

CHAPTER NO. 562.

HOUSE BILL NO. 771

INTRODUCED BY DUSSAULT

BY REQUEST OF THE DEPARTMENT  
OF SOCIAL AND REHABILITATION SERVICES

IN THE HOUSE

February 13, 1979	Introduced and referred to Committee on Human Services.
February 17, 1979	Committee recommend bill do pass. Report adopted.
February 20, 1979	Second reading, do pass.
February 21, 1979	Considered correctly engrossed.  Third reading, passed. Transmitted to second house.

IN THE SENATE

February 22, 1979	Introduced and referred to Committee on Finance and Claims.
March 20, 1979	Committee recommend bill be concurrred in as amended. Report adopted.
March 22, 1979	Second reading, concurrred in.
March 24, 1979	Third reading, concurrred in as amended.

IN THE HOUSE

March 26, 1979	Returned from second house. Concurrred in as amended.  On motion consideration passed for the day.
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March 30, 1979

Second reading, amendments  
adopted.

March 31, 1979

Third reading, amendments  
adopted. Sent to enrolling.

Reported correctly enrolled.

1 House BILL NO. 771  
 2 INTRODUCED BY Missouri  
 3 BY REQUEST OF THE DEPARTMENT  
 4 OF SOCIAL AND REHABILITATION SERVICES

5  
 6 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE THE  
 7 DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES TO FOLLOW  
 8 PRIORITIES ESTABLISHED BY THE LEGISLATURE WHEN THERE ARE  
 9 INSUFFICIENT FUNDS TO PROVIDE MEDICAL CARE FOR ALL ELIGIBLE  
 10 PERSONS; AMENDING SECTION 53-6-141, MCA."

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

13 Section 1. Section 53-6-141, MCA, is amended to read:

14 "53-6-141. Amount, scope, and duration of assistance.

15 (1) The amount, scope, and duration of medical assistance  
 16 granted eligible persons shall be determined by the  
 17 department of social and rehabilitation services. Payments  
 18 on behalf of persons in state-operated institutions shall be  
 19 made only from funds appropriated specifically for this  
 20 purpose, as such funds are available.

21 (2) If available funds are not sufficient to provide  
 22 an adequate medical care program for all eligible persons,  
 23 first-priority shall be given to those eligible persons  
 24 enumerated in subsections (2)(a) through (2)(f) of 53-6-131  
 25 and in such event the department shall by appropriate rates

1 have the right to limit, reduce, or otherwise curtail the  
 2 amount, scope, and duration of the medical and remedial care  
 3 and services made available to those individuals enumerated  
 4 in subsections (2)(g) and (2)(h) of 53-6-131, to the extent  
 5 necessary to assure the implementation of the established  
 6 priorities the department shall follow those priorities  
 7 established by the legislature in connection with  
 8 appropriations made for this purpose and applicable federal  
 9 law and regulations.

10 (3) For the purpose of determining eligibility and  
 11 amount of assistance to be granted to those individuals  
 12 covered in subsections (2)(g) and (2)(h) of 53-6-131, the  
 13 department shall establish a maintenance standard."

-End-

-2- HB 771  
INTRODUCED BILL

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10 ~~TO PROVIDE MEDICAL CARE FOR ALL ELIGIBLE PERSONS, THE~~  
11 ~~DEPARTMENT SHALL HAVE THE AUTHORITY TO SET PRIORITIES TO~~  
12 ~~LIMIT, REDUCE, OR OTHERWISE CURTAIL THE AMOUNT, SCOPE, OR~~  
13 ~~DURATION OF THE MEDICAL CARE AND SERVICES MADE AVAILABLE.~~

14 (3) For the purpose of determining eligibility and  
15 amount of assistance to be granted to those individuals  
16 covered in subsections (2)(g) and (2)(h) of 53-6-131, the  
17 department shall establish a maintenance standard."

-End-

March 20, 1979

SENATE STANDING COMMITTEE REPORT  
(Finance and Claims)

That House Bill No. 771, third reading bill, be amended as follows:

1. Page 1, line 21 through line 9, page 2.

Strike: Subsection (2) in its entirety

Insert: "(2) If available funds are not sufficient to provide medical care for all eligible persons, the department shall have the authority to set priorities to limit, reduce, or otherwise curtail the amount, scope, or duration of the medical care and services made available."