

SENATE BILL NO. 228

INTRODUCED BY D. ANKNEY, J. POMNICHOWSKI

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING DRUG PARAPHERNALIA LAWS; EXEMPTING CERTAIN PERSONS THAT PROVIDE NEEDLE AND SYRINGE EXCHANGE SERVICES FROM DRUG PARAPHERNALIA LAWS; AMENDING SECTION 45-10-107, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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

Section 1. Section 45-10-107, MCA, is amended to read:

"45-10-107. Exemptions. ~~Practitioners, as defined in 50-32-101, and agents under their supervision acting in the course of a professional practice and persons in compliance with Title 50, chapter 46, are exempt from this part. The provisions of this part do not apply to:~~

(1) practitioners, as defined in 50-32-101, and agents under their supervision acting in the course of a professional practice;

(2) persons acting in compliance with Title 50, chapter 46; or

(3) persons acting as employees or volunteers of an organization, including a nonprofit community-based organization, local health department, or tribal health department, that provides needle and syringe exchange services to prevent and reduce the transmission of communicable diseases."

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

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