

1 *Senate* JOINT RESOLUTION NO. *46*
 2 INTRODUCED BY *Sen. Harold Brown* *Sen. Flynn*
 3 *Walt Blaylock Rep*

4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 5 REPRESENTATIVES OF THE STATE OF MONTANA REQUESTING THE
 6 COMMITTEE ON PRIORITIES TO DESIGNATE THE APPROPRIATE
 7 STANDING COMMITTEE TO STUDY THE MAKEUP OF THE AGENCIES
 8 DELIVERING SERVICES TO AND PROTECTING THROUGH ADVOCACY AND
 9 APPEAL PROCESSES THE RIGHTS OF PERSONS AND RECOMMEND
 10 ALTERNATIVES STRUCTURED TO ALLEVIATE THE DEFICIENCIES FOUND.

11
 12 WHEREAS, several state departments and agencies,
 13 including the Department of Social and Rehabilitative
 14 Services, the Adaptive Services Division of the Department
 15 of Institutions, and the Health Services Division of the
 16 Department of Health and Environmental Services, deliver
 17 human services to the citizens of Montana; and

18 WHEREAS, there is a great deal of competition between
 19 and overlapping of jurisdiction among those departments and
 20 agencies delivering human services; and

21 WHEREAS, the integration of the delivery of human
 22 services or certain functions thereof would make the
 23 executive agencies more responsive to policy direction from
 24 the Governor and the Legislature; and

25 WHEREAS, there is no common program tie to the Adaptive

1 Services and Corrections Division of the Department of
 2 Institutions or to various programs and institutions within
 3 those divisions; and

4 WHEREAS, a number of advocacy and appeal agencies,
 5 including the Herit System Council, State Tax Appeal Board,
 6 Indian Affairs Unit and Volunteer Bureau of the Department
 7 of Community Affairs, Office of Citizen's Advocate, Mental
 8 Health Advisory Council, Human Rights Division and Women's
 9 Bureau of Department of Labor and Industry, Board of
 10 Personnel Appeals, Mental Disabilities Board of Visitors,
 11 Developmental Disabilities Advisory Council, Consumer
 12 Affairs Division of Department of Business Regulation, Board
 13 of Institutions, Status of Women Advisory Council, State
 14 Coordinator of Indian Affairs, and Patient Advocate, do not
 15 properly fit under any existing department, and harm may
 16 result by an attempt of existing departments to interfere
 17 with their functions.

18
 19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 20 OF REPRESENTATIVES OF THE STATE OF MONTANA:

21 That the Committee on Priorities is required to
 22 designate the appropriate standing committee to study the
 23 makeup of the agencies, including all of the agencies named
 24 above, delivering services to and protecting, through
 25 advocacy and appeal processes, the rights of persons; to

1 determine suitable groupings of those functions that best
2 avoid the conflicts and overlapping inherent in the present
3 systems; and to report their findings, recommendations, and
4 proposed legislation to the 46th Legislature.

5 BE IT FURTHER RESOLVED, that the committee consider the
6 following actions:

7 (1) placing the Adaptive Services Division and the
8 Corrections Division, and their respective institutions, of
9 the Department of Institutions and the Hospital and Medical
10 Facilities Division of the Department of Health and
11 Environmental Sciences in other appropriate department or
12 departments;

13 (2) combining the Health Services Division of the
14 Department of Health and Environmental Sciences and the
15 Department of Social and Rehabilitative Services into a
16 department or departments delivering human services;

17 (3) combining the advocacy and appeal agencies named
18 above, possibly as set forth in House Bill No. 798, 45th
19 Legislative Session;

20 (4) combining the Environmental Sciences Division of
21 Department of Health and Environmental Sciences with the
22 appropriate department.

-End-

Approved by Committee on State Administration

Senate JOINT RESOLUTION NO. 46

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Walt Blaylock

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 2 INTRODUCED BY *Eric Hinnel Brown* ~~*Steve Flynn*~~
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REFERENCE BILL

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