

## HOUSE BILL NO. 414

INTRODUCED BY REINHART, BECKER, BERGREN, BIXBY, CAFERRO, ESSMANN, JORE, KOOPMAN,  
KOTTEL, MCALPIN, K. PETERSON, SONJU, WARD

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING THAT RECORDS OF PERSONS WITH DEVELOPMENTAL DISABILITIES WHO ARE COMMITTED TO A RESIDENTIAL FACILITY BE MAINTAINED SEPARATELY."

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

NEW SECTION. **Section 1. Court records to be kept separate -- sealed -- names omitted.** Records and papers in proceedings under this part must be maintained separately by each clerk of court. Five days prior to the release of a respondent or resident committed to a residential facility, the facility shall notify the appropriate clerk of court, and the clerk shall immediately seal the record in the case and omit the name of the respondent or resident from the index or indexes of cases in the court unless the court orders the record opened for good cause shown.

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

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