

HOUSE BILL NO. 489
INTRODUCED BY R. JOHNSON

IN THE HOUSE

FEBRUARY 5, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON HUMAN SERVICES & AGING.
	FIRST READING.
FEBRUARY 15, 1993	COMMITTEE RECOMMEND BILL DO PASS AS AMENDED. REPORT ADOPTED.
FEBRUARY 16, 1993	PRINTING REPORT.
	ON MOTION, CONSIDERATION PASSED FOR THE DAY.
FEBRUARY 17, 1993	SECOND READING, DO PASS.
FEBRUARY 18, 1993	ENGROSSING REPORT.
FEBRUARY 19, 1993	THIRD READING, PASSED. AYES, 95; NOES, 3.
FEBRUARY 22, 1993	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 22, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON PUBLIC HEALTH, WELFARE, & SAFETY.
	FIRST READING.
MARCH 23, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 25, 1993	SECOND READING, CONCURRED IN.
MARCH 26, 1993	THIRD READING, CONCURRED IN. AYES, 46; NOES, 0.
	RETURNED TO HOUSE.

IN THE HOUSE

MARCH 27, 1993	RECEIVED FROM SENATE.
	SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

APPROVED BY COMM. ON
HUMAN SERVICES AND AGING

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A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THAT THE POSSESSOR OF A DO NOT RESUSCITATE IDENTIFICATION MAY BE THE SUBJECT OF A LIVING WILL DECLARATION AND MUST BE IN A TERMINAL CONDITION; REQUIRING A DNR IDENTIFICATION FORM TO BE READILY AVAILABLE; AMENDING SECTION 50-10-101, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 50-10-101, MCA, is amended to read:

"50-10-101. Definitions. As used in this part, unless the context clearly requires otherwise, the following definitions apply:

(1) "Attending physician" has the meaning provided in 50-9-102.

(2) "Board" means the state board of medical examiners.

(3) "Department" means the department of health and environmental sciences.

(4) "DNR identification" means a standardized identification card, form, necklace, or bracelet of uniform size and design, approved by the department, that signifies that the possessor ~~has-executed-a-declaration--as--provided~~ in--50-9-103,--that--has--not--been--revoked is a qualified

patient, as defined in 50-9-102, or that the possessor's attending physician has issued a do not resuscitate order for the possessor and has documented the grounds for the order in the possessor's medical file.

(5) "Do not resuscitate order" means a directive from a licensed physician that emergency life-sustaining procedures should not be administered to a particular person.

(6) "Do not resuscitate protocol" means a standardized method of procedure, approved by the board and adopted in the rules of the department, for the withholding of emergency life-sustaining procedures by physicians and emergency medical services personnel.

(7) "Emergency medical services personnel" has the meaning provided in 50-9-102.

(8) "Health care facility" has the meaning provided in 50-5-101.

(9) "Life-sustaining procedure" means cardiopulmonary resuscitation or a component of cardiopulmonary resuscitation.

(10) "Physician" means a person licensed under Title 37, chapter 3, to practice medicine in this state."

NEW SECTION. SECTION 2. DNR FORM TO BE READILY AVAILABLE. THE DEPARTMENT SHALL ENSURE THAT THE DNR IDENTIFICATION FORM APPROVED BY THE DEPARTMENT IS READILY AVAILABLE AT NO COST OR AT A NOMINAL CHARGE.

1 NEW SECTION. Section 3. Effective date. [This act] is
2 effective on passage and approval.

3 NEW SECTION. SECTION 4. CODIFICATION INSTRUCTION.
4 [SECTION 2] IS INTENDED TO BE CODIFIED AS AN INTEGRAL PART
5 OF TITLE 50, CHAPTER 10, PART 1, AND THE PROVISIONS OF TITLE
6 50, CHAPTER 10, PART 1, APPLY TO [SECTION 2].

-End-

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(4) "DNR identification" means a standardized identification card, form, necklace, or bracelet of uniform size and design, approved by the department, that signifies that the possessor has executed a declaration, as provided in 50-9-103, that has not been revoked is a qualified

patient, as defined in 50-9-102, or that the possessor's attending physician has issued a do not resuscitate order for the possessor and has documented the grounds for the order in the possessor's medical file.

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