

CHAPTER NO. 677

HOUSE BILL NO. 868

INTRODUCED BY WALDRON, REGAN

IN THE HOUSE

| | |
|-------------------|--|
| February 17, 1979 | Introduced and referred to Committee on Appropriations. |
| March 24, 1979 | Intent statement attached. Committee recommend bill do pass as amended. Report adopted. |
| March 26, 1979 | Printed and placed on members' desks. Second reading, do pass as amended. |
| March 27, 1979 | Correctly engrossed. Third reading, passed. Transmitted to second house. |

IN THE SENATE

| | |
|----------------|--|
| March 27, 1979 | Introduced and referred to Committee on Finance and Claims. |
| April 9, 1979 | Committee recommend bill be not concurred in. Report not adopted. On motion placed on second reading. |
| April 10, 1979 | Second reading, concurred in. |
| April 12, 1979 | Third reading, concurred in. |

IN THE HOUSE

April 13, 1979 Returned from second house.
Concurred in. Sent to
enrolling.

April 17, 1979 Correctly enrolled.

Signed by President.

Signed by Speaker.

April 18, 1979 Delivered to Governor.

April 19, 1979 Returned from Governor with
recommended amendments.

April 20, 1979 On motion Governor's amend-
ments placed on second
reading this day.

Second reading, amendments
rejected.

Transmitted to second house.

IN THE SENATE

April 20, 1979 Returned from House.

Governor's recommendation
for amendments submitted
to the Senate.

On motion Governor's recom-
mendation for amendments
be accepted and a Free
Conference Committee requested
and appointed. Motion adopted.
Bill returned to House.

IN THE HOUSE

April 20, 1979 Returned from second house.

On motion Free Joint Con-
ference Committee requested
and appointed.

April 20, 1979

Free Joint Conference Committee reported.

Second reading, adopted.

Third reading, adopted.

Adopted by second house.

Sent to enrolling.

Reported correctly enrolled.

1 *House* BILL NO. *868*
2 INTRODUCED BY *Walton*

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE A BATTERED
5 SPOUSES AND DOMESTIC VIOLENCE GRANT PROGRAM ADMINISTERED BY
6 THE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES;
7 PROVIDING A SOURCE OF FUNDING; PROVIDING AN APPROPRIATION;
8 AND AMENDING SECTION 40-1-202, MCA."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 NEW SECTION. Section 1. Battered spouses and domestic
12 violence grant program. There is a grant program established
13 within the department of social and rehabilitation services
14 for the allocation of grant money to local battered spouses
15 and domestic violence programs.

16 NEW SECTION. Section 2. Funding. (1) Revenue from the
17 marriage license fee is the primary source of funding for
18 the battered spouses and domestic violence program. One
19 dollar of the marriage license fee is to be retained by the
20 county in which the fee is collected to defray the county
21 costs of administration and \$14 of the marriage license fee
22 is to be deposited in the general fund.

23 (2) Twenty percent of the operational costs of a
24 battered spouses and domestic violence program must come
25 from the local community served by the program. The local

1 contribution may include in-kind contributions.

2 NEW SECTION. Section 3. Authorized grantees --
3 criteria for grants. (1) The department of social and
4 rehabilitation services must award battered spouses and
5 domestic violence grants only to local domestic abuse
6 programs that are locally controlled. Grants may be awarded
7 to governmental or nongovernmental agencies or persons.

8 (2) Battered spouses and domestic violence grants are
9 to be awarded on the following basis:

- 10 (a) demonstrated need;
- 11 (b) project merit;
- 12 (c) administrative design; and
- 13 (d) efficiency of administration.

14 NEW SECTION. Section 4. Authorized services of
15 battered spouses and domestic violence programs. Local
16 battered spouses and domestic violence programs may provide
17 services that include but are not limited to the following:

- 18 (1) counseling for victims or their spouses;
- 19 (2) shelters or safe homes for victims;
- 20 (3) advocacy programs that assist victims in obtaining
21 services and information; and
- 22 (4) educational programs relating to battered spouses
23 and domestic violence designed for both the community at
24 large and specialized groups such as hospital personnel and
25 law enforcement officials.

HP 868

1 Section 5. Section 40-1-202, MCA, is amended to read:
2 "40-1-202. License issuance. When a marriage
3 application has been completed and signed by both parties to
4 a prospective marriage and at least one party has appeared
5 before the clerk of the district court and paid the marriage
6 license fee of ~~\$15~~ ~~\$20~~, the clerk of the district court
7 shall issue a license to marry and a marriage certificate
8 form upon being furnished:

9 (1) satisfactory proof that each party to the marriage
10 will have attained the age of 18 years at the time the
11 marriage license is effective or will have attained the age
12 of 16 years and has obtained judicial approval as provided
13 in 40-1-213;

14 (2) satisfactory proof that the marriage is not
15 prohibited; and

16 (3) a certificate of the results of any medical
17 examination required by the laws of this state."

18 ~~NEW SECTION.~~ Section 6. Appropriation. There is
19 appropriated from the general fund to the department of
20 social and rehabilitation services for the battered spouses
21 and domestic violence grant program the following amounts:

22 For the fiscal year ending June 30, 1980 \$112,000
23 For the fiscal year ending June 30, 1981 \$112,000

-End-

1 STATEMENT OF INTENT RE: HB 868

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4 House Bill 868, as amended, which establishes a grant
5 program for locally controlled battered spouses and domestic
6 violence programs, delegates rulemaking authority to the
7 department of social and rehabilitation services for
8 administration of the act.

9 The rules necessary to effectuate this act include
10 those:

11 (1) establishing criteria for a project's eligibility
12 to receive grants according to section 3;

13 (2) establishing criteria for services to be included
14 in the program under section 4;

15 (3) providing procedures for application for grants;

16 (4) providing for distribution of grant funds.

HB 868

Approved by Comm.
on Appropriations

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1 NEW SECTION. Section 5. Administrative duties of
2 department. The department of social and rehabilitation
3 services:

4 (1) shall adopt rules necessary to carry out the
5 purposes of [this act];

6 (2) may spend no more than 5% of the appropriated
7 funds for administrative costs of the program;

8 (3) shall accept federal funds that may be available
9 for use in carrying out the provisions of [this act];

10 (4) may use state funds as a match for federal funds
11 if required; and

12 (5) may conduct research and compile statistics
13 relating to battered spouses and domestic violence.

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16 application has been completed and signed by both parties to
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19 license fee of \$15 ~~130~~, the clerk of the district court
20 shall issue a license to marry and a marriage certificate
21 form upon being furnished:

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23 will have attained the age of 18 years at the time the
24 marriage license is effective or will have attained the age
25 of 16 years and has obtained judicial approval as provided

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 9 and domestic violence grant program the following amounts:

10 For the fiscal year ending June 30, 1980 \$112,000

11 \$ 72,000

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PROPOSED GOVERNOR'S AMENDMENTS TO HOUSE BILL NO. 868

1. Page 1, line 21.

Following: "and"

Strike: "\$14"

Insert: "\$24"