

SENATE BILL NO. 60

INTRODUCED BY ELLIOTT

BY REQUEST OF THE WORKERS' COMPENSATION ADVISORY COUNCIL

IN THE SENATE

January 5, 1981	Introduced and referred to Committee on Labor and Employment Relations.
January 21, 1981	Committee recommend bill do pass as amended. Report adopted.
January 22, 1981	Bill printed and placed on members' desks.
January 23, 1981	Second reading, do pass.
January 24, 1981	Considered correctly engrossed.
January 26, 1981	Third reading, passed. Transmitted to House.

IN THE HOUSE

January 27, 1981	Introduced and referred to Committee on Business and Industry.
March 6, 1981	Committee recommend bill be concurred in. Report adopted.
March 9, 1981	Second reading, concurred in.
March 11, 1981	Third reading, concurred in. Ayes, 90; Noses, 3.

IN THE SENATE

March 12, 1981	Returned from House. Concurred in. Sent to enrolling.
	Reported correctly enrolled.

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5    A BILL FOR AN ACT ENTITLED: "AN ACT SUBJECTING FEES FOR  
6    CERTAIN MEDICAL, CHIROPRACTIC, AND PARAMEDICAL SERVICES TO  
7    REGULATION BY THE DIVISION OF WORKERS' COMPENSATION;  
8    AMENDING SECTION 39-71-704, MCA."  
9

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

11        Section 1. Section 39-71-704, MCA, is amended to read:  
12        "39-71-704. Payment of medical, hospital, and related  
13        services. ~~111~~ In addition to the compensation provided by  
14        this chapter and as an additional benefit separate and apart  
15        from compensation, the following shall be furnished:

16        ~~111~~ After the happening of the injury, the employer  
17        or insurer shall furnish, without limitation as to length of  
18        time or dollar amount, reasonable services by a physician or  
19        surgeon, reasonable hospital services and medicines when  
20        needed, and such other treatment as may be approved by the  
21        division for the injuries sustained.

22        ~~121~~ The employer or insurer shall replace or repair  
23        prescription eyeglasses, prescription contact lenses,  
24        prescription hearing aids, and dentures that are damaged or  
25        lost as a result of an injury, as defined in 39-71-119,

1        arising out of and in the course of employment.  
2        ~~121~~ Fees and charges for medical, chiropractic, and  
3        paramedical services provided for in this chapter are  
4        subject to regulation by the division."

-End-

Approved by Committee  
on Labor & Employment  
Relations

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5                  SERVICES. SHALL BE ESTABLISHED BY THE WORKERS' COMPENSATION  
6                  DIVISION BASED ON THE 90TH PERCENTILE OF USUAL AND CUSTOMARY  
7                  CHARGES OF THE MEDICAL SPECIALTY INVOLVED BASED UPON THE  
8                  MOST RECENT 6 MONTHS DATA AS DETERMINED IN JANUARY AND JULY  
9                  OF EACH YEAR."

-End-

SECOND READING

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3 paramedical services provided for in this chapter are

4 subject to regulation by the division, EXCLUDING HOSPITAL

5 SERVICES, SHALL BE ESTABLISHED BY THE WORKERS' COMPENSATION

6 DIVISION BASED ON THE 90TH PERCENTILE OF USUAL AND CUSTOMARY

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8 MOST RECENT 6 MONTHS DATA AS DETERMINED IN JANUARY AND JULY

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Section 1. Section 39-71-704, MCA, is amended to read:

"39-71-704. Payment of medical, hospital, and related services. (1) In addition to the compensation provided by this chapter and as an additional benefit separate and apart from compensation, the following shall be furnished:

(a) After the happening of the injury, the employer or insurer shall furnish, without limitation as to length of time or dollar amount, reasonable services by a physician or surgeon, reasonable hospital services and medicines when needed, and such other treatment as may be approved by the division for the injuries sustained.

(b) The employer or insurer shall replace or repair prescription eyeglasses, prescription contact lenses, prescription hearing aids, and dentures that are damaged or lost as a result of an injury, as defined in 39-71-119,

arising out of and in the course of employment.

(2) Fees and charges for medical, chiropractic, and paramedical services provided for in this chapter are subject-to-regulation-by-the--division, EXCLUDING HOSPITAL SERVICES, SHALL BE ESTABLISHED BY THE WORKERS' COMPENSATION DIVISION BASED ON THE 90TH PERCENTILE OF USUAL AND CUSTOMARY CHARGES OF THE MEDICAL SPECIALTY INVOLVED BASED UPON THE MOST RECENT 6-MONTHS DATA AS DETERMINED IN JANUARY AND JULY OF EACH YEAR."

-End-

REFERENCE BILL