

SENATE BILL 449

IN THE SENATE

February 10, 1979	Introduced and referred to Committee on Natural Resources.
February 13, 1979	Fiscal note requested.
February 16, 1979	Committee recommend bill, do pass.
February 17, 1979	Printed and placed on members' desks.
February 19, 1979	Second reading, do pass. Fiscal note returned.
February 20, 1979	Considered correctly engrossed.
February 21, 1979	Third reading, passed.

IN THE HOUSE

February 22, 1979	Introduced and referred to Committee on Local Government.
March 15, 1979	Committee recommend bill, not concurrent.
March 17, 1979	Report adopted.

IN THE SENATE

March 19, 1979	Returned from House, not concurrent.
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1 *Senate* BILL NO. *449*
 2 INTRODUCED BY *M. Ball*

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 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO CLARIFY THE COUNTY
 5 BOARD OF WELFARE'S AUTHORITY TO APPOINT A SUPERVISOR OF THE
 6 COUNTY WELFARE DEPARTMENT; AMENDING SECTIONS 53-2-301 AND
 7 53-2-304, MCA."

8
 9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. Section 53-2-301, MCA, is amended to read:

11 "53-2-301. County departments to be established. (1)
 12 There shall be established in each county of the state a
 13 county department of public welfare which shall consist of a
 14 county board of public welfare and such staff personnel as
 15 may be necessary for the efficient performance of the public
 16 assistance activities of the county. If conditions warrant
 17 and if two or more county boards enter into an agreement,
 18 two or more counties may combine into one administrative
 19 unit and use the same staff personnel throughout the
 20 administrative unit.

21 ~~(2) The county board, with the approval of the~~
 22 ~~department of social and rehabilitation services, may~~
 23 ~~appoint some fully qualified person listed by the department~~
 24 ~~as director of its staff personnel, and the department may~~
 25 ~~exercise its powers under 53-2-203 to classify him as~~

1 ~~director. If the county board does not approve the~~
 2 ~~appointment of a staff director, no staff personnel may be~~
 3 ~~required to carry out the functions of a county director and~~
 4 ~~the department of social and rehabilitation services may not~~
 5 ~~exercise its powers under 53-2-203 to classify any~~
 6 ~~individual as director."~~

7 Section 2. Section 53-2-304, MCA, is amended to read:

8 "53-2-304. Staff personnel of county department. (1)
 9 Each county board shall select and appoint from a list of
 10 qualified persons furnished by the department of social and
 11 rehabilitation services such staff personnel as are
 12 necessary. The staff personnel in each county shall consist
 13 of at least one qualified staff worker (or investigator) and
 14 such clerks and stenographers as may be decided necessary.
 15 ~~if--conditions--warrant--the--county--board--with--the--approval~~
 16 ~~of--the--department--of--social--and--rehabilitation--services--may~~
 17 ~~appoint--some--fully--qualified--person--listed--by--the--department~~
 18 ~~as--supervisor--of--its--staff--personnel.~~ The staff personnel of
 19 each county department are directly responsible to the
 20 county board, but the department of social and
 21 rehabilitation services may supervise such county employees
 22 in respect to the efficient and proper performance of their
 23 duties. The county board of public welfare may not dismiss
 24 any member of the staff personnel without the approval of
 25 the department of social and rehabilitation services, but

1 the department may request the county board to dismiss any
 2 member of the staff personnel for inefficiency,
 3 incompetence, or similar cause.

4 (2) Public assistance staff personnel attached to the
 5 county board shall be paid from state public assistance
 6 funds both their salaries and their travel expenses as
 7 provided for in 2-18-501 through 2-18-503 when away from the
 8 county seat in the performance of their duties, but the
 9 county board of public welfare shall reimburse the
 10 department of social and rehabilitation services from county
 11 poor funds the full amount of the salaries and travel
 12 expenses not reimbursed to the department by the federal
 13 government and the full amount of the department's
 14 administrative costs which are allocated by the department
 15 to the county for the administration of county welfare
 16 programs and not reimbursed to the department by the federal
 17 government. Under circumstances prescribed by the department
 18 of social and rehabilitation services, the reimbursement by
 19 the county board of public welfare may be less than the
 20 county share as prescribed above. All other administrative
 21 costs of the county department shall also be paid from
 22 county poor funds.

23 (3) On or before the 20th day of the month following
 24 the month for which the payments to the public assistance
 25 staff personnel of the county were made, the department of

1 social and rehabilitation services shall present to the
 2 county department of public welfare a claim for the required
 3 reimbursements. The county board shall make such
 4 reimbursements within 20 days after the presentation of the
 5 claim, and the department of social and rehabilitation
 6 services shall credit (add) all such reimbursements to its
 7 account for administrative costs."

-End-

STATE OF MONTANA

REQUEST NO. 345-79

FISCAL NOTE

Form BD-15

In compliance with a written request received February 15, 19 79, there is hereby submitted a Fiscal Note for SB 449 pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly.

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

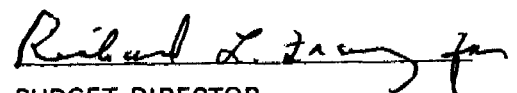
This bill would clarify the County Board of Welfare's authority to appoint a Supervisor of the County Welfare Department.

ASSUMPTIONS:

Because there are currently 29 County Directors of Public Welfare for 56 counties accomplished through county combinations and the sharing of County Directors, it is assumed the number of County Directors has been reduced to the lowest feasible number.

FISCAL IMPACT:

None.



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2/15/79

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2 INTRODUCED BY *McCall*

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