

APPROPRIATION SUBCOMMITTEE ON INSTITUTIONS

March 13, 1979 -- Room 108

The meeting was called to order at 1:00 p.m. by Chairman Yardley. Other committee members present were:

Representative Art Lund
Representative Pat Gesek
Representative Howard Ellis
Senator Bill Thomas (excused at 2:00 p.m.)
Senator Mark Etchart (excused until 2:30 p.m.)

Others present included John LaFaver and Betty Waugh, Legislative Fiscal Analysts Office; Ted Clack and Gene Hunington, Office of Budget and Program Planning; Curt Chisholm, Larry Zanto, Jim Haubein, Ray Hoffman, Mike Murray, Peter Blouke and Darryl Bruno, Department of Institutions.

Shelter Care Homes

John LaFaver told the committee there was a question as to whether or not the legislature could appropriate LEAA funds. He feels the legislature can put wording in the appropriations bill to the effect that LEAA funds shall be appropriated to certain programs. Chairman Yardley said he didn't know if the legislature had the power to tell the Crime Control Board where to appropriate that money.

Ted Clack suggested taking the Executive's recommended amounts for shelter care homes contracted services and subtracting the amounts accepted by the committee. Then take the difference between the two amounts and add them to the grant portion of the shelter care budget. That would bring their grants to almost \$100,000 which would be just about the difference they need to be funded at the '79 level.

Executive recommendation	\$234,680	FY'80
Committee accepted	<u>-213,290</u>	
To go to grant funds	\$ 21,390	
Executive recommendation	\$247,232	FY'81
Committee accepted	<u>-217,741</u>	
To go to grant funds	\$ 29,491	

Senator Thomas asked Mr. LaFaver if his recommendation concerning the LEAA funding has worked successfully in other states. Mr. LaFaver said he didn't know where it had been challenged when the legislature has said "you shall appropriate..." He also added that if the idea was totally outrageous to the LEAA, they will voice their opinion before the appropriations bill becomes law.

With the committee in agreement, Chairman Yardley said they will go with John LaFaver's suggestion. John LaFaver will write the appropriate language for the bill.

Children's Center

Gene Hunington gave the committee members a handout which explained more about the proposed children's center. He said he had talked with the director of the Yellowstone Boys' Ranch and he assured Mr. Hunington that the school would take the children as they are referred, not on a priority basis. Chairman Yardley told the committee he had talked with the director earlier and the director said he would guarantee space for eight children from Warm Springs and would also guarantee the figures given to Gene Hunington for fees for service would stand for the biennium.

Chairman Yardley asked if Warm Springs can handle the decrease in funding in order to accomodate the funding for the children at the intermediate children's center and the children to go to the Yellowstone Boys' Ranch. Curt Chisholm told him they could if the population at the children's center at Warm Springs is kept at 20. The committee discussed the maximum number of children to be in that program at Warm Springs. The decided to have an absolute ceiling of 22 children in the program. The people from the Department of Institutions were agreeable to that number. The committee members were in agreement and accepted the adjustments to the Warm Springs budget.

Alcohol and Drug Abuse Division

Curt Chisholm passed out a schedule of the division's budget, showing the different types of funding breakdown, which was based on the Executive recommendation.

It was stated that the seven positions that were recommended to be cut are funded with federal money. If those positions are cut, the federal money for those positions would have to be returned to the federal government.

Representative Lund asked how much of the Southwestern Montana Drug Program money goes to administration in the Central Office. Darryl Bruno told him none of that money is used for the Central Office administration.

Curt Chisholm told the committee, the division needs \$81,880 of the earmarked alcohol revenue in order to fund the division at current level. (The rest of the money for operations would be federal money.)

Senator Etchart made the motion to have the committee accept the Department of Institutions' proposal to leave federal funding as

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presented and add \$81,880 of earmarked alcohol revenue to the operating costs of the division's administration and put the seven FTEs back into that division. Representative Lund seconded the motion. (Senator Thomas was excused at time of voting.) The other committee members were in agreement with Senator Etchart's motion. The motion carried.

Mental Health Centers

The committee members and Mr. Zanto were in agreement to take any reference to the Legislative Fiscal Analysts Office out of the language in the appropriations bill concerning the mental health centers. The committee approved the language shown on page 3 of exhibit C.

Montana State Prison

The committee discussed the language to be put in the appropriations bill concerning the prison ranch. The following changes were made:

The intent of the legislature is to continue operation of the prison ranch on a probationary basis through the 1981 biennium. No capital expenditures, including the proposed irrigation system shall be made during the probationary period. The department.....

The new wording will be:

The intent of the legislature is to continue operation of the prison ranch on a probationary basis through the 1981 biennium. Capital expenditures for minor replacement only are appropriated. The proposed irrigation system is not funded. The department....

It was also decided by the committee to change the following from:

The general fund appropriation in item 3c shall be used to match federal funds from the national institute on drug abuse. The appropriation is contingent on the following:

to read:

The general fund appropriation in item 3c shall be used to match federal funds from the national institute on drug abuse. The appropriation in FY'81 is contingent on the following:

The change will be taken care of by John LaFaver.

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The committee discussed a reversion clause for the Glasgow project. Mike Murray recommended that if the Glasgow project is funded at \$524,170 in FY'80 and \$569,951 in FY'81 and the project exceeds those amounts through third party moneys, the state earmarked money will be transferred to other community projects. The committee was in agreement to that suggestion. Mr. Murray also told the committee they had funded the Glasgow project at \$317,000 for FY'80 but the project had asked for only \$314,000. It was the decision of the committee to change the recommendation for funding from \$317,000 to \$314,000 for FY'80.

The transfer of the patients from Boulder River School and Hospital to the Eastmont Human Services Center was discussed. John LaFaver said if the committee still recommended a transfer date of 7/1/79, there would have to be an add-on to the recommended budget to take care of the overlap of services needed for the transfer.

Curt Chisholm told the committee he was advised by Doug Booker, Office of Budget and Program Planning, that, in his opinion, the supplies and materials budgets for Warm Springs State Hospital is short by \$90,000 and the supplies and materials budget for Montana State Prison is short by \$60,000. Chairman Yardley told the Department of Institutions people that this committee did not have any more time available to make those changes. He suggested the D of I show their figures and information to the LFA. The major reason for the shortage in those areas is because of the obsolete inventory being accounted for.

Representative Lund asked for a breakdown of costs for the transfer of patients to Eastmont from Boulder. Curt Chisholm said he would have that information by Wednesday, March 14, 1979.

Betty Waugh asked the committee for approval to include grant funds for training in each bureau of corrections as was done in aftercare, to replace general funds. The committee agreed this should be done.

The meeting was adjourned at 3:30 p.m.


Dan Yardley, Chairman


Vicki Lofthouse, Secretary