

MINUTES

MONTANA HOUSE OF REPRESENTATIVES
53rd LEGISLATURE - REGULAR SESSION

COMMITTEE ON HUMAN SERVICES & AGING

Call to Order: By CHAIRMAN BILL BOHARSKI, on January 15, 1993,
at 3:00 P.M.

ROLL CALL

Members Present:

Rep. Bill Boharski, Chair (R)
Rep. Bruce Simon, Vice Chair (R)
Rep. Stella Jean Hansen, Vice Chair (D)
Rep. Beverly Barnhart (D)
Rep. Ellen Bergman (R)
Rep. Tim Dowell (D)
Rep. Duane Grimes (R)
Rep. Brad Molnar (R)
Rep. Tom Nelson (R)
Rep. Sheila Rice (D)
Rep. Angela Russell (D)
Rep. Tim Sayles (R)
Rep. Liz Smith (R)
Rep. Carolyn Squires (D)
Rep. Bill Strizich (D)

Members Excused: Rep. Bohlinger

Members Absent:

Staff Present: David Niss, Legislative Council
Alyce Rice, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing: None
Executive Action: HB 124, 118

EXECUTIVE ACTION ON HB 124

Motion: REP. TIM DOWELL MOVED HB 124 DO PASS.

Discussion: REP. DOWELL moved to adopt the amendment to HB 124.
EXHIBIT 1

REP. DOWELL said he spoke with REP. MC CAFFREE and was told that
both parties agreed the amendment would meet their needs.

CHAIRMAN BOHARSKI said Mr. Niss deleted the statement of intent which wasn't necessary because the Legislative History Act, title 5, provided that statements of intent are only necessary for new rulemaking authority or new licensing authority. The rulemaking authority is already in the new legislation.

Vote: Motion to adopt amendment. Voice vote was taken. Motion carried unanimously.

Motion/Vote: REP. SIMON MOVED HB 124 DO PASS AS AMENDED. Voice vote was taken. Motion carried unanimously.

Vote: HB 124 DO PASS AS AMENDED.

EXECUTIVE ACTION ON 118

Motion: REP. DOWELL MOVED HB 118 DO PASS.

Motion: REP. BRAD MOLNAR moved to adopt the amendments.

Discussion: The amendments were explained by Mr. Niss. He said the Department of Family Services was attempting to allow a new form of daycare, allow payment to certain types of day care providers even though they would not be licensed or hold a registration certificate, and allow licensure and payment of day-care providers who only provide daycare occasionally for sick children.

REP. RICE said the amendments appeared to prohibit a grandmother from caring for her grandchildren even though she had a licensed daycare home.

REP. SQUIRES said action on HB 118 should be postponed until questions about the amendments could be clarified.

REP. MOLNAR withdrew his motion to adopt the amendments.

REP. SIMON moved action on HB 118 be suspended until amendments are prepared to deal with the bill properly.

REP. DOWELL withdrew his DO PASS motion on HB 118.

Vote: None

ADJOURNMENT

Adjournment: 4:22 p.m.

Wm E Boharski

WILLIAM BOHARSKI, Chair

Alyce Rice

ALYCE RICE, Secretary

WB/ar

HOUSE OF REPRESENTATIVES

HUMAN SERVICES AND AGING COMMITTEE

ROLL CALL

DATE 1-15-93

NAME	PRESENT	ABSENT	EXCUSED
REP. BILL BOHARSKI, CHAIRMAN	✓		
REP. BRUCE SIMON, VICE CHAIRMAN	✓		
REP. STELLA JEAN HANSEN, V. CHAIR	✓		
REP. BEVERLY BARNHART	✓		
REP. ELLEN BERGMAN	✓		
REP. JOHN BOHLINGER			✓
REP. TIM DOWELL	✓		
REP. DUANE GRIMES	✓		
REP. BRAD MOLNAR	✓		
REP. TOM NELSON	✓		
REP. SHEILA RICE	✓		
REP. ANGELA RUSSELL	✓		
REP. TIM SAYLES	/		
REP. LIZ SMITH	/		
REP. CAROLYN SQUIRES	/		
REP. BILL STRIZICH	✓		

HOUSE STANDING COMMITTEE REPORT

January 21, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Human Services and Aging report that House Bill 124 (first reading copy -- white) do pass as amended .

Wm E Boharski

Signed: _____
Bill Boharski, Chair

And, that such amendments read:

1. Title, line 8.

Following: "INDIGENTS"

Insert: "PROHIBITING OFFSETS AGAINST CONTRACT CHARGES FOR
INDIGENT BURIALS"

2. Page 2.

Following: line 11

Insert: "(4) A county or the department may not deduct amounts that may be recovered from a relative of a deceased indigent or recovered from resources of a deceased indigent from a contract amount due a funeral home or mortician for burial services provided under 7-4-2915 or this section."

Amendments to House Bill No. 124
First Reading Copy

EXHIBIT 1
DATE 1-15-93
HB 124

For the Committee on Human Services and Aging

Prepared by David S. Niss
January 14, 1993

1. Title, line 8.

Following: "INDIGENTS"

Insert: "PROHIBITING OFFSETS AGAINST CONTRACT CHARGES FOR
INDIGENT BURIALS;"

2. Page 2.

Following: line 11

Insert: "(4) A county or the department may not deduct amounts
that may be recovered from a relative of a deceased indigent
or recovered from resources of a deceased indigent from a
contract amount due a funeral home or mortician for burial
services provided under 7-4-2915 or this section."

Amendments to House Bill No. 118
First Reading Copy

EXHIBIT 2
DATE 1-15-93
HB 118

For the Committee on Human Services and Aging

Prepared by David S. Niss
January 15, 1993

1. Title, line 6.

Following: "ACT;"

Insert: "DEFINING "DAY CARE" TO EXCLUDE CARE PROVIDED BY A PARENT
OR CERTAIN OTHER PERSONS ON A REGULAR BASIS;"

2. Title, line 11.

Following: "PAYMENTS;"

Insert: "ALLOWING A FAMILY DAY-CARE HOME TO PROVIDE CARE FOR
CHILDREN FROM THE SAME FAMILY;"

3. Page 1, line 18.

Following: "means"

Insert: "care for children provided by an adult other than a
parent, guardian, person in loco parentis, or a relative on
a regular basis for daily periods of"

4. Page 1, line 19.

Strike: "care for children"

5. Page 2, lines 19 and 20.

Strike: "from separate families"

Amendments to House Bill No. 118
First Reading Copy

EXHIBIT 3
DATE 1-15-93
HB 118

For the Committee on Human Services and Aging

Prepared by David S. Niss
January 25, 1993

1. Title, line 6.

Following: "ACT;"

Insert: "DEFINING "DAY CARE" TO EXCLUDE CARE PROVIDED BY A PARENT
OR OTHER PERSON LIVING WITH THE CHILD AS A PARENT;"

2. Title, line 11.

Following: "PAYMENTS;"

Insert: "ALLOWING A FAMILY DAY-CARE HOME TO PROVIDE CARE FOR
CHILDREN FROM THE SAME FAMILY;"

3. Page 1, line 18.

Following: "means"

Strike: remainder of line 18

4. Page 1, line 19.

following: "care for children"

Insert: "provided by an adult, other than a parent of the
children or other person living with the children as a
parent, on a regular basis for daily periods of less than 24
hours"

5. Page 2, lines 19 and 20.

Strike: "from separate families"

6. Page 2, line 22.

Strike: "place"

Insert: "other structure"