

CHAPTER NO. 148.

SENATE BILL NO. 186

INTRODUCED BY NORMAN

BY REQUEST OF THE DEPARTMENT OF  
SOCIAL AND REHABILITATION SERVICES

IN THE SENATE

January 20, 1979	Introduced and referred to Committee on Public Health, Welfare, and Safety.
February 3, 1979	Committee recommend bill do pass. Report adopted.
February 5, 1979	Printed and placed on members' desks.
February 6, 1979	Motion pass consideration.
February 7, 1979	Second reading, do pass.
February 8, 1979	Considered correctly engrossed.
February 9, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 10, 1979	Introduced and referred to Committee on Human Services.
March 5, 1979	Committee recommend bill be concurred in. Report adopted.
March 6, 1979	Second reading, concurred in.
March 8, 1979	Third reading, concurred in.

IN THE SENATE

March 9, 1979	Returned from second house. Concurred in. Sent to enrolling. Reported correctly enrolled.
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 4 SOCIAL AND REHABILITATION SERVICES

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW LICENSED  
 6 FOSTER PARENTS OF MINOR CHILDREN TO ADMINISTER CERTAIN TYPES  
 7 OF MEDICATIONS; AMENDING SECTION 37-8-103, MCA."

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

10 Section 1. Section 37-8-103, MCA, is amended to read:

11 "37-8-103. Exemptions -- limitations on authority  
 12 conferred. (1) No provisions of this law may be construed as  
 13 prohibiting:

14 (a) gratuitous nursing by friends or members of the  
 15 family;

16 (b) incidental care of the sick by domestic servants  
 17 or persons primarily employed as housekeepers;

18 (c) nursing assistance in the case of an emergency;

19 (d) the practice of nursing by students enrolled in  
 20 approved schools of nursing or approved courses or by the  
 21 graduates of such schools or courses pending the results of  
 22 the first licensing examination scheduled by the board  
 23 following their graduation;

24 (e) the practice of nursing in this state by any

1 legally qualified nurse of another state whose engagement  
 2 requires the nurse to accompany and care for a patient  
 3 temporarily residing in this state during the period of one  
 4 such engagement not to exceed 6 months in length, provided  
 5 that person does not represent or hold herself or himself  
 6 out to be a nurse licensed to practice in this state;

7 (f) the practice of any legally qualified nurse of  
 8 another state who is employed by the United States  
 9 government or any bureau, division, or agency thereof while  
 10 in the discharge of that nurse's official duties;

11 (g) nursing or care of the sick, with or without  
 12 compensation, when done in connection with the practice of  
 13 the religious tenets of any well-established religion or  
 14 denomination by adherents thereof;

15 (h) nursing or care of a minor who is in the care of a  
 16 licensed foster parent, to the same extent such care may be  
 17 provided by a parent or guardian.

18 (2) This chapter may not be construed as conferring  
 19 any authority to practice medicine, surgery, or any  
 20 combination thereof; to confer any authority to practice any  
 21 of the healing arts prescribed by law to be practiced in the  
 22 state of Montana; or to permit any person to undertake the  
 23 treatment of disease by any of the methods employed in those  
 24 arts unless the licensee has been qualified under the  
 25 applicable law or laws licensing the practice of those

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 INTRODUCED BILL

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Approved by Committee  
on Public Health, Welfare  
& Safety

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