

HOUSE BILL 627

Introduced by Elliott, et al.

2/05	Introduced
2/05	Referred to Human Services & Aging
2/06	First Reading
2/06	Fiscal Note Requested
2/11	Fiscal Note Received
2/11	Fiscal Note Printed
2/20	Hearing
2/21	Committee Report--Bill Passed
2/26	Rereferred to Appropriations
3/19	Hearing
3/23	Tabled in Committee

1 *HOUSE* BILL NO. *627*
 2 INTRODUCED BY *Walt Givens, Connelly, J. Brown*
 3 *Stally, Delgado, John James, Francis DeLoe*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE DUTIES
 5 AND RESPONSIBILITIES OF THE OFFICE OF LEGAL AND LONG-TERM
 6 CARE OMBUDSMAN SERVICES; PROVIDING REIMBURSEMENTS TO THE
 7 LOCAL OMBUDSMAN FOR HIS OPERATIONAL EXPENSES IN PROVIDING
 8 LOCAL SERVICES ON BEHALF OF THE OFFICE OF LEGAL AND
 9 LONG-TERM CARE OMBUDSMAN SERVICES; AMENDING SECTION
 10 53-5-803, MCA; AND PROVIDING AN EFFECTIVE DATE."
 11
 12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

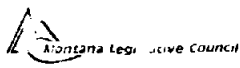
13 **Section 1.** Section 53-5-803, MCA, is amended to read:
 14 "53-5-803. Office of legal and long-term care ombudsman
 15 services. ~~Contingent--on--receipt--of--federal--funds--for--the~~
 16 ~~purpose,--there~~ There is an office of legal and long-term
 17 care ombudsman services in the department of family
 18 services. ~~As--required--by~~ The office shall perform the duties
 19 ~~and responsibilities required under section 307 of the Older~~
 20 ~~Americans Act of 1965,--as--amended (42 U.S.C. 3001, 3027 et~~
 21 ~~seq.), and the regulations adopted pursuant thereto,--the as~~
 22 amended. The office shall also:

23 (1) ~~serve~~ serve as an advocate for Montana citizens
 24 residing in long-term care facilities, regardless of their
 25 age or source of payment for care, to ensure that their

1 rights are protected, that they receive quality care, and
 2 that they reside in a safe environment; and
 3 (2) ~~coordinates~~ coordinate legal services for the
 4 elderly;
 5 (3) provide for the training of the local ombudsman and
 6 the office staff, including volunteers and other
 7 representatives of the office; and
 8 (4) provide reimbursements to the local ombudsman for
 9 his operational expenses, including wages and travel
 10 expenses, in providing local services on behalf of the
 11 office of legal and long-term care ombudsman services.
 12 Reimbursements for meals, lodging, and transportation must
 13 be paid in the same manner as provided for state employees
 14 under 2-18-501 through 2-18-503. Total reimbursements for
 15 operational expenses may not exceed the amount appropriated
 16 to the department of family services for this purpose during
 17 the fiscal year."

18 **NEW SECTION. Section 2.** Effective date. [This act] is
 19 effective July 1, 1991.

-End-



-2- INTRODUCED BILL
 HB 627

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0627, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:


A bill for an act entitled: "An act clarifying the duties and responsibilities of the Office of Legal and Long-Term Care Ombudsman Services; providing reimbursements to the local ombudsman for his operational expenses in providing local service on behalf of the Office of Legal and Long-Term Care Ombudsman Services; amending section 53-5-803, MCA; and providing an effective date."


ASSUMPTIONS:

1. There will be 30 Certified Local Ombudsmen positions.
2. All funds will be contracted to the area agencies on aging.
3. Under the current level funding there are no funds identified for the local ombudsman services.
4. Local ombudsman services can only be provided under current funding by the area agencies on aging through diversion of information and referral funding.

FISCAL IMPACT:

	FY 92			FY 93		
	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>	<u>Current Law</u>	<u>Proposed Law</u>	<u>Difference</u>
<u>Expenditures:</u>						
Grants	4,727,136	4,806,976	79,840	4,737,636	4,817,476	79,840
<u>Funding:</u>						
General Fund	640,620	720,460	79,840	643,246	723,086	79,840
Federal Fund	<u>4,086,516</u>	<u>4,086,516</u>	<u>0</u>	<u>4,094,390</u>	<u>4,094,390</u>	<u>0</u>
Total	4,727,136	4,806,976	79,840	4,737,636	4,817,476	79,840

 2-9-91
 ROD SUNDSTED, BUDGET DIRECTOR DATE
 Office of Budget and Program Planning

 2-11-91
 JIM ELLIOTT, PRIMARY SPONSOR DATE

Fiscal Note for HB0627, as introduced

HB 627

APPROVED BY COMM. ON HUMAN SERVICES AND AGING

1 *HOUSE* BILL NO. *627*
 2 INTRODUCED BY *Walt Grieser, Connelly, J. Brown*
 3 *Stally, Kelly, John, Franklin, Dolzal*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING THE DUTIES
 5 AND RESPONSIBILITIES OF THE OFFICE OF LEGAL AND LONG-TERM
 6 CARE OMBUDSMAN SERVICES; PROVIDING REIMBURSEMENTS TO THE
 7 LOCAL OMBUDSMAN FOR HIS OPERATIONAL EXPENSES IN PROVIDING
 8 LOCAL SERVICES ON BEHALF OF THE OFFICE OF LEGAL AND
 9 LONG-TERM CARE OMBUDSMAN SERVICES; AMENDING SECTION
 10 53-5-803, MCA; AND PROVIDING AN EFFECTIVE DATE."

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

12 **Section 1.** Section 53-5-803, MCA, is amended to read:
 13
 14 "53-5-803. Office of legal and long-term care ombudsman
 15 services. ~~Contingent--on--receipt--of--federal--funds--for--the~~
 16 ~~purpose,--there~~ There is an office of legal and long-term
 17 care ombudsman services in the department of family
 18 services. ~~As--required--by~~ The office shall perform the duties
 19 and responsibilities required under section 307 of the Older
 20 Americans Act of 1965,--as--amended (42 U.S.C. 3001, 3027 et
 21 seq.), and the regulations adopted pursuant thereto,--the as
 22 amended. The office shall also:

23 (1) ~~serves~~ serve as an advocate for Montana citizens
 24 residing in long-term care facilities, regardless of their
 25 age or source of payment for care, to ensure that their

1 rights are protected, that they receive quality care, and
 2 that they reside in a safe environment; and
 3 (2) coordinates coordinate legal services for the
 4 elderly;
 5 (3) provide for the training of the local ombudsman and
 6 the office staff, including volunteers and other
 7 representatives of the office; and
 8 (4) provide reimbursements to the local ombudsman for
 9 his operational expenses, including wages and travel
 10 expenses, in providing local services on behalf of the
 11 office of legal and long-term care ombudsman services.
 12 Reimbursements for meals, lodging, and transportation must
 13 be paid in the same manner as provided for state employees
 14 under 2-18-501 through 2-18-503. Total reimbursements for
 15 operational expenses may not exceed the amount appropriated
 16 to the department of family services for this purpose during
 17 the fiscal year."

18 **NEW SECTION. Section 2.** Effective date. [This act] is
 19 effective July 1, 1991.

-End-

SECOND READING

HB 627

