



MONTANA

Specific requirement to report sexual assault? No.

Requirement to report non-accidental or intentional injuries? No.

Requirement to report injuries caused by criminal conduct? No.

Additional statutes that may impact competent adult victims of sexual assault? It is mandatory to report gunshot wounds and stab wounds.

STATUTES ADDRESSING PAYMENT FOR EXAMINATIONS

Mont. Code Anno., § 46-15-411. Payment for medical evidence -- alleged sexual offenses.

(1) The local law enforcement agency within whose jurisdiction an alleged incident of sexual intercourse without consent, sexual assault, or incest occurs shall pay for the medical examination of a victim of the alleged offense when the examination is directed by the agency or when evidence obtained by the examination is used for the investigation, prosecution, or resolution of an offense.

(2) (a) The office of restorative justice in the department of justice shall, as long as funds are available from an appropriation made for this purpose, pay for the medical examination of a victim of an alleged incident of sexual intercourse without consent, sexual assault, or incest if the cost is not the responsibility of a local law enforcement agency under subsection (1).

(b) In administering the provisions of subsection (2)(a), the office of restorative justice shall:

- (i) identify priorities for funding services, activities, and criteria for the receipt of program;
- (ii) monitor the expenditure of funds by organizations receiving funds under this section;
- (iii) evaluate the effectiveness of services and activities under this section; and
- (iv) adopt rules necessary to implement this subsection (2).

(3) This section does not require a law enforcement agency or the state to pay any costs of treatment for injuries resulting from the alleged offense.

HISTORY: En. 95-1813 by Sec. 1, Ch. 128, L. 1977; R.C.M. 1947, 95-1813; amd. Sec. 4, Ch. 186, L. 1997; amd. Sec. 3, Ch. 504, L. 2005.



REPORTING STATUTES WHICH MAY IMPACT RAPE VICTIMS

Mont. Code Anno. § 37-2-302 Gunshot or stab wounds to be reported.

The physician, nurse, or other person licensed to practice a health care profession treating the victim of a gunshot wound or stabbing shall make a report to a law enforcement officer by the fastest possible means. Within 24 hours after initial treatment or first observation of the wound, a written report shall be submitted, including the name and address of the victim, if known, and shall be sent by regular mail.