

HOUSE BILL NO. 319
INTRODUCED BY SIMON

IN THE HOUSE

JANUARY 20, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON HUMAN SERVICES & AGING.
JANUARY 21, 1989	FIRST READING.
JANUARY 23, 1989	REREFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT.
FEBRUARY 1, 1989	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED. STATEMENT OF INTENT ADOPTED.
FEBRUARY 2, 1989	PRINTING REPORT.
FEBRUARY 3, 1989	SECOND READING, DO PASS.
FEBRUARY 4, 1989	ENGROSSING REPORT.
FEBRUARY 6, 1989	THIRD READING, PASSED. AYES, 92; NOES, 3. TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 7, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON PUBLIC HEALTH, WELFARE & SAFETY. FIRST READING.
MARCH 23, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 29, 1989	SECOND READING, CONCURRED IN.
MARCH 31, 1989	THIRD READING, CONCURRED IN. AYES, 50; NOES, 0. RETURNED TO HOUSE.

APRIL 1, 1989

IN THE HOUSE

RECEIVED FROM SENATE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 HOUSE BILL NO. 319
2 INTRODUCED BY Senen
3

4 A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE
5 DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO PRESCRIBE
6 THE TIME FRAME WITHIN WHICH A DEATH OR FETAL DEATH
7 CERTIFICATE MUST BE FILED WITH THE LOCAL REGISTRAR PRIOR TO
8 INTERMENT OR DISPOSITION OF THE BODY WHEN THE PLACE OF DEATH
9 IS KNOWN; AND AMENDING SECTION 50-15-401, MCA."

10

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

12 **Section 1.** Section 50-15-401, MCA, is amended to read:

13 "50-15-401. Death certificate to be filed. A death or
14 fetal death certificate shall be filed with the local
15 registrar prior to interment or other disposition of a dead
16 body. If the place of death is known, the certificate shall
17 be filed within ~~3-days-after-the-occurrence-is-known~~ a time
18 frame prescribed by the department. If the place of death or
19 fetal death is unknown, the certificate shall be filed
20 within 24 hours after the occurrence is known."

-End-

INTRODUCED BILL
HB 319

RE-REFERRED AND
APPROVED BY COMM. ON BUSINESS
AND ECONOMIC DEVELOPMENT

HOUSE BILL NO. 319

INTRODUCED BY SIMON

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE
DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO PRESCRIBE
THE TIME FRAME WITHIN WHICH A DEATH OR FETAL DEATH
CERTIFICATE MUST BE FILED WITH THE LOCAL REGISTRAR PRIOR TO
INTERMENT OR DISPOSITION OF THE BODY WHEN THE PLACE OF DEATH
IS KNOWN; AND AMENDING SECTION 50-15-401, MCA."

STATEMENT OF INTENT

A statement of intent is required for [this act]
because it authorizes the department of health and
environmental sciences to prescribe the time frame within
which a certificate of death must be filed. It is the
intent of the legislature that if the department adopts new
rules or amends existing rules on the subject of the
provisions of this act, the department's actions must adhere
to and be consistent with the requirements of the Montana
Administrative Procedure Act in regard to notice and
hearing.

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

Section 1. Section 50-15-401, MCA, is amended to read:

"50-15-401. Death certificate to be filed. A death or

fetal death certificate shall be filed with the local
registrar prior to interment or other disposition of a dead
body. If the place of death is known, the certificate shall
be filed within ~~3-days-after-the-occurrence-is-known~~ a time
frame prescribed by the department. If the place of death or
fetal death is unknown, the certificate shall be filed
within 24 hours after the occurrence is known."

NEW SECTION. SECTION 2. EXTENSION OF AUTHORITY. ANY
EXISTING AUTHORITY TO MAKE RULES ON THE SUBJECT OF THE
PROVISIONS OF [THIS ACT] IS EXTENDED TO THE PROVISIONS OF
[THIS ACT].

-End-

HOUSE BILL NO. 319

INTRODUCED BY SIMON

A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL SCIENCES TO PRESCRIBE THE TIME FRAME WITHIN WHICH A DEATH OR FETAL DEATH CERTIFICATE MUST BE FILED WITH THE LOCAL REGISTRAR PRIOR TO INTERMENT OR DISPOSITION OF THE BODY WHEN THE PLACE OF DEATH IS KNOWN; AND AMENDING SECTION 50-15-401, MCA."

STATEMENT OF INTENT

A statement of intent is required for [this act] because it authorizes the department of health and environmental sciences to prescribe the time frame within which a certificate of death must be filed. It is the intent of the legislature that if the department adopts new rules or amends existing rules on the subject of the provisions of this act, the department's actions must adhere to and be consistent with the requirements of the Montana Administrative Procedure Act in regard to notice and hearing.

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

Section 1. Section 50-15-401, MCA, is amended to read:

"50-15-401. Death certificate to be filed. A death or

fetal death certificate shall be filed with the local registrar prior to interment or other disposition of a dead body. If the place of death is known, the certificate shall be filed within ~~3-days-after-the-occurrence-is-known~~ a time frame prescribed by the department. If the place of death or fetal death is unknown, the certificate shall be filed within 24 hours after the occurrence is known."

NEW SECTION. SECTION 2. EXTENSION OF AUTHORITY. ANY EXISTING AUTHORITY TO MAKE RULES ON THE SUBJECT OF THE PROVISIONS OF [THIS ACT] IS EXTENDED TO THE PROVISIONS OF [THIS ACT].

-End-

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15 which a certificate of death must be filed. It is the
16 intent of the legislature that if the department adopts new
17 rules or amends existing rules on the subject of the
18 provisions of this act, the department's actions must adhere
19 to and be consistent with the requirements of the Montana
20 Administrative Procedure Act in regard to notice and
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4 be filed within ~~3-days-after-the-occurrence-is-known~~ a time
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8 NEW SECTION. SECTION 2. EXTENSION OF AUTHORITY. ANY
9 EXISTING AUTHORITY TO MAKE RULES ON THE SUBJECT OF THE
10 PROVISIONS OF [THIS ACT] IS EXTENDED TO THE PROVISIONS OF
11 [THIS ACT].

-End-

