

1 House BILL NO. 434
 2 INTRODUCED BY Long & Olin
 3

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 5 71-308, R.C.M. 1947, AUTHORIZING THE DEPARTMENT OF SOCIAL
 6 AND REHABILITATION SERVICES TO PROMULGATE RULES GOVERNING
 7 MEDICAL AID AND HOSPITALIZATION."
 8

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

10 Section 1. Section 71-308, R.C.M. 1947, is amended to
 11 read as follows:

12 "71-308. Medical aid and hospitalization. (1) Medical
 13 aid and hospitalization for nonresidents within the county
 14 and county residents unable to provide such necessities for
 15 themselves are the legal and financial duty and
 16 responsibility of the board of county commissioners, except
 17 as otherwise provided in other parts of this act, payable
 18 from the county poor fund. The board of county commissioners
 19 shall make provisions for competent and skilled medical or
 20 surgical services as approved by the department of health
 21 and environmental sciences or the state medical association,
 22 or in the case of osteopathic practitioners by the state
 23 osteopathic association or chiropractors by the state
 24 chiropractic association, or optometrical services as
 25 approved by the Montana optometric association, and dental

1 services as approved by the Montana optometric association,
 2 and dental services as approved by the dental association.
 3 "Medical" or "medicine" as used in this act refers to the
 4 healing art as practiced by licensed practitioners.

5 (2) The board, in arranging for medical care for those
 6 unable to provide it for themselves, may have the care
 7 provided by the physicians appointed by the board who shall
 8 be known as county physicians or deputy county physicians,
 9 and may fix a rate of compensation for the furnishing of the
 10 medical attendance.

11 (3) The board of county commissioners shall make
 12 suitable arrangements to provide respectable burial for
 13 nonresidents within the county and county residents for whom
 14 such expenses are not otherwise available.

15 (4) The department of social and rehabilitation
 16 services may promulgate rules to determine under what
 17 circumstances persons in the county are unable to provide
 18 medical aid and hospitalization for themselves, including
 19 the power to define the term "medically needy". Provided,
 20 however, such definition may not allow payment by a county
 21 for general assistance-medical for persons whose income
 22 exceeds three hundred percent (300%) of the limitation for
 23 obtaining regular county general assistance.

24 (5) In any case where the county or state pays medical
 25 expenses or hospitalization for an individual, the county or

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1 state is subrogated to the claims of the physician or
2 hospital to the extent of payment."

-End-

Approved by Committee
on Public Health, Welfare
& Safety

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INTRODUCED BY LORY, ELLIS

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-End-

March 22, 1975

SENATE COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY

AMENDMENTS TO HOUSE BILL NO. 434

That House Bill No. 434, third reading, be amended as follows:

1. Amend page 2, section 1, line 1.

Following: "association"

Insert: "and dental services as approved by the dental
association"

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