

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 SENATE

February 16, 1985	Introduced and referred to Committee on Public Health, Welfare and Safety.
March 7, 1985	Committee recommend bill be concurring 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.

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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."
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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;

- 1 (c) provide for and conduct statewide service system
- 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
- 25 (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

STATEMENT OF INTENT

HOUSE BILL 605

House Human Services and Aging Committee

This bill requires a statement of intent because it grants the department of institutions rulemaking authority to develop standards for chemical dependency educational courses, provided by state-approved treatment programs, for driving-under-the-influence and minors-in-possession offenders who are sentenced by law to complete these courses. The bill will also allow the department to certify course instructors and inspect these courses to ensure compliance with standards.

These courses are presently being provided by state-approved chemical dependency treatment programs, but without consistent standards or approval processes. The rules should address the following:

- (1) minimum training and certification standards for course instructors;
- (2) procedures to justify costs of courses and fees charged;
- (3) minimum screening, assessment, and evaluation criteria;
- (4) minimum criteria for course curriculum content;
- (5) minimum required hours and length of participation

to complete the courses;

(6) minimum recordkeeping and reporting requirements;

(7) policies and procedures for the operation of the courses, including a course evaluation process; and

(8) evaluation and recommendation suggestions that the courts may use for initial and repeat offenders.

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 21 53-24-208;

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 17 funds by discouraging duplication of services, encouraging
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HB 0605/02

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