

1 House BILL NO. 296
 2 INTRODUCED BY Federico Holmes
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE OPERATORS OF
 5 HOMES OR INSTITUTIONS WHO CARE FOR AND MAINTAIN SEVEN OR
 6 FEWER BOARDERS TO OBTAIN A LICENSE."

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 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Operator to obtain license. Any person
 10 owning or operating a home or institution ("operator") where
 11 seven (7) or fewer persons ("boarders") who are neither son,
 12 daughter, ward, or related by blood, are cared for and
 13 maintained for money or other valuable consideration, shall
 14 obtain a license from the department of health and
 15 environmental sciences each year. No fee may be charged for
 16 this license.

17 Section 2. Department to issue license -- content. (1)
 18 The department shall issue a license under this act if the
 19 operator maintains current records for each boarder that
 20 include:

- 21 (a) an identification and emergency form;
- 22 (b) an admissions agreement;
- 23 (c) a physician's report made within one (1) year
- 24 prior to the date the boarder is first cared for by the
- 25 operator.

1 (2) The department shall prescribe the content of the
 2 identification and emergency form, the admissions agreement
 3 and the physician's report; however, the information
 4 required shall not be of the type burdensome for the
 5 operator to acquire, but shall bear direct relation to the
 6 health and well-being of the boarder.

7 Section 3. Application of section 11-2702.2. Use of a
 8 residence as described in this act is a residential use as
 9 defined in section 11-2702.2, R.C.M. 1947.

-End-

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