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*Senate* BILL NO. 305

INTRODUCED BY Cole Hargrove Kutny  
Hollander

A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO RECEIVE DATA ON CHEMICALLY DEPENDENT PREGNANT WOMEN; AND REQUIRING THE DEPARTMENT TO IMPLEMENT A PUBLIC INFORMATION PROGRAM FOR THE DISSEMINATION AND USE OF INFORMATION CONCERNING THE SOURCES AND HAZARDS OF CHEMICAL DEPENDENCY AS THEY RELATE TO PREGNANT WOMEN."

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

**NEW SECTION. Section 1. Department to receive data and coordinate program concerning chemically dependent pregnant women.** (1) The department must, on an ongoing basis, receive from the following sources the information provided in subsection (2):

- (a) local boards of health and health officers;
- (b) the program established pursuant to 53-24-207;
- (c) reports made pursuant to 41-3-201; and
- (d) the Montana initiative for the abatement of mortality in infants (MIAMI) project provided for in Title 50, chapter 19, part 3.

(2) The department must receive information concerning chemically dependent pregnant women. The information compiled by the department may consist of the names, places of residence, and treatment status of chemically dependent pregnant women and must identify as a separate category those pregnant women whose unborn children are considered by the department to be at high risk because of the degree or type of the chemical dependency of their mothers.

(3) Within the limitation of the resources of the department, the department shall implement a program for the dissemination and use of the information received pursuant to subsection (2) and the information designated in subsection (4).

(4) The department shall create an informational program concerning the sources and hazards of chemical dependency as they relate to pregnant women. The program must consist of at least:

- (a) information provided to persons engaged in the retail sale or consumption of alcoholic beverages,

1 as defined in 16-1-106, of the sources and hazards of substance abuse by pregnant women. The  
2 department shall determine the retailers who, because of their type of license for the sale of alcoholic  
3 beverages, location, or manner of sale, or consumers who, because of the place of consumption, should  
4 receive the information from the department.

5 (b) information provided to persons required to report pursuant to 41-3-201 of the sources and  
6 hazards of chemical dependency as they relate to pregnant women.

7

8 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an  
9 integral part of Title 53, chapter 24, and the provisions of Title 53, chapter 24, apply to [section 1].

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-END-

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STATE OF MONTANA - FISCAL NOTE

Fiscal Note for SB0305, as introduced

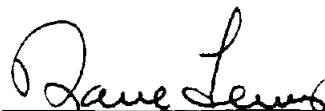
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DESCRIPTION OF PROPOSED LEGISLATION:

A bill requiring the Department of Public Health and Human Services (DPHHS) to receive data on chemically dependent pregnant women.

FISCAL IMPACT:

The DPHHS anticipates expenses of \$10,000 per year to print and disseminate information gathered as a result of this bill. The amount expended will be from sources within the approved budget.

 2-13-97  
DAVE LEWIS, BUDGET DIRECTOR      DATE  
Office of Budget and Program Planning

 2/14/97  
MACK COLE, PRIMARY SPONSOR      DATE

Fiscal Note for SB0305, as introduced  
**SB305**

## 1 SENATE BILL NO. 305

2 INTRODUCED BY COLE, HARGROVE, KEATING, HOLLAND

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE DEPARTMENT OF PUBLIC HEALTH AND  
5 HUMAN SERVICES TO ~~RECEIVE~~ COLLECT DATA ON ~~CHEMICALLY DEPENDENT~~ PREGNANT WOMEN  
6 USING ALCOHOL OR ANOTHER DRUG; AND REQUIRING THE DEPARTMENT TO IMPLEMENT A PUBLIC  
7 INFORMATION PROGRAM FOR THE DISSEMINATION AND USE OF INFORMATION CONCERNING THE  
8 SOURCES AND HAZARDS OF ~~CHEMICAL DEPENDENCY AS THEY RELATE TO~~ THE USE OF ALCOHOL OR  
9 ANOTHER DRUG, OR BOTH, BY PREGNANT WOMEN."

10  
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:12  
13 NEW SECTION. Section 1. Department to receive COLLECT data and coordinate program  
14 concerning ~~chemically dependent~~ pregnant women WHO USE ALCOHOL OR ANOTHER DRUG, OR BOTH.15 (1) The department ~~must~~ SHALL, on an ongoing basis, receive COLLECT from the following sources the  
16 information provided in subsection (2):

17 (a) local boards of health and health officers;

18 (b) the program established pursuant to 53-24-207;

19 (c) reports made pursuant to 41-3-201; and

20 (d) the Montana initiative for the abatement of mortality in infants (MIAMI) project provided for in  
21 Title 50, chapter 19, part 3.22 (2) The department ~~must receive~~ SHALL COLLECT information concerning ~~chemically dependent~~  
23 pregnant women WHO USE ALCOHOL OR ANOTHER DRUG, OR BOTH. The information compiled by the  
24 department may consist of ~~the names, places of residence, and treatment status of chemically dependent~~  
25 ~~pregnant women and must identify as a separate category those pregnant women whose unborn children~~  
26 ~~are considered by the department to be at high risk because of the degree or type of the chemical~~  
27 ~~dependency of their mothers~~ NONIDENTIFYING DEMOGRAPHIC INFORMATION INCLUDING AGE, COUNTY  
28 OF RESIDENCE, AND FACTS CONCERNING THE USE OF ALCOHOL OR ANOTHER DRUG, OR BOTH, BY  
29 PREGNANT WOMEN.

30 (3) Within the limitation of the resources of the department, the department shall implement a

1 program for the dissemination and use of the information received pursuant to subsection (2) and the  
2 information designated in subsection (4).

3 (4) The department shall create an informational program concerning the sources and hazards of  
4 ~~chemical dependency as they relate to~~ THE USE OF ALCOHOL OR ANOTHER DRUG, OR BOTH, BY  
5 pregnant women. THE DEPARTMENT MAY USE THE INFORMATION GATHERED PURSUANT TO  
6 SUBSECTION (2) TO DIRECT THE INFORMATIONAL PROGRAM TO THOSE PREGNANT WOMEN WHOSE  
7 UNBORN CHILDREN ARE CONSIDERED BY THE DEPARTMENT TO BE AT HIGH RISK BECAUSE OF THE  
8 DEGREE, TIME, OR OTHER FACTORS CONCERNING THE PREGNANT WOMEN'S USE OF ALCOHOL OR  
9 ANOTHER DRUG, OR BOTH. The program must consist of at least:

10 (a) information provided to persons engaged in the retail sale or consumption of alcoholic beverages,  
11 as defined in 16-1-106, of the sources and hazards of ~~substance abuse~~ THE USE OF ALCOHOL OR  
12 ANOTHER DRUG, OR BOTH, by pregnant women. The department shall determine the retailers who,  
13 because of their type of license for the sale of alcoholic beverages, location, or manner of sale, or  
14 consumers who, because of the place of consumption, should receive the information from the department.

15 (b) information provided to ~~persons required to report pursuant to 41-3-204~~ PROVIDERS OF  
16 HEALTH CARE SERVICES TO PREGNANT WOMEN of the sources and hazards of ~~chemical dependency as~~  
17 ~~they relate to~~ THE USE OF ALCOHOL OR ANOTHER DRUG, OR BOTH, BY pregnant women.

18  
19 NEW SECTION. Section 2. Codification instruction. [Section 1] is intended to be codified as an  
20 integral part of Title 53, chapter 24, and the provisions of Title 53, chapter 24, apply to [section 1].

21 -END-