

House BILL NO. 252 Janet A. [Signature]

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INTRODUCED BY ~~James Greathen~~ ~~Wm. Ryan Bishop~~
~~Theresa [Signature]~~ ~~Bev [Signature]~~ ~~Paul [Signature]~~ ~~McCall [Signature]~~ ~~Steven [Signature]~~ ~~Debra [Signature]~~

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING A MEDICAL GAS PIPING INSTALLATION ENDORSEMENT TO INSTALL PIPE USED SOLELY FOR TRANSPORTING GASES USED FOR MEDICAL PURPOSES; AND AMENDING SECTION 37-69-320, MCA."

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

NEW SECTION. Section 1. Medical gas piping installation endorsement.

(1) A medical gas piping installation endorsement entitles the holder to install pipe used solely for transporting gases used for medical purposes.

(2) To be eligible for endorsement under this section, a person must meet all requirements for endorsements established by the board by rule.

(3) A person with a valid medical gas piping installation endorsement from another state may install medical gas piping in this state.

(4) The board shall by rule establish the requirements for obtaining a medical gas piping installation endorsement. The rules must establish any examination procedures, endorsement fees, annual renewal fees, renewal periods for endorsements, and other requirements considered necessary by the board. Fees must be commensurate with the costs of administering the medical gas piping installation endorsement program.

NEW SECTION. Section 2. Requirements for installation of medical gas piping.

(1) After April 1, 1996, a person may not install pipe used solely to transport gases used for medical purposes unless the person holds a valid medical gas piping installation endorsement pursuant to [section 1].

(2) A violation of this section is punishable pursuant to 37-69-324.

Section 3. Section 37-69-320, MCA, is amended to read:

"37-69-320. License and endorsement discipline. (1) The board may revoke, suspend, restrict, censure, or apply any other disciplinary treatment contemplated by 37-1-136 to any occupational licensee

1 or endorsee under this chapter for any one or more of the following causes:

2 (a) performance of plumbing work in the field of plumbing that is below the standards established
3 by the Uniform Plumbing Code;

4 (b) inadequate supervision that causes or allows plumbing work in the field of plumbing that is
5 below the standards established by the Uniform Plumbing Code;

6 (c) material deceit in procuring, attempting to procure, or aiding and abetting the procurement of
7 an occupational license or endorsement to practice in the field of plumbing;

8 (d) unfitness to provide services in the field of plumbing by reason of negligence or addiction to
9 the use of habit-forming drugs;

10 (e) physical or mental incompetence ~~which~~ that impairs the licensee's or endorsee's ability to
11 deliver adequate service in the field of plumbing;

12 (f) willful or repeated violation of this chapter or rules adopted ~~hereunder~~ under this chapter or
13 willful or repeated violation of Title 50, chapter 60, part 5, or rules adopted ~~thereunder~~ under that part; or

14 (g) unprofessional practice-related conduct as defined by rules adopted by the board.

15 (2) Any licensee or endorsee disciplinary action under the jurisdiction of the board ~~shall~~ must be
16 conducted as a contested case under the provisions of the Montana Administrative Procedure Act."

17

18 **NEW SECTION. Section 4. Codification instruction.** [Sections 1 and 2] are intended to be codified
19 as an integral part of Title 37, chapter 69, and the provisions of Title 37, chapter 69, apply to [sections 1
20 and 2].

21

-END-

STATE OF MONTANA - FISCAL NOTE

Fiscal Note for HB0252, as introduced

DESCRIPTION OF PROPOSED LEGISLATION:

An act requiring a medical gas piping installation endorsement to install pipe used solely for transporting gases used for medical purposes.

ASSUMPTIONS:

1. Approximately 300 applicants will apply for the medical gas piping installation endorsement.
2. The medical gas piping installation endorsement fee will be \$40.00 for the initial application and \$40 for the annual renewal.
3. Fiscal impact will be minimal and can be absorbed in the budget recommendation contained in the Executive Budget.

FISCAL IMPACT:

	<u>FY96</u>	<u>FY97</u>
	<u>Difference</u>	<u>Difference</u>
<u>Revenue:</u>		
Initial Applications	12,000	0
Renewal Endorsement	<u>0</u>	<u>12,000</u>
Total	12,000	12,000
POL Plumbers SSR (02)	12,000	12,000

David Lewis 1-30-95
DAVID LEWIS, BUDGET DIRECTOR DATE
Office of Budget and Program Planning

CAROLYN M. SQUIRES, PRIMARY SPONSOR DATE
Fiscal Note for HB0252, as introduced

HB 252

APPROVED BY COMMITTEE
ON BUSINESS AND LABOR

House BILL NO. 252

Janet A. [Signature]

INTRODUCED BY

Speaker Franklin *W. Ryan Bishop*
Bevly Bawbert *McCallister* *Lucas* *Oberty*

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING A MEDICAL GAS PIPING INSTALLATION
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(4) The board shall by rule establish the requirements for obtaining a medical gas piping installation endorsement. The rules must establish any examination procedures, endorsement fees, annual renewal fees, renewal periods for endorsements, and other requirements considered necessary by the board. Fees must be commensurate with the costs of administering the medical gas piping installation endorsement program.

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11 deliver adequate service in the field of plumbing;

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16 conducted as a contested case under the provisions of the Montana Administrative Procedure Act."

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18 NEW SECTION. **Section 4. Codification instruction.** [Sections 1 and 2] are intended to be codified
19 as an integral part of Title 37, chapter 69, and the provisions of Title 37, chapter 69, apply to [sections 1
20 and 2].

21

-END-

1 HOUSE BILL NO. 252

2 INTRODUCED BY SQUIRES, FRANKLIN, RYAN, BISHOP, HARPER, SHEA, WENNEMAR, BARNHART,
3 MCCULLOCH, LARSON, DOHERTY, SCHWINDEN, SIMON, WILSON, FORRESTER

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24 **NEW SECTION. Section 2. Requirements for installation of medical gas piping.** (1) After April 1,
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26 person holds a valid medical gas piping installation endorsement pursuant to [section 1].

27 (2) A violation of this section is punishable pursuant to 37-69-324.

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19 **NEW SECTION. Section 4. Codification instruction.** [Sections 1 and 2] are intended to be codified
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22 -END-

SENATE STANDING COMMITTEE REPORT

Page 1 of 1
March 2, 1995

MR. PRESIDENT:

We, your committee on Public Health, Welfare, and Safety having had under consideration HB 252 (third reading copy -- blue), respectfully report that HB 252 be amended as follows and as so amended be concurred in.

Signed: Jim Burnett
Senator Jim Burnett, Chair

That such amendments read:

1. Page 2, line 22.

Insert: "NEW SECTION. Section 5. Coordination instruction. If [this act] and House Bill No. 518 are both passed and approved and if House Bill No. 518 repeals 37-69-320, then the repeal of 37-69-320 in House Bill No. 518 is void."

-END-

FW

Amd. Coord.
Sec. of Senate

SEN. FRANKLIN
Senator Carrying Bill

HB 252
SENATE

491105SC.SPV

1 HOUSE BILL NO. 252

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21 and 2].

22

23 NEW SECTION. SECTION 5. COORDINATION INSTRUCTION. IF [THIS ACT] AND HOUSE BILL NO.
24 518 ARE BOTH PASSED AND APPROVED AND IF HOUSE BILL NO. 518 REPEALS 37-69-320, THEN THE
25 REPEAL OF 37-69-320 IN HOUSE BILL NO. 518 IS VOID."

26

-END-