

HOUSE BILL 638

IN THE HOUSE

February 8, 1979	Introduced and referred to Committee on Judiciary.
February 10, 1979	Rereferred to Committee on Human Services.
February 16, 1979	Committee recommend bill, as amended.
February 19, 1979	Printed and placed on members' desks.
February 21, 1979	Second reading, do pass.
February 22, 1979	Considered correctly engrossed. Third reading, passed.

IN THE SENATE

February 23, 1979	Introduced and referred to Committee on Judiciary.
April 20, 1979	Died in Committee.

1 *House* BILL NO. *638*
 2 INTRODUCED BY *Azzarela Messaoui Dan Blaylock*
 3 *Tom Connor Dargason Holmes Keadle Hemmick*
 4 *Medical* A BILL FOR AN ACT ENTITLED: *Prison* "AN ACT TO PROVIDE FOR *Prison*
 5 *Dawinger* MEDICAL TEAM TO INVESTIGATE MEDICAL PRACTICES IN THE STATE *Fielder*
 6 PRISON; PROVIDING FOR A REPORT CONTAINING RECOMMENDATIONS
 7 FOR IMPROVEMENTS TO THE DEPARTMENT OF INSTITUTIONS AND THE
 8 LEGISLATURE; PROVIDING FOR THE TEAM'S TERMINATION; AND
 9 GIVING THE TEAM AUTHORITY TO SEEK FEDERAL FUNDS FOR ITS
 10 CONTINUATION."

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

12 Section 1. Definition. "Team" means the prison medical
13 practices investigative team provided for in [section 2].

14 Section 2. Prison medical practices investigative team
15 -- appointment and composition. (1) There is a prison
16 medical practices investigative team consisting of:

- 17 (a) a physician licensed to practice in Montana;
- 18 (b) a registered nurse licensed to practice in
- 19 Montana;
- 20 (c) a psychologist licensed to practice in Montana or
- 21 a psychiatrist licensed to practice medicine in Montana;
- 22 (d) a pharmacist licensed to practice in Montana;
- 23 (e) a dentist licensed to practice in Montana; and
- 24 (f) a criminologist with suitable academic
- 25

1 credentials.

2 (2) The members of the team shall be appointed by the
3 speaker and minority leader of the house of representatives
4 and the president and minority leader of the senate in
5 consultation with the appropriate professional
6 organizations.

7 (3) The team is allocated to the department of
8 administration for administrative purposes only as
9 prescribed in 2-15-121, except that 2-15-121(1)(c) does not
10 apply.

11 Section 3. Compensation and expenses. A member of the
12 team is not entitled to any compensation other than \$25 a
13 day for each day he is actually engaged in the performance
14 of the powers and duties prescribed in [section 4] and
15 expenses as provided in 2-18-501 through 2-18-503.

16 Section 4. Powers and duties. (1) The team shall
17 investigate medical practices in the state prison related to
18 the members' respective professions, including the
19 distribution and use of drugs. During the conduct of the
20 investigation, the team must be given unrestricted access to
21 all facilities in the prison and to any prisoner.

22 (2) The team shall make recommendations to the
23 department of institutions and report to the 47th
24 legislature concerning the need for future quality control
25 of medical practices in the state prison.

1 (3) The team may seek funding for the continuation of
2 its existence beyond June 30, 1981.

3 Section 5. Termination of team. Unless the legislature
4 provides otherwise, the team terminates on June 30, 1981.

-End-

Approved by Comm. On Human Services

HOUSE BILL NO. 638

INTRODUCED BY AZZARA, DUSSAULT, TOWE, BLAYLOCK,

REGAN, CONOVER, JERGESON, HOLMES, KESSLER,

METCALF, BARDANOUE, FAGG, MAGONE, MANNING,

DASSINGER, REICHERT, SHELDEN, KEMMIS

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE FOR A MEDICAL TEAM TO INVESTIGATE MEDICAL PRACTICES IN THE STATE PRISON; PROVIDING FOR A REPORT CONTAINING RECOMMENDATIONS FOR IMPROVEMENTS TO THE DEPARTMENT OF INSTITUTIONS AND THE LEGISLATURE; PROVIDING FOR THE TEAM'S TERMINATION; AND GIVING THE TEAM AUTHORITY TO SEEK FEDERAL FUNDS FOR ITS CONTINUATION; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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(2) The members of the team shall be appointed by the speaker and minority leader of the house of representatives and the president and minority leader of the senate in consultation with the appropriate professional organizations.

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Section 3. Compensation and expenses. A member of the team is not entitled to any compensation other than \$25 a day for each day he is actually engaged in the performance of the powers and duties prescribed in [section 4] and expenses as provided in 2-18-501 through 2-18-503.

Section 4. Powers and duties. (1) The team shall investigate medical practices in the state prison related to the members' respective professions, including the distribution and use of drugs. During the conduct of the investigation, the team must be given unrestricted access to all facilities in the prison and to any prisoner.

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6 Section 5. Termination of team. Unless the legislature
7 provides otherwise, the team terminates on June 30, 1981.

8 ~~SECTION 6. IMMEDIATE EFFECTIVE DATE. THIS ACT IS~~
9 ~~EFFECTIVE ON PASSAGE AND APPROVAL.~~

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REGAN, CONOVER, JERGESON, HOLMES, KESSLER,
METCALF, BARDANOUVE, FAGG, MAGONE, MANNING,
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MEDICAL TEAM TO INVESTIGATE MEDICAL PRACTICES IN THE STATE
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FOR IMPROVEMENTS TO THE DEPARTMENT OF INSTITUTIONS AND THE
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