

HOUSE BILL NO. 70

INTRODUCED BY PAVLOVICH

IN THE HOUSE

January 6, 1981	Introduced and referred to Committee on Human Services.
January 14, 1981	Committee recommend bill do pass, as amended. Report adopted.
January 15, 1981	Bill printed and placed on members' desks.
January 16, 1981	Second reading, do pass.
January 17, 1981	Second reading, do pass as amended.
January 19, 1981	Correctly engrossed. Third reading, passed. Transmitted to Senate.

IN THE SENATE

January 20, 1981	Introduced and referred to Committee on Public Health, Welfare, and Safety.
February 5, 1981	Committee recommend bill be concurred in. Report adopted.
February 7, 1981	Second reading, concurred in.
February 10, 1981	Third reading, concurred in. Ayes, 43; Nays, 1.

IN THE HOUSE

February 10, 1981	Returned from Senate. Concurred in. Sent to enrolling. Reported correctly enrolled.
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4 A BILL FOR AN ACT ENTITLED: "AN ACT AMENDING SECTION
5 27-6-206, MCA, TO EXEMPT HEALTH CARE PROVIDERS NOT IN
6 PRIVATE PRACTICE FROM PAYMENT OF THE MEDICAL MALPRACTICE
7 PANEL ASSESSMENT."

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

10 Section 1. Section 27-6-206, MCA, is amended to read:
11 "27-6-206. Funding. (1) There is created a pretrial
12 review fund to be administered by the director exclusively
13 for the purposes stated in this chapter. The fund and any
14 income from it shall be held in trust, deposited in an
15 account, and invested and reinvested by the director with
16 the prior approval of the director of the Montana medical
17 association. The fund may not become a part of or revert to
18 the general fund of this state but shall be open to auditing
19 by the legislative auditor.

20 (2) To create the fund, an annual surcharge shall be
21 levied on all health care providers. The amount of the
22 assessment shall be set by the director, who shall allocate
23 a projected cost among health care providers on a per capita
24 basis, ~~except that an individual not engaged in the private~~
25 ~~practice of his profession is exempt from payment of the~~

1 ~~assessment.~~ The director may provide a different allocation
2 upon approval by the supreme court. Surplus funds, if any,
3 over and above the amount required for the annual
4 administration of the chapter shall be retained by the
5 director and used to finance the administration of this
6 chapter in succeeding years, in which event the director
7 shall reduce the annual assessment in subsequent years,
8 commensurate with the proper administration of this chapter.

9 (3) The annual surcharge shall be paid on or before
10 the date physicians' annual registration fees are due under
11 37-3-313. The director has the same powers and duties in
12 connection with the collection of and failure to pay the
13 annual surcharge as the department of professional and
14 occupational licensing has under 37-3-313 in connection with
15 physicians' annual registration fees."

-End-

Approved by Comm. On

Human Services

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SECOND READING

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(3) The annual surcharge shall be paid on or before the date physicians' annual registration fees are due under 37-3-313. The director has the same powers and duties in connection with the collection of and failure to pay the annual surcharge as the department of professional and occupational licensing has under 37-3-313 in connection with physicians' annual registration fees."

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