HOUSE BILL NO. 605

INTRODUCED BY CONNELLY, LORY

BY REQUEST OF THE DEPARTMENT OF INSTITUTIONS

IN THE HOUSE

February 1, 1985	Introduced and referred to Committee on Human Services and Aging.
February 12, 1985	Committee recommend bill do pass. Report adopted.
	Statement of Intent attached.
	Bill printed and placed on members' desks.
February 14, 1985	Second reading, do pass.
	Considered correctly engrossed.
February 15, 1985	Third reading, passed.
	Transmitted to Senate.
IN THE S	SENATE
February 16, 1985	Introduced and referred to Committee on Public Health, Welfare and Safety.
March 7, 1985	Committee recommend bill be concurred in. Report adopted.
March 9, 1985	Second reading, concurred in.

March 12, 1985

Third reading, concurred in. Ayes, 43; Noes, 7.

Returned to House.

IN THE HOUSE

March 13, 1985

Received from Senate.

Sent to enrolling.

Reported correctly enrolled.

(c) provide for and conduct statewide service system

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5	A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW THE DEPARTMENT
6	OF INSTITUTIONS TO ESTABLISH STANDARDS FOR AND APPROVE
7	CHEMICAL DEPENDENCY EDUCATIONAL COURSES PROVIDED BY
8	STATE-APPROVED TREATMENT PROGRAMS AND CERTIFY COURSE
9	INSTRUCTORS; AMENDING SECTION 53-24-204, MCA."
10	•
11	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
12	Section 1. Section 53-24-204, MCA, is amended to read:
13	"53-24-204. Powers and duties of department. (1) To
14	carry out this chapter, the department may:
15	(a) accept gifts, grants, and donations of money and
16	property from public and private sources;
17	(b) enter into contracts;
18	(c) acquire and dispose of property.
19	(2) The department shall:
20	(a) approve treatment facilities as provided for in
21	53-24-208;
22	(b) prepare a comprehensive long-term state chemical
23	dependency plan every 4 years and update this plan each
24	biennium. These updates or any part thereof may be included
25	in the department's report to the legislature;

2	evaluations;
3	(d) distribute state and federal funds to the counties
4	for approved treatment programs in accordance with the
5	provisions of 53-24-206;
6	(e) plan in conjunction with approved programs and
7	provide for training of program personnel delivering
8	services to chemically dependent persons;
9	(f) establish criteria to be used for the development
10	of new programs;
11	(g) certify and establish standards for the
12	certification of:
13	(i) chemical dependency counselors; and
14	(ii) instructors providing chemical dependency
15	educational courses;
16	(h) encourage planning for the greatest utilization of
17	funds by discouraging duplication of services, encouraging
18	efficiency of services through existing programs, and
19	encouraging rural counties to form multicounty districts or
20	contract with urban programs for services; and
21	(i) cooperate with the board of pardons in
22	establishing and conducting programs to provide treatment
23	for chemically dependent and intoxicated persons in or on
24	parole from penal institutions; and

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(j) establish standards for chemical dependency

LC 1085/01

- 1 educational courses provided by state-approved treatment
- 2 programs and approve or disapprove the courses."

-End-

APPROVED BY COMM. ON HUMAN SERVICES AND AGING

1	STATEMENT OF INTENT
2	HOUSE BILL 605
3	House Human Services and Aging Committee
4	
5	This bill requires a statement of intent because it
6	grants the department of institutions rulemaking authority
7	to develop standards for chemical dependency educational
8	courses, provided by state-approved treatment programs, for
9	driving-under-the-influence and minors-in-possession
10	offenders who are sentenced by law to complete these
11	courses. The bill will also allow the department to certify
12	course instructors and inspect these courses to ensure
13	compliance with standards.
14	These courses are presently being provided by
15	state-approved chemical dependency treatment programs, but
16	without consistent standards or approval processes. The
17	rules should address the following:
18	(1) minimum training and certification standards for
19	course instructors;
20	(2) procedures to justify costs of courses and fees
21	charged;
22	(3) minimum screening, assessment, and evaluation
23	criteria;
24	(4) minimum criteria for course curriculum content;
25	(5) minimum required hours and length of participation

1	to	complete	tne	courses;

- 2 (6) minimum recordkeeping and reporting requirements;
- 3 (7) policies and procedures for the operation of the
- courses, including a course evaluation process; and
- 5 (8) evaluation and recommendation suggestions that the courts may use for initial and repeat offenders.

-2-

- (a) accept gifts, grants, and donations of money and 15
- 16 property from public and private sources;
- (b) enter into contracts; 17
- (c) acquire and dispose of property. 18
- (2) The department shall: 19
- (a) approve treatment facilities as provided for in 20
- 21 53-24-208;
- 22 (b) prepare a comprehensive long-term state chemical
- dependency plan every 4 years and update this plan each 23
- biennium. These updates or any part thereof may be included 24
- in the department's report to the legislature; 25



- (c) provide for and conduct statewide service system
- (d) distribute state and federal funds to the counties
- for approved treatment programs in accordance with the

15 educational courses;

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- 16 (h) encourage planning for the greatest utilization of
- 17 funds by discouraging duplication of services, encouraging
- 18 efficiency of services through existing programs, and
- 19 encouraging rural counties to form multicounty districts or
- contract with urban programs for services; and 20
- 21 (i) cooperate with the board of pardons
 - establishing and conducting programs to provide treatment
- for chemically dependent and intoxicated persons in or on 23
- 24 parole from penal institutions; and
- 25 (j) establish standards for chemical dependency

HB 0605/02

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1	(c) provide for and conduct statewide service system
2	evaluations;
3	(d) distribute state and federal funds to the counties
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5	provisions of 53-24-206;
6	(e) plan in conjunction with approved programs and
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