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)

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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.

<u>Discussion</u>: 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.

<u>Vote</u>: Motion to adopt amendment. Voice vote was taken. Motion carried unanimously.

<u>Motion/Vote</u>: 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.

<u>Discussion</u>: 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 daycare 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.

<u>Vote</u>: None

ADJOURNMENT

Adjournment: 4:22 p.m.

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WIILLIAM BOHARSKI, Chair

LYCE RICE, Secretary

WB/ar

HOUSE OF REPRESENTATIVES

HUMAN SERVICES AND AGING

___COMMITTEE

ROLL CALL

DATE <u>/-/5-93</u>

NAME	PRESENT	ABSENT	EXCUSED
REP. BILL BOHARSKI, CHAIRMAN	V		
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	V		
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 .

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 départment 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."

DATE 1-15-93 HB 134

Amendments to House Bill No. 124
First Reading Copy

For the Committee on Human Services and Aging

Prepared by David S. Niss January 14, 1993

1. Title, line 8.

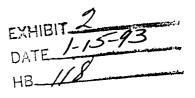
Following: "INDIGENTS"

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



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"

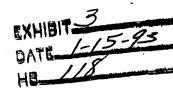
4. Page 1, line 19.

Strike: "care for children"

5. Page 2, lines 19 and 20.

Strike: "from separate families"

Amendments to House Bill No. 118 First Reading Copy



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"