

SENATE BILL NO. 433

INTRODUCED BY NORMAN

BY REQUEST OF THE DEPARTMENT OF JUSTICE

IN THE SENATE

February 16, 1985	Introduced and referred to Committee on Judiciary.
February 22, 1985	Committee recommend bill do pass as amended. Report adopted.
February 23, 1985	Bill printed and placed on members' desks.
February 26, 1985	Second reading, do pass. Considered correctly engrossed.
February 27, 1985	Third reading, passed. Ayes, 50; Noes, 0. Transmitted to House.

IN THE HOUSE

March 7, 1985	Introduced and referred to Committee on Judiciary.
March 25, 1985	Committee recommend bill be concurrred in. Report adopted.
March 30, 1985	Second reading, concurrred in.
April 1, 1985	Third reading, concurrred in. Returned to Senate.

IN THE SENATE

April 1, 1985

Received from House.

Sent to enrolling.

Reported correctly enrolled.

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Senate BILL NO. 433
Norman

INTRODUCED BY _____
BY REQUEST OF THE DEPARTMENT OF JUSTICE

A BILL FOR AN ACT ENTITLED: "AN ACT LIMITING THE LIABILITY OF MEDICAL EXAMINERS AND PHYSICIANS WHO PERFORM AUTOPSIES AT THE REQUEST OF A FEDERAL AGENT INVESTIGATING A DEATH WITHIN A FEDERAL JURISDICTION; AMENDING SECTIONS 44-3-401 AND 46-4-104, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
Section 1. Section 44-3-401, MCA, is amended to read:
"44-3-401. Exemption from liability for autopsy. No criminal or civil action may arise against a medical examiner for performing an autopsy under this chapter or on request of a federal officer investigating a death within a federal jurisdiction."

Section 2. Section 46-4-104, MCA, is amended to read:
"46-4-104. Liability of a mortuary or physician. No person or firm owning a mortuary or any person employed in such a mortuary shall be liable for the acts of the coroner performed in the removal of any body to a mortuary or during the course of an autopsy on such body. No criminal or civil action shall arise against a licensed physician for performing an autopsy authorized by this chapter or on

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request of a federal officer investigating a death within a federal jurisdiction."

-End-



INTRODUCED BILL
SB 433

APPROVED BY COMMITTEE
ON JUDICIARY

1 SENATE BILL NO. 433
2 INTRODUCED BY NORMAN
3 BY REQUEST OF THE DEPARTMENT OF JUSTICE
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1 PERFORMING AN AUTOPSY on request of a federal officer
2 investigating a death within a federal jurisdiction."

-End-

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6 OF MEDICAL EXAMINERS AND PHYSICIANS WHO PERFORM AUTOPSIES AT
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14 criminal or civil action may arise against a medical
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17 investigating a death within a federal jurisdiction."

18 Section 2. Section 46-4-104, MCA, is amended to read:

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SECOND READING



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