

1 H BILL NO. 184  
 2 INTRODUCED BY FARMER, Cooney, Kurler, Johnson  
 3 Hartman, Kelle, Gunderson, Bengtson, Vincent,  
 4 Holmes A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR STATE Johnson  
 5 PAYMENT FOR MEDICAL EXAMINATION OF VICTIMS OF ALLEGED SEXUAL  
 6 INTERCOURSE WITHOUT CONSENT."  
 7

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

9 Section 1. State payment for medical evidence. (1) The  
 10 state shall pay for the medical examination of a victim of  
 11 alleged sexual intercourse without consent, to the extent  
 12 that evidence obtained by the examination is used for the  
 13 investigation or prosecution of an offense.

14 (2) This act does not require a law enforcement agency  
 15 to pay any costs of treatment for injuries resulting from  
 16 the alleged offense.

-End-

HB 184

INTRODUCED BILL

STATE OF MONTANA

REQUEST NO. 91-77

FISCAL NOTE

Form BD-15

In compliance with a written request received January 18, 19 77, there is hereby submitted a Fiscal Note for House Bill 184 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

An act to provide for state payment for medical examination of victims of alleged sexual intercourse without consent.

ASSUMPTIONS:

1. The number of victims will increase at a rate of 3.5% per year.
2. Ten to twenty percent of alleged crime will be reported.
3. Medical examination cost will be \$125 in FY 78 and \$135 in FY 79.
4. If the state assumes the cost for medical examinations, the number of reported crimes will increase 50% (the number of victims to report will be 219 in FY 78 and 227 in FY 79).

FISCAL IMPACT:

FY 78 - 219 cases X \$125	\$27,375
FY 79 - 227 cases X \$135	<u>30,645</u>
Total cost of legislation:	<u>\$58,020</u>

TECHNICAL NOTE:

The bill does not state what department should pay claims.

*Richard L. Drury for*  
 BUDGET DIRECTOR  
 Office of Budget and Program Planning  
 Date: 1-21-77

Approved by Committee  
on Public Health, Welfare  
& Safety

1 HOUSE BILL NO. 184

2 INTRODUCED BY PALMER, COONEY, KESSLER, HALVORSON,

3 HARRINGTON, KIMBLE, GUNDERSON, BENGTON, VINCENT,

4 ESTENSON, HOLMES

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11 Section 1. ~~State-payment~~ PAYMENT for medical evidence.

12 (1) The state ~~LOCAL LAW ENFORCEMENT AGENCY WITHIN WHOSE~~

13 ~~JURISDICTION AN ALLEGED INCIDENT OF SEXUAL INTERCOURSE~~

14 ~~WITHOUT CONSENT OCCURS~~ shall pay for the medical examination

15 of a victim of alleged sexual intercourse without consent,

16 ~~to the extent that WHEN THE EXAMINATION IS DIRECTED BY SUCH~~

17 ~~AGENCY AND WHEN~~ evidence obtained by the examination is used

18 for the investigation or prosecution of an offense.

19 (2) This act does not require a law enforcement agency

20 to pay any costs of treatment for injuries resulting from

21 the alleged offense.

-End-

SECOND READING

HB 184

THIRD READING

MISSING

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3           HARRINGTON, KIMBLE, E. GUNDERSON, BENGTSON, VINCENT,  
4                   ESTENSON, HOLMES  
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REFERENCE BILL

HB 184