

HOUSE BILL 82

Introduced by Mills, et al.

12/09	Introduced
12/09	Referred to Appropriations
12/09	First Reading
12/09	Fiscal Note Requested
12/13	Hearing
12/13	Committee Report-Bill Passed
12/13	Fiscal Note Received
12/14	Fiscal Note Printed
	Died in Committee

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House BILL NO. 82

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INTRODUCED BY

*James Miller & Bergman*

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*Rehbein*

BY REQUEST OF THE DEPARTMENT OF HEALTH

*Tom Nelson*

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AND ENVIRONMENTAL SCIENCES

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A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING THE PUBLIC

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HEALTH DUTIES OF THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL

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SCIENCES TO ENSURE THE QUALITY OF MATTRESS FILLINGS;

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REPEALING SECTIONS 50-36-101, 50-36-102, 50-36-103,

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50-36-104, 50-36-105, 50-36-106, AND 50-36-107, MCA; AND

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PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

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NEW SECTION. **Section 1.** Repealer. Sections 50-36-101,

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50-36-102, 50-36-103, 50-36-104, 50-36-105, 50-36-106, and

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50-36-107, MCA, are repealed.

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NEW SECTION. **Section 2.** Effective date. [This act] is

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effective on passage and approval.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0082, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act repealing 50-36-(101-107) MCA, the Mattresses-Shoddy Control Act. This act includes the requirement for mattresses, defined as including any soft material capable of use for sleeping or reclining purposes, to be regulated by the Montana Department of Health and Environmental Sciences, including rule adoption, inspection, labeling, condemnation, and compliance.

ASSUMPTIONS:

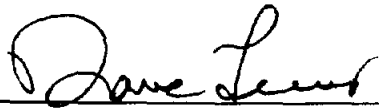
1. Repealing this statute will remove one regulatory function from the Department of Health and Environmental Sciences (DHES).
2. At this time, it is not possible to calculate a fiscal impact (savings) due to repealing the Mattress-Shoddy Control Act. However, DHES will no longer be required to devote resources (including general fund) to this function.


FISCAL IMPACT:

Not possible to calculate at this time.

LONG-RANGE EFFECTS OF PROPOSED LEGISLATION:

Complaints can still be investigated and compliance obtained on an as-needed basis under other authorities through Montana law.

 12-13  
DAVID LEWIS, BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

 12-11-93  
NORM MILLS,      PRIMARY SPONSOR      DATE  
Fiscal Note for HB0082, as introduced      HB 82

APPROVED BY COMMITTEE  
ON APPROPRIATIONS

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House BILL NO. 12

INTRODUCED BY James Mills & Bergman  
Rehbein BY REQUEST OF THE DEPARTMENT OF HEALTH Tom Nelson  
AND ENVIRONMENTAL SCIENCES

A BILL FOR AN ACT ENTITLED: "AN ACT REPEALING THE PUBLIC  
HEALTH DUTIES OF THE DEPARTMENT OF HEALTH AND ENVIRONMENTAL  
SCIENCES TO ENSURE THE QUALITY OF MATTRESS FILLINGS;  
REPEALING SECTIONS 50-36-101, 50-36-102, 50-36-103,  
50-36-104, 50-36-105, 50-36-106, AND 50-36-107, MCA; AND  
PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

NEW SECTION. **Section 1. Repealer.** Sections 50-36-101,  
50-36-102, 50-36-103, 50-36-104, 50-36-105, 50-36-106, and  
50-36-107, MCA, are repealed.

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

-End-