

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**JUDICIARY COMMITTEE**

DATE 1/20/05

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT</u>	<u>EXCUSED</u>
REP. DIANE RICE, CHAIR	X		
REP. RON STOKER, VICE CHAIR	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ARLENE BECKER	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT	X		
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN	X		
REP. MIKE LANGE	X		
REP. TOM MCGILLVRAY	X		
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU	X		
REP. JOHN WARD	X		
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		



## HOUSE STANDING COMMITTEE REPORT

January 20, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 232** (first reading copy -- white) **do pass.**

Signed:

*Diane J. Rice*  
Representative Diane Rice, Chair

- END -

**Committee Vote:**  
**Yes 18, No 0.**

151222SC.hkh

1/21 JMD



## HOUSE STANDING COMMITTEE REPORT

January 20, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 250** (first reading copy -- white) do pass.

Signed:

*Diane J. Rice*  
Representative Diane Rice, Chair

- END -

**Committee Vote:**  
Yes 18, No 0.

151221SC.hkh

1/20 JMR



Secretary  
1/20

## HOUSE STANDING COMMITTEE REPORT

January 20, 2005

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 205** (first reading copy -- white) **do pass as amended.**

Signed:

*Diane J. Rice*  
Representative Diane Rice, Chair

**And, that such amendments read:**

1. Title, page 1, line 7.

**Strike:** "IMMEDIATE"

2. Page 1, line 26.

**Strike:** "on passage and approval"

**Insert:** "July 1, 2005"

- END -

**Committee Vote:**

**Yes 18, No 0.**

151234SC.hkh  
1/20/05  
jku



## HOUSE STANDING COMMITTEE REPORT

January 20, 2005

Page 1 of 2

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 254** (first reading copy -- white) do pass as amended.

Signed:

*Diane J. Rice*  
Representative Diane Rice, Chair

And, that such amendments read:

1. Page 1, line 12.

**Following:** "drug"

**Strike:** "or"

**Insert:** ", "

**Strike:** "or both the name and dosage"

**Insert:** ", the instructions for use, the printed name or other identifying letters or numbers unique to the medical practitioner, and, if required, the federal drug enforcement agency identifying number"

2. Page 1, line 12 through line 13.

**Strike:** "person" on line 12 through "learning" on line 13

**Insert:** "registered pharmacist licensed to practice in this state"

3. Page 1.

**Following:** line 13

**Insert:** "(2) Any person may file a complaint alleging a violation of subsection (1) with the board that licensed the medical practitioner who issued the prescription. The board may investigate the complaint and take any action and impose any sanction allowed by the statutes relating to the board and rules adopted by the board. Each board licensing a medical practitioner shall adopt rules to implement this section.

(3) The board may refer the complaint to the county attorney of the county in which the prescription was issued, whether or not the board itself has taken any action or imposed any

**Committee Vote:**

Yes 16, No 2.

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1/20 ymp

sanction. A county attorney may not file an action alleging a violation of subsection (1) unless a complaint has been referred to the county attorney by the medical practitioner's licensing board."

**Renumber:** subsequent subsection

4. Page 1, line 16.

**Insert:** "NEW SECTION. **Section 2. Time for adopting rules.** Rules required by [section 1(2)] must be adopted by July 1, 2006."

**Renumber:** subsequent sections

- END -



## HOUSE STANDING COMMITTEE REPORT

January 20, 2005

Page 1 of 2

Mr. Speaker:

We, your committee on **Judiciary** recommend that **House Bill 196** (first reading copy -- white) **do pass as amended.**

Signed:

*Diane J. Rice*  
Representative Diane Rice, Chair

**And, that such amendments read:**

1. Title, page 1, line 6.

**Strike:** "REQUIRING"

**Insert:** "ALLOWING FOR"

2. Page 3, line 27 through line 28.

**Strike:** lines 27 and 28 in their entirety

3. Page 4, line 11.

**Following:** "BY"

**Insert:** "SIGNING,"

**Following:** "ACCEPTING"

**Insert:** ", "

**Strike:** "I ASSUME"

**Insert:** "THE AGENT ASSUMES"

4. Page 4, line 12.

**Strike:** "I UNDERSTAND THAT"

5. Page 4, line 14 through line 15.

**Strike:** "AS THE" on line 14 through "WILL" on line 15

**Insert:** "THE AGENT SHALL"

6. Page 4, line 16.

**Committee Vote:**

Yes 14, No 4.

151220SC.hkh

1/20 jmg

**Strike:** "I HAVE"

**Insert:** "THE AGENT HAS"

7. Page 4, line 19.

**Strike:** "(Name)"

**Insert:** "(Signature)"

8. Page 4, line 23.

**Following:** "acknowledged."

**Insert:** "The agent's signature is not necessary if the agent  
accepts or acts under the appointment."

- END -

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 1/20/05 BILL NO HB 257 MOTION NO. 1  
 MOTION: Do Pass As Amended

NAME	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR	X		
REP. ARLENE BECKER	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT	X		
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN		X	
REP. MIKE LANGE	X		
REP. TOM MCGILLVRAY	X		
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU	X		
REP. JOHN WARD	X		
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		
REP. DIANE RICE, CHAIR		X	

16  
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 2

**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE 1/20/05 BILL NO HB 196 MOTION NO. 1  
 MOTION: \_\_\_\_\_

*Debate As Amended*

<u>NAME</u>	AYE	NO	If Proxy Vote, check here and include signed Proxy Form with minutes.
REP. RON STOKER, VICE CHAIR		X	
REP. ARLENE BECKER	X		
REP. PAUL CLARK, VICE CHAIR	X		
REP. ROBYN DRISCOLL	X		
REP. GEORGE EVERETT		X	X
REP. GAIL GUTSCHE	X		
REP. CHRISTOPHER HARRIS	X		
REP. ROGER KOOPMAN		X	
REP. MIKE LANGE	X		
REP. TOM MCGILLVRAY	X		
REP. MARK NOENNIG	X		
REP. ART NOONAN	X		
REP. JOHN PARKER	X		
REP. JON SONJU	X		
REP. JOHN WARD	X		
REP. BILL WILSON	X		
REP. JEANNE WINDHAM	X		
REP. DIANE RICE, CHAIR		X	

*14*

**COMMITTEE PROXY**

DATE: 1/20/2005

I request to be excused from the H. Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Ron Stene

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

HOUSE BILL/AMENDMENT

AYE NO

SENATE BILL/AMENDMENT

AYE NO

HOUSE BILL/AMENDMENT	AYE	NO
HB 196		X

SENATE BILL/AMENDMENT	AYE	NO

Rep./Sen. George Ewert  
(Signature)







**Montana House of Representatives  
Visitors Register**

**JUDICIARY COMMITTEE**

Date 1-20-05

Bill No. HB-254 Sponsor(s) Rep C. Harris

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PLEASE PRINT

Name and Address	Representing	Support	Oppose	Inf.
<i>Kathy Kenyon Billings</i>	<i>Deacono Bellis Clinic</i>	<del>✓</del>	<del>○</del>	
<i>Pat Melby</i>	<i>MT Med Ass'n</i>	<i>✓ with amendments</i>		
<i>Mary McCue</i>	<i>MT Dental Ass'n</i>	<i>✓ with amendments</i>		
<i>Jim Smith</i>	<i>MT Pharm. Assoc</i>	<i>✓ Amend</i>		
<i>Peter Wolfgang</i>	<i>Self</i>			<i>✓</i>
<i>Alisa Hermanson</i>	<i>OPHTHAL., ENT, Surg, etc</i>	<i>✓</i>		
<i>John Flink</i>	<i>MHA</i>	<i>✓</i>		
<i>Pat Wise</i>	<i>MNA</i>	<i>✓</i>		

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

/s/JudicVisitorReg.sample2003