

November 24, 1981

On motion rules suspended.
Bill placed on Calendar for
Third Reading this day.

Third reading, concurred in
as amended. Ayes, 34; Noes, 16.

IN THE HOUSE

November 24, 1981

Returned from Senate with
amendments. Concurred in as
amended.

Second reading, amendments
concurred in. Ayes, 85;
Noes, 14.

On motion rules suspended and
bill placed on third reading
this day.

Third reading, amendments
concurred in. Ayes, 80;
Noes, 20. Sent to enrolling.

Reported correctly enrolled.

HOUSE BILL NO. 13 Special Session I

INTRODUCED BY McBride, Bertelson, Regan, Judy Jacobson

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT A COUNTY MAY LEVY NO MORE THAN 8 MILLS OF THE 13.5 MILL COUNTY POOR FUND FOR ASSISTANCE TO THE NEEDY; AMENDING SECTION 53-2-321, MCA; PROVIDING AN EFFECTIVE DATE."

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

Section 1. Section 53-2-321, MCA, is amended to read:

"53-2-321. County authorized to care for indigent and levy taxes therefor. The board of county commissioners has jurisdiction and power under such limitations and restrictions as are prescribed by law to provide for the care and maintenance of the indigent sick, except as otherwise provided in other parts of this title, or the otherwise dependent poor of the county; erect and maintain hospitals therefor or otherwise provide for the same; and for said purposes to levy and collect annually a tax on property not exceeding 13 1/2 mills, ~~which levy of which not more than 8 mills may be levied to provide assistance to the needy under Title 53, chapter 3,~~ shall be made at the time other tax levies are made on property, as provided by law."

Section 2. Effective date. This act is effective July 1, 1982.

STATE OF MONTANA

REQUEST NO. 4-SP-81

FISCAL NOTE

Form BD-15

In compliance with a written request received November 20, 19 81, there is hereby submitted a Fiscal Note for House Bill 13 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

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:

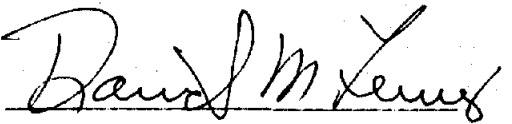
To provide state grants-in-aid to those counties with a county work program and have reached a 6 mill poor fund levy for assistance to the needy.

ASSUMPTIONS:

1. Costs of county operated medical facilities are not eligible for grants-in-aid.
2. 1,650 cases will lose AFDC/Medicaid eligibility due to federal or state action.
3. 240 cases will not be eligible for county GA/county medical because of excess income. Therefore 1,410 cases are potentially eligible for county benefits.
4. 50% of the 1,410 cases (705 cases) will actually receive county general assistance. 635 cases will be eligible for county medical assistance.
5. Operational costs of the county work projects are not reimbursable by grants-in-aid under this proposal.

FISCAL IMPACT:

	<u>FY 83</u>
Expenditures under proposed law	\$5,100,000
Expenditures under current law	<u>2,200,000</u>
Increased expenditures under proposed law	<u>\$2,900,000</u>



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 11/21/81

November 24, 1981

SENATE STANDING COMMITTEE REPORT
(Finance & Claims)

That House Bill No. 13 be amended as follows:

1. Title, line 9.

Following "DATE"

Insert: "AND TERMINATION DATE"

2. Page 3.

Following: line 21

Insert: "Section 4. Termination date.

This act shall terminate on June 30, 1983"

1 HOUSE BILL NO. 13 (1st SS)

2 INTRODUCED BY McBRIDE, BERTELSEN, REGAN, J. JACOBSEN

3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT A
5 COUNTY MAY ~~LEVY NO MORE THAN 0~~ WILL RECEIVE A 50 PERCENT
6 STATE MATCHING GRANT-IN-AID IF IT HAS A WORK PROGRAM AFTER
7 EXPENDING 6 10 8 MILLS OF THE 13.5 MILL COUNTY POOR FUND FOR
8 ASSISTANCE TO THE NEEDY; AMENDING SECTION 53-2-321, MCA;
9 PROVIDING AN EFFECTIVE DATE."

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

12 Section 1. Section 53-2-321, MCA, is amended to read:

13 "53-2-321. County authorized to care for indigent and
14 levy taxes therefor. The board of county commissioners has
15 jurisdiction and power under such limitations and
16 restrictions as are prescribed by law to provide for the
17 care and maintenance of the indigent sick, except as
18 otherwise provided in other parts of this title, or the
19 otherwise dependent poor of the county; erect and maintain
20 hospitals therefor or otherwise provide for the same; and
21 for said purposes to levy and collect annually a tax on
22 property not exceeding 13 1/2 mills, ~~which levy of which not~~
23 ~~more than 0 mills may be levied to provide assistance to the~~
24 ~~needy under title 53, chapter 3.~~ EXCEPT AS PROVIDED IN
25 [SECTION 2], THAT shall be made at the time other tax levies

1 are made on property, as provided by law."

2 NEW SECTION. SECTION 2. MATCHING GRANTS FROM STATE
3 FUNDS TO COUNTIES. (1) A COUNTY MAY APPLY TO THE DEPARTMENT
4 FOR A MATCHING GRANT-IN-AID. THE MATCHING GRANT-IN-AID IS A
5 STATE CONTRIBUTION OF 50% OF THE COUNTY COST OF PROVIDING
6 ASSISTANCE TO THE NEEDY FOR ALL LAWFUL POOR FUND PURPOSES,
7 EXCEPT SUBSIDY TO A MEDICAL FACILITY.

8 (2) THE GRANT SHALL BE AWARDED IF THE BOARD OF COUNTY
9 COMMISSIONERS OR AN EXECUTIVE OFFICER OF A COUNTY MAKES
10 WRITTEN APPLICATION TO THE DEPARTMENT CERTIFYING:

11 (A) THAT THE COUNTY HAS BUDGETED FOR A MILL LEVY IN
12 EXCESS OF 6 10 8 MILLS FOR THE COUNTY POOR FUND;

13 (B) THAT THE COUNTY HAS, OR WITHIN A REASONABLE TIME
14 WILL HAVE, EXPENDED FROM THE POOR FUND AN AMOUNT RAISED BY 6
15 10 8 MILLS;

16 (C) THAT SUCH EXPENDITURES WERE REASONABLE AND
17 NECESSARY, ACCORDING TO CRITERIA SET BY THE DEPARTMENT IN
18 ITS RULES ADOPTED FOR SUCH PURPOSES, FOR THE COUNTY TO MEET
19 ITS OBLIGATIONS UNDER LAW TO PROVIDE ASSISTANCE TO THE
20 NEEDY; AND

21 (D) THAT THE COUNTY PARTICIPATES IN OR OPERATES A WORK
22 PROGRAM, AS AUTHORIZED BY 53-3-304, THAT HAS BEEN APPROVED
23 BY THE DEPARTMENT.

24 (3) UPON DETERMINATION THAT A COUNTY HAS MET THE
25 CONDITIONS FOR A MATCHING GRANT-IN-AID, THE STATE SHALL

1 FINANCIALLY PARTICIPATE IN 50% OF ALL FURTHER LAWFUL POOR
2 FUND EXPENDITURES, EXCEPT THOSE FOR A MEDICAL FACILITY
3 SUBSIDY, UNTIL SUCH TIME THAT A COUNTY QUALIFIES FOR AN
4 EMERGENCY GRANT-IN-AID. THE DEPARTMENT MAY AT ITS DISCRETION
5 ADVANCE FUNDS TO A COUNTY FOR THE STATE'S MATCHING
6 CONTRIBUTION FOR POOR FUND EXPENDITURES, OR IT MAY REIMBURSE
7 A COUNTY FOR SUCH EXPENDITURES.

8 (4) (A) A COUNTY RECEIVING A MATCHING GRANT-IN-AID MAY
9 NOT LEVY MORE THAN 1/2 MILL FOR EACH 1-MILL EXPENDITURE
10 EQUIVALENT OVER 6 ~~AND~~ 8 MILLS FOR POOR FUND PURPOSES EXCEPT
11 TO SUBSIDIZE A MEDICAL FACILITY.

12 (B) FOR THE PURPOSES OF 53-2-323, A COUNTY HAS
13 EXHAUSTED ALL SOURCES OF REVENUE WHENEVER ITS LAWFUL POOR
14 FUND EXPENDITURES (OTHER THAN A SUBSIDY FOR A MEDICAL
15 FACILITY) PLUS THE STATE MATCHING CONTRIBUTION HAS REACHED
16 AN AMOUNT EQUIVALENT TO THE REVENUES THAT COULD HAVE BEEN
17 RAISED BY THE MAXIMUM MILL LEVY AUTHORIZED BY 53-2-321.

18 (5) THE DEPARTMENT MAY ADOPT RULES TO IMPLEMENT THIS
19 SECTION.

20 Section 3. Effective date. This act is effective July
21 1, 1982.

-End-

HOUSE BILL NO. 13 (1st SS)

INTRODUCED BY McBRIDE, BERTELSEN, REGAN, J. JACOBSEN

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE THAT A COUNTY MAY ~~LEVY NO MORE THAN 8~~ MILL RECEIVE A 50 PERCENT STATE MATCHING GRANT-IN-AID IF IT HAS A WORK PROGRAM AFTER EXPENDING 6 1/8 MILLS OF THE 13.5 MILL COUNTY POOR FUND FOR ASSISTANCE TO THE NEEDY; AMENDING SECTION 53-2-321, MCA; PROVIDING AN EFFECTIVE DATE AND TERMINATION DATE."

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

Section 1. Section 53-2-321, MCA, is amended to read:

"53-2-321. County authorized to care for indigent and levy taxes therefor. The board of county commissioners has jurisdiction and power under such limitations and restrictions as are prescribed by law to provide for the care and maintenance of the indigent sick, except as otherwise provided in other parts of this title, or the otherwise dependent poor of the county; erect and maintain hospitals therefor or otherwise provide for the same; and for said purposes to levy and collect annually a tax on property not exceeding 13 1/2 mills, ~~which levy of which not more than 8 mills may be levied to provide assistance to the needy under title 53, chapter 3.~~ EXCEPT AS PROVIDED IN [SECTION 2], THAT shall be made at the time other tax levies

are made on property, as provided by law."

NEW SECTION. SECTION 2. MATCHING GRANTS FROM STATE FUNDS TO COUNTIES. (1) A COUNTY MAY APPLY TO THE DEPARTMENT FOR A MATCHING GRANT-IN-AID. THE MATCHING GRANT-IN-AID IS A STATE CONTRIBUTION OF 50% OF THE COUNTY COST OF PROVIDING ASSISTANCE TO THE NEEDY FOR ALL LAWFUL POOR FUND PURPOSES, EXCEPT SUBSIDY TO A MEDICAL FACILITY.

(2) THE GRANT SHALL BE AWARDED IF THE BOARD OF COUNTY COMMISSIONERS OR AN EXECUTIVE OFFICER OF A COUNTY MAKES WRITTEN APPLICATION TO THE DEPARTMENT CERTIFYING:

(A) THAT THE COUNTY HAS BUDGETED FOR A MILL LEVY IN EXCESS OF 6 1/8 MILLS FOR THE COUNTY POOR FUND;

(B) THAT THE COUNTY HAS, OR WITHIN A REASONABLE TIME WILL HAVE, EXPENDED FROM THE POOR FUND AN AMOUNT RAISED BY 6 1/8 MILLS;

(C) THAT SUCH EXPENDITURES WERE REASONABLE AND NECESSARY, ACCORDING TO CRITERIA SET BY THE DEPARTMENT IN ITS RULES ADOPTED FOR SUCH PURPOSES, FOR THE COUNTY TO MEET ITS OBLIGATIONS UNDER LAW TO PROVIDE ASSISTANCE TO THE NEEDY; AND

(D) THAT THE COUNTY PARTICIPATES IN OR OPERATES A WORK PROGRAM, AS AUTHORIZED BY 53-3-304, THAT HAS BEEN APPROVED BY THE DEPARTMENT.

(3) UPON DETERMINATION THAT A COUNTY HAS MET THE CONDITIONS FOR A MATCHING GRANT-IN-AID, THE STATE SHALL

1 FINANCIALLY PARTICIPATE IN 50% OF ALL FURTHER LAWFUL POOR
 2 FUND EXPENDITURES, EXCEPT THOSE FOR A MEDICAL FACILITY
 3 SUBSIDY, UNTIL SUCH TIME THAT A COUNTY QUALIFIES FOR AN
 4 EMERGENCY GRANT-IN-AID, THE DEPARTMENT MAY AT ITS DISCRETION
 5 ADVANCE FUNDS TO A COUNTY FOR THE STATE'S MATCHING
 6 CONTRIBUTION FOR POOR FUND EXPENDITURES, OR IT MAY REIMBURSE
 7 A COUNTY FOR SUCH EXPENDITURES.

8 (4) (A) A COUNTY RECEIVING A MATCHING GRANT-IN-AID MAY
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 10 EQUIVALENT OVER 6 TO 8 MILLS FOR POOR FUND PURPOSES EXCEPT
 11 TO SUBSIDIZE A MEDICAL FACILITY.

12 (B) FOR THE PURPOSES OF 53-2-323, A COUNTY HAS
 13 EXHAUSTED ALL SOURCES OF REVENUE WHENEVER ITS LAWFUL POOR
 14 FUND EXPENDITURES (OTHER THAN A SUBSIDY FOR A MEDICAL
 15 FACILITY) PLUS THE STATE MATCHING CONTRIBUTION HAS REACHED
 16 AN AMOUNT EQUIVALENT TO THE REVENUES THAT COULD HAVE BEEN
 17 RAISED BY THE MAXIMUM MILL LEVY AUTHORIZED BY 53-2-321.

18 (5) THE DEPARTMENT MAY ADOPT RULES TO IMPLEMENT THIS
 19 SECTION.

20 Section 3. Effective date. This act is effective July
 21 1, 1982.

22 SECTION 4. TERMINATION DATE. THIS ACT SHALL TERMINATE
 23 ON JUNE 30, 1983.

-End-