

HOUSE RESOLUTION NO. 4

INTRODUCED BY BRAND, MANLEY, MENAHAN

IN THE HOUSE

March 28, 1981	Introduced and referred to Committee on Human Services.
April 6, 1981	Committee recommend bill do pass as amended. Report adopted.
April 7, 1981	Bill printed and placed on members' desks.
April 8, 1981	Second reading, do pass as amended. Sent to enrolling.

HOUSE RESOLUTION NO. 4

INTRODUCED BY Brian Harley Meridian

1 A RESOLUTION OF THE HOUSE OF REPRESENTTIVES OF THE STATE OF  
 2 MONTANA TO RONALD REAGAN, PRESIDENT OF THE UNITED STATES,  
 3 THE COMMISSIONER OF THE UNITED STATES FOOD AND DRUG  
 4 ADMINISTRATION, THE HONORABLE JOHN MELCHER, SENATOR FROM  
 5 MONTANA, THE HONORABLE MAX BAUCUS, SENATOR FROM MONTANA, THE  
 6 HONORABLE RON MARLENEE, CONGRESSMAN FROM THE SECOND  
 7 CONGRESSIONAL DISTRICT, THE HONORABLE PAT WILLIAMS,  
 8 CONGRESSMAN FROM THE FIRST CONGRESSIONAL DISTRICT, AND TED  
 9 SCHWINDEN, GOVERNOR OF THE STATE OF MONTANA, ENCOURAGING  
 10 THEM TO HAVE RESCINDED A REGULATION OF THE FEDERAL FOOD AND  
 11 DRUG ADMINISTRATION THAT WOULD CAUSE THE CLOSURE OF THE DEER  
 12 LODGE RESEARCH UNIT WHICH CONDUCTS DRUG RESEARCH AT THE  
 13 MONTANA STATE PRISON BECAUSE SUCH CLOSURE WOULD CAUSE GREAT  
 14 ECONOMIC HARDSHIP FOR THE COMMUNITY OF DEER LODGE, MONTANA.

15 WHEREAS, since 1968 the Deer Lodge Research Unit has  
 16 conducted pharmaceutical research at the Montana State  
 17 Prison, Deer Lodge, Montana, on volunteer prison inmates;  
 18 and

19 WHEREAS, the Deer Lodge Research Unit has 7.5 employees  
 20 and an annual payroll in excess of \$140,000, and if the unit  
 21 continues, it is expected to employ several more persons and

1 increase its annual payroll to \$200,000; and

2 WHEREAS, the Deer Lodge Research Unit is funded  
 3 exclusively by an ongoing grant established by  
 4 pharmaceutical companies and no taxpayer money is spent on  
 5 the research unit; and

6 WHEREAS, the Deer Lodge Research Unit is administered  
 7 by the University of Montana, University Foundation, and  
 8 there is an independent body which insures that all research  
 9 conducted at the prison is conducted under the most  
 10 safety-conscious considerations and that fully monitors the  
 11 research to ensure that the inmate subjects are fully  
 12 protected and are bona fide volunteers; and

13 WHEREAS, the U.S. Food and Drug Administration has  
 14 proposed a regulation at Volume 45, No. 106, page 36386,  
 15 dated May 30, 1980, that would have foreclosed further  
 16 research by the Deer Lodge Research Unit; and

17 WHEREAS, that regulation was to become effective on  
 18 June 1, 1981, but because of an executive order by President  
 19 Ronald Reagan requiring a reexamination of all federal  
 20 regulations not yet effective to consider their economic  
 21 consequences, the regulation's effective date has been  
 22 indefinitely postponed.

23  
 24 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF  
 25 REPRESENTATIVES OF THE STATE OF MONTANA:

-2- INTRODUCED BILL  
 HR 4

LC 2369/01

1           (1) That the Commissioner of the U.S. Food and Drug  
2 Administration be advised that it is the desire of the House  
3 of Representatives of the State of Montana that the  
4 administrative regulation foreclosing the type of  
5 pharmaceutical research conducted by the Deer Lodge Research  
6 Unit, Montana State Prison, Deer Lodge, Montana, be  
7 rescinded because of the economic detriment such rule would  
8 cause the community of Deer Lodge, Montana, and because the  
9 administration of the Deer Lodge Research Unit by the  
10 University of Montana, University Foundation, precludes any  
11 abuses that may have occurred in other states and which may  
12 be cured in another manner compatible with research  
13 currently conducted.

14           (2) That the Chief Clerk of the House send a copy of  
15 this resolution to Ronald Reagan, President of the United  
16 States, the Commissioner of the United States Food and Drug  
17 Administration, the Honorable John Melcher, Senator from  
18 Montana, the Honorable Max Baucus, Senator from Montana, the  
19 Honorable Ron Marlenee, Congressman from the Second  
20 Congressional District, the Honorable Pat Williams,  
21 Congressman from the First Congressional District, and Ted  
22 Schwinden, Governor of the State of Montana.

-End-

Approved by Cabinet Human Services

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INTRODUCED BY BRAND, MANLEY, MENAHAN

A RESOLUTION OF THE HOUSE OF REPRESENTATIVES REPRESENTATIVES OF THE STATE OF MONTANA TO RONALD REAGAN, PRESIDENT OF THE UNITED STATES, THE COMMISSIONER OF THE UNITED STATES FOOD AND DRUG ADMINISTRATION, THE HONORABLE JOHN MELCHER, SENATOR FROM MONTANA, THE HONORABLE MAX BAUCUS, SENATOR FROM MONTANA, THE HONORABLE RON MARLENEE, CONGRESSMAN FROM THE SECOND CONGRESSIONAL DISTRICT, THE HONORABLE PAT WILLIAMS, CONGRESSMAN FROM THE FIRST CONGRESSIONAL DISTRICT, AND TED SCHWINDEN, GOVERNOR OF THE STATE OF MONTANA, ENCOURAGING THEM TO HAVE RESCINDED A REGULATION OF THE FEDERAL FOOD AND DRUG ADMINISTRATION THAT WOULD CAUSE THE CLOSURE OF THE DEER LODGE RESEARCH UNIT WHICH CONDUCTS DRUG RESEARCH AT THE MONTANA STATE PRISON BECAUSE SUCH CLOSURE WOULD CAUSE GREAT ECONOMIC HARDSHIP FOR THE COMMUNITY OF DEER LODGE, MONTANA.

WHEREAS, since 1968 the Deer Lodge Research Unit has conducted pharmaceutical research at the Montana State Prison, Deer Lodge, Montana, on volunteer prison inmates; and

WHEREAS, the Deer Lodge Research Unit has 7.5 employees and an annual payroll in excess of \$140,000, and if the unit continues, it is expected to employ several more persons and

increase its annual payroll to \$200,000; and

WHEREAS, the Deer Lodge Research Unit is funded exclusively by an ongoing grant established by pharmaceutical companies and no taxpayer money is spent on the research unit; and

WHEREAS, THE DEER LODGE RESEARCH UNIT, HAVING BEEN INVOLVED IN AN ON-GOING DRUG RESEARCH PROGRAM SINCE 1966, HAS MADE A SIGNIFICANT CONTRIBUTION TO THE BODY OF KNOWLEDGE AVAILABLE CONCERNING THE IMPACT OF NEW DRUGS ON HUMAN BEINGS; AND

WHEREAS, the Deer Lodge Research Unit is administered by the University of Montana, University Foundation, and there is an independent body which insures that all research conducted at the prison is conducted under the most safety-conscious considerations and that fully monitors the research to ensure that the inmate subjects are fully protected and are bona fide volunteers; and

WHEREAS, THE DEER LODGE RESEARCH UNIT PROVIDES A USEFUL SUMMER TRAINING PROGRAM FOR PHARMACY STUDENTS FROM THE UNIVERSITY OF MONTANA; AND

WHEREAS, DRUG RESEARCH OF THE NATURE CONDUCTED AT THE DEER LODGE RESEARCH UNIT BENEFITS THE ENTIRE NATION; AND

WHEREAS, the U.S. Food and Drug Administration has proposed a regulation at FEDERAL REGISTER Volume 45, No. 106, page 36386, dated May 30, 1980, that would have

1 foreclosed further research by the Deer Lodge Research Unit;  
2 and

3 WHEREAS, that regulation was to become effective on  
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-End-