

SENATE BILL NO. 389

INTRODUCED BY HIMSL, S. BROWN

BY REQUEST OF THE LEGISLATIVE AUDIT COMMITTEE

IN THE SENATE

February 7, 1981	Introduced and referred to Committee on Public Health, Welfare, and Safety.
February 13, 1981	Committee recommend bill do pass. Report adopted.
February 14, 1981	Bill printed and placed on members' desks.
February 16, 1981	Second reading, do pass.
February 17, 1981	Correctly engrossed.
February 18, 1981	Third reading, passed. Ayes, 49; Nays, 0. Transmitted to House.

IN THE HOUSE

February 19, 1981	Introduced and referred to Committee on State Administration.
March 13, 1981	Committee recommend bill be concurred in and placed on consent calendar. Report adopted.
March 17, 1981	Discussion.
March 18, 1981	Consent calendar, concurred in. Ayes, 92; Nays, 0.

IN THE SENATE

March 19, 1981	Returned from House. Concurred in. Sent to enrolling. Reported correctly enrolled.
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1 *Senate* BILL NO. *389*
 2 INTRODUCED BY *Steve Brown* STEVE BROWN
 3 BY REQUEST OF THE LEGISLATIVE AUDIT COMMITTEE
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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO REESTABLISH THE
 6 BOARD OF NURSING HOME ADMINISTRATORS UNDER EXISTING
 7 STATUTORY AUTHORITY AND RULES; AMENDING SECTION 2-8-103,
 8 MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."
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10 WHEREAS, the sunset law, sections 2-8-103 and 2-8-112,
 11 MCA, terminates the Board of Nursing Home Administrators and
 12 requires a performance evaluation of the Board by the
 13 Legislative Audit Committee; and

14 WHEREAS, as a result of the performance evaluation, the
 15 Legislative Audit Committee recommends that the Board of
 16 Nursing Home Administrators be reestablished under existing
 17 statutory authority.
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19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

20 Section 1. Reestablishment. The board of nursing home
 21 administrators is reestablished for 6 years pursuant to
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23 Section 2. Section 2-8-103, MCA, is amended to read:

24 "2-8-103. Agencies to terminate. (1) The following
 25 agencies shall terminate on July 1, 1979:

- 1 (a) board of abstracters, department of professional
- 2 and occupational licensing, created by 2-15-1643;
- 3 (b) board of real estate, department of professional
- 4 and occupational licensing, created by 2-15-1642;
- 5 (c) state board of warm air heating, ventilation, and
- 6 air conditioning, department of professional and
- 7 occupational licensing, created by 2-15-1656;
- 8 (d) board of institutions, department of institutions,
- 9 created by 2-15-2303.
- 10 (2) The following agencies shall terminate on July 1,
- 11 1981:
- 12 (a) commission for human rights, department of labor
- 13 and industry, created by 2-15-1706;
- 14 (b) board of athletics, department of professional and
- 15 occupational licensing, created by 2-15-1661;
- 16 (c) board of barbers, department of professional and
- 17 occupational licensing, created by 2-15-1625;
- 18 (d) board of chiropractors, department of professional
- 19 and occupational licensing, created by 2-15-1613;
- 20 (e) board of cosmetologists, department of
- 21 professional and occupational licensing, created by
- 22 2-15-1626;
- 23 (f) board of dentists, department of professional and
- 24 occupational licensing, created by 2-15-1606;
- 25 (g) board of hearing aid dispensers, department of

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1 professional and occupational licensing, created by
2 2-15-1616;

3 (h) board of massage therapists, department of
4 professional and occupational licensing, created by
5 2-15-1627;

6 (i) Montana state board of medical examiners,
7 department of professional and occupational licensing,
8 created by 2-15-1605;

9 (j) board of morticians, department of professional
10 and occupational licensing, created by 2-15-1619;

11 (k) board of nursing, department of professional and
12 occupational licensing, created by 2-15-1610;

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18 2-15-1612;

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20 professional and occupational licensing, created by
21 2-15-1607;

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23 professional and occupational licensing, created by
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7 of professional and occupational licensing, created by
8 2-15-1614;

9 {s}{l} board of speech pathologists and audiologists,
10 department of professional and occupational licensing,
11 created by 2-15-1615;

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14 2-15-1618;

15 {u}{l} board of veterans' affairs, department of
16 social and rehabilitation services, created by 2-15-2202;

17 {v}{l} board of sanitarians, department of
18 professional and occupational licensing, created by
19 2-15-1631.

20 (3) The following units of state government shall
21 terminate on July 1, 1983:

22 (a) board of aeronautics, department of community
23 affairs, created by 2-15-1103;

24 (b) state board of hail insurance, department of
25 agriculture, created by 2-15-3003;

1 (c) board of horse racing, department of professional
2 and occupational licensing, created by 2-15-1662;

3 (d) board of livestock, department of livestock,
4 created by 2-15-3102;

5 (e) board of milk control, department of business
6 regulation, created by 2-15-1802;

7 (f) board of oil and gas conservation, department of
8 natural resources and conservation, created by 2-15-3303;

9 (g) Montana outfitters council, department of fish,
10 wildlife, and parks, created by 2-15-3403;

11 (h) public service commission, department of public
12 service regulation, created by 59-1-102;

13 (i) board of water and wastewater operators,
14 department of health and environmental sciences, created by
15 2-15-2105;

16 (j) board of water well contractors, department of
17 professional and occupational licensing, created by
18 2-15-1632.

19 (4) The following agencies terminate on July 1, 1985:

20 (a) the board of public accountants, created by
21 2-15-1641;

22 (b) the board of architects, created by 2-15-1651;

23 (c) state banking board, department of business
24 regulation, created by 2-15-1803;

25 (d) the state electrical board, created by 2-15-1654;

1 (e) the board of professional engineers and land
2 surveyors, created by 2-15-1653;

3 (f) office of commissioner of insurance and the
4 insurance department, state auditor's office, created by
5 2-15-1902 and 2-15-1903;

6 (g) office of the securities commissioner, state
7 auditor's office, created by 2-15-1901;

8 (h) the board of landscape architects, created by
9 2-15-1652;

10 (i) the board of county printing, created by
11 2-15-1102;

12 (j) the board of plumbers, created by 2-15-1655;

13 (k) board of physical therapy examiners, created by
14 2-15-1628.

15 (5) The following agency terminates on July 1, 1987:
16 board of nursing home administrators, department of
17 professional and occupational licensing, created by
18 2-15-1611a."

19 Section 3. Effective date. This act is effective on
20 passage and approval.

-End-

Approved by Comm. on
Public Health, Safety and Welfare

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- 6 air conditioning, department of professional and
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- 8 (d) board of institutions, department of institutions,
- 9 created by 2-15-2303.
- 10 (2) The following agencies shall terminate on July 1,
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 13 (k) board of physical therapy examiners, created by
 14 2-15-1628.
 15 ~~(5) The following agency terminates on July 1, 1987:~~
 16 ~~board of nursing home administrators, department of~~
 17 ~~professional and occupational licensing, created by~~
 18 ~~2-15-1611."~~
 19 Section 3. Effective date. This act is effective on
 20 passage and approval.

-End-

1 SENATE BILL NO. 389

2 INTRODUCED BY HIMSL, S. BROWN

3 BY REQUEST OF THE LEGISLATIVE AUDIT COMMITTEE

4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO REESTABLISH THE
6 BOARD OF NURSING HOME ADMINISTRATORS UNDER EXISTING
7 STATUTORY AUTHORITY AND RULES; AMENDING SECTION 2-8-103,
8 MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

9
10 WHEREAS, the sunset law, sections 2-8-103 and 2-8-112,
11 MCA, terminates the Board of Nursing Home Administrators and
12 requires a performance evaluation of the Board by the
13 Legislative Audit Committee; and

14 WHEREAS, as a result of the performance evaluation, the
15 Legislative Audit Committee recommends that the Board of
16 Nursing Home Administrators be reestablished under existing
17 statutory authority.

18
19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

20 Section 1. Reestablishment. The board of nursing home
21 administrators is reestablished for 6 years pursuant to
22 2-8-122 with its existing statutory authority and rules.

23 Section 2. Section 2-8-103, MCA, is amended to read:

24 "2-8-103. Agencies to terminate. (1) The following
25 agencies shall terminate on July 1, 1979:

1 (a) board of abstracters, department of professional
2 and occupational licensing, created by 2-15-1643;

3 (b) board of real estate, department of professional
4 and occupational licensing, created by 2-15-1642;

5 (c) state board of warm air heating, ventilation, and
6 air conditioning, department of professional and
7 occupational licensing, created by 2-15-1656;

8 (d) board of institutions, department of institutions,
9 created by 2-15-2303.

10 (2) The following agencies shall terminate on July 1,
11 1981:

12 (a) commission for human rights, department of labor
13 and industry, created by 2-15-1706;

14 (b) board of athletics, department of professional and
15 occupational licensing, created by 2-15-1661;

16 (c) board of barbers, department of professional and
17 occupational licensing, created by 2-15-1625;

18 (d) board of chiropractors, department of professional
19 and occupational licensing, created by 2-15-1613;

20 (e) board of cosmetologists, department of
21 professional and occupational licensing, created by
22 2-15-1626;

23 (f) board of dentists, department of professional and
24 occupational licensing, created by 2-15-1606;

25 (g) board of hearing aid dispensers, department of

1 professional and occupational licensing, created by
2 2-15-1616;

3 (h) board of massage therapists, department of
4 professional and occupational licensing, created by
5 2-15-1627;

6 (i) Montana state board of medical examiners,
7 department of professional and occupational licensing,
8 created by 2-15-1605;

9 (j) board of morticians, department of professional
10 and occupational licensing, created by 2-15-1619;

11 (k) board of nursing, department of professional and
12 occupational licensing, created by 2-15-1610;

13 ~~{t}--board--of--nursing-home-administrators--department~~
14 ~~of--professional--and--occupational--licensing--created--by~~
15 ~~2-15-1611~~

16 {m}{l} board of optometrists, department of
17 professional and occupational licensing, created by
18 2-15-1612;

19 {n}{m} board of osteopathic physicians, department of
20 professional and occupational licensing, created by
21 2-15-1607;

22 {o}{n} board of pharmacists, department of
23 professional and occupational licensing, created by
24 2-15-1609;

25 {p}{o} board of podiatry examiners, department of

1 professional and occupational licensing, created by
2 2-15-1608;

3 {q}{p} board of psychologists, department of
4 professional and occupational licensing, created by
5 2-15-1617;

6 {r}{g} board of radiologic technologists, department
7 of professional and occupational licensing, created by
8 2-15-1614;

9 {s}{r} board of speech pathologists and audiologists,
10 department of professional and occupational licensing,
11 created by 2-15-1615;

12 {t}{s} board of veterinarians, department of
13 professional and occupational licensing, created by
14 2-15-1618;

15 {u}{t} board of veterans' affairs, department of
16 social and rehabilitation services, created by 2-15-2202;

17 {v}{u} board of sanitarians, department of
18 professional and occupational licensing, created by
19 2-15-1631.

20 (3) The following units of state government shall
21 terminate on July 1, 1983:

22 (a) board of aeronautics, department of community
23 affairs, created by 2-15-1103;

24 (b) state board of hail insurance, department of
25 agriculture, created by 2-15-3003;

1 (c) board of horse racing, department of professional
2 and occupational licensing, created by 2-15-1662;

3 (d) board of livestock, department of livestock,
4 created by 2-15-3102;

5 (e) board of milk control, department of business
6 regulation, created by 2-15-1802;

7 (f) board of oil and gas conservation, department of
8 natural resources and conservation, created by 2-15-3303;

9 (g) Montana outfitters council, department of fish,
10 wildlife, and parks, created by 2-15-3403;

11 (h) public service commission, department of public
12 service regulation, created by 69-1-102;

13 (i) board of water and wastewater operators,
14 department of health and environmental sciences, created by
15 2-15-2105;

16 (j) board of water well contractors, department of
17 professional and occupational licensing, created by
18 2-15-1632.

19 (4) The following agencies terminate on July 1, 1985:

20 (a) the board of public accountants, created by
21 2-15-1641;

22 (b) the board of architects, created by 2-15-1651;

23 (c) state banking board, department of business
24 regulation, created by 2-15-1803;

25 (d) the state electrical board, created by 2-15-1654;

1 (e) the board of professional engineers and land
2 surveyors, created by 2-15-1653;

3 (f) office of commissioner of insurance and the
4 insurance department, state auditor's office, created by
5 2-15-1902 and 2-15-1903;

6 (g) office of the securities commissioner, state
7 auditor's office, created by 2-15-1901;

8 (h) the board of landscape architects, created by
9 2-15-1652;

10 (i) the board of county printing, created by
11 2-15-1102;

12 (j) the board of plumbers, created by 2-15-1655;

13 (k) board of physical therapy examiners, created by
14 2-15-1628.

15 (5) The following agency terminates on July 1, 1987:
16 board of nursing home administrators, department of
17 professional and occupational licensing, created by
18 2-15-1611."

19 Section 3. Effective date. This act is effective on
20 passage and approval.

-End-