

SENATE BILL 114

Introduced by Harp, et al.

1/13	Introduced
1/13	Referred to Public Health, Welfare & Safety
1/14	Fiscal Note Requested
1/18	Fiscal Note Received
1/20	Fiscal Note Printed
1/20	Heraing
1/31	Committee Report--Bill Passsed
2/02	2nd Reading Passed
2/04	3rd Reading Passed

Transmitted to Senate

2/21	Referred to State Administration
2/28	Hearing
3/01	Tabled in Committee
3/31	Motion Failed To Take From Committee
	Died in Committee

1 *Senate* BILL NO. *114*  
2 INTRODUCED BY *HARP Jacobson*  
3 *Wyatt D. C. D. C.*  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO RESTORE THE FIFTH  
5 DENTIST MEMBER TO THE BOARD OF DENTISTRY; AND AMENDING  
6 SECTION 2-15-1842, MCA."  
7

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

9 **Section 1.** Section 2-15-1842, MCA, is amended to read:

10 "2-15-1842. Board of dentistry. (1) There is a board  
11 of dentistry.

12 (2) (a) The board consists of four five dentists, one  
13 denturist, one dental hygienist, and two public members, one  
14 of whom must be a senior citizen. All members are appointed  
15 by the governor with the consent of the senate. Each  
16 licensed member shall be licensed to practice as a dentist,  
17 denturist, or dental hygienist in this state, shall have  
18 actively practiced in this state for at least 5 continuous  
19 years immediately before his appointment, except as provided  
20 in subsection (2)(b), and shall be actively engaged in  
21 practice while serving on the board. Each member shall be a  
22 resident of this state.

23 (b) The provision in subsection (2)(a) requiring a  
24 licensed member to have actively practiced in this state for  
25 at least 5 continuous years immediately before his

1 appointment does not apply to the first denturist appointed  
2 to the board.

3 (3) Each member shall serve for a term of 5 years. The  
4 governor may remove a member only for neglect or cause.

5 (4) The governor shall fill any vacancy within 30  
6 days.

7 (5) The board is allocated to the department for  
8 administrative purposes only as prescribed in 2-15-121."

9 **NEW SECTION. Section 2. Extension of authority.** Any  
10 existing authority to make rules on the subject of the  
11 provisions of [this act] is extended to the provisions of  
12 [this act].

-End-

## STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB114, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

SB114 would restore the fifth dentist to the Board of Dentistry.

ASSUMPTIONS:

1. There will be four board meetings per year lasting one day each plus one day for travel. Therefore, board compensation will increase \$400 per year.
2. Travel averages \$600 per year for each board member.
3. The executive budget figures are used for current law expenditures.

FISCAL IMPACT:

	<u>FY90</u>			<u>FY91</u>		
	Current	Proposed		Current	Proposed	
	Law	Law	Difference	Law	Law	Difference
<u>Expenditures:</u>						
Personal Services	\$ 6,291	\$ 6,291	\$ 400	\$ 6,291	\$ 6,691	\$ 400
Operating Expenses	59,338	59,938	600	58,379	58,979	600
TOTAL	\$65,629	\$66,629	\$ 1,000	\$64,670	\$65,670	\$ 1,000

Funding:

State Special Revenue	\$65,629	\$66,629	\$ 1,000	\$64,670	\$65,670	\$ 1,000
-----------------------	----------	----------	----------	----------	----------	----------

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

The addition of one board member will increase operating costs by approximately 1.5% per annum, but this will not require increased board revenue in the foreseeable future.

*Ray Shackleford*

RAY SHACKLEFORD, BUDGET DIRECTOR  
OFFICE OF BUDGET AND PROGRAM PLANNING

DATE

1/18/89

*John G. Harp*

JOHN G. HARP, PRIMARY SPONSOR

DATE

1-20-89

Fiscal Note for SB114, as introduced

**SB 114**

APPROVED BY COMMITTEE  
ON PUBLIC HEALTH, WELFARE  
& SAFETY

1 *Sen. HARP* BILL NO. *114*  
2 INTRODUCED BY *HARP* *Jason Daily*  
3 *Wyatt*  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO RESTORE THE FIFTH  
5 DENTIST MEMBER TO THE BOARD OF DENTISTRY; AND AMENDING  
6 SECTION 2-15-1842, MCA."  
7

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

9 **Section 1.** Section 2-15-1842, MCA, is amended to read:

10 "2-15-1842. Board of dentistry. (1) There is a board  
11 of dentistry.

12 (2) (a) The board consists of four five dentists, one  
13 denturist, one dental hygienist, and two public members, one  
14 of whom must be a senior citizen. All members are appointed  
15 by the governor with the consent of the senate. Each  
16 licensed member shall be licensed to practice as a dentist,  
17 denturist, or dental hygienist in this state, shall have  
18 actively practiced in this state for at least 5 continuous  
19 years immediately before his appointment, except as provided  
20 in subsection (2)(b), and shall be actively engaged in  
21 practice while serving on the board. Each member shall be a  
22 resident of this state.

23 (b) The provision in subsection (2)(a) requiring a  
24 licensed member to have actively practiced in this state for  
25 at least 5 continuous years immediately before his

1 appointment does not apply to the first denturist appointed  
2 to the board.

3 (3) Each member shall serve for a term of 5 years. The  
4 governor may remove a member only for neglect or cause.

5 (4) The governor shall fill any vacancy within 30  
6 days.

7 (5) The board is allocated to the department for  
8 administrative purposes only as prescribed in 2-15-121."

9 NEW SECTION. **Section 2.** Extension of authority. Any  
10 existing authority to make rules on the subject of the  
11 provisions of [this act] is extended to the provisions of  
12 [this act].

-End-

1 *Senate* BILL NO. *114*  
 2 INTRODUCED BY *Harry Jacobson*  
 3 *Wyatt*  
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO RESTORE THE FIFTH  
 5 DENTIST MEMBER TO THE BOARD OF DENTISTRY; AND AMENDING  
 6 SECTION 2-15-1842, MCA."

7  
 8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 **Section 1.** Section 2-15-1842, MCA, is amended to read:

10 "2-15-1842. Board of dentistry. (1) There is a board  
 11 of dentistry.

12 (2) (a) The board consists of four five dentists, one  
 13 denturist, one dental hygienist, and two public members, one  
 14 of whom must be a senior citizen. All members are appointed  
 15 by the governor with the consent of the senate. Each  
 16 licensed member shall be licensed to practice as a dentist,  
 17 denturist, or dental hygienist in this state, shall have  
 18 actively practiced in this state for at least 5 continuous  
 19 years immediately before his appointment, except as provided  
 20 in subsection (2)(b), and shall be actively engaged in  
 21 practice while serving on the board. Each member shall be a  
 22 resident of this state.

23 (b) The provision in subsection (2)(a) requiring a  
 24 licensed member to have actively practiced in this state for  
 25 at least 5 continuous years immediately before his

1 appointment does not apply to the first denturist appointed  
 2 to the board.

3 (3) Each member shall serve for a term of 5 years. The  
 4 governor may remove a member only for neglect or cause.

5 (4) The governor shall fill any vacancy within 30  
 6 days.

7 (5) The board is allocated to the department for  
 8 administrative purposes only as prescribed in 2-15-121."

9 NEW SECTION. **Section 2.** Extension of authority. Any  
 10 existing authority to make rules on the subject of the  
 11 provisions of [this act] is extended to the provisions of  
 12 [this act].

-End-