

HOUSE BILL NO. 543

Introduced: 01/28/83

Referred to Committee on Human Services: 01/28/83

Hearing: 2/16/83

Died in Committee

1 House BILL NO. 543
 2 INTRODUCED BY Bengtson Norman
 3 O'Connell BY REQUEST OF THE DEPARTMENT OF Williams
 4 SOCIAL AND REHABILITATION SERVICES Howe

6 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE CONTRIBUTION
 7 FOR CHILD REHABILITATION SERVICES RENDERED BY THE DEPARTMENT
 8 OF SOCIAL AND REHABILITATION SERVICES FROM PARENTS' OR
 9 GUARDIANSHIP ASSETS ACCORDING TO THE ABILITY TO CONTRIBUTE;
 10 AMENDING SECTION 53-4-113, MCA."

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

13 Section 1. Section 53-4-113, MCA, is amended to read:

14 "53-4-113. Child rehabilitation -- duties of
 15 department. The department shall:

16 ~~(1) enforce all laws pertaining to children and take~~
 17 ~~the initiative in all matters involving the interest of~~
 18 ~~illegitimate, dependent, neglected, and delinquent children~~
 19 ~~where adequate provision therefor has not been made by law;~~

20 ~~(2)(1)~~ use funds available funds within the limits of
 21 the legislative appropriation for cases where special
 22 medical or material assistance is necessary to rehabilitate
 23 subnormal developmentally disabled, emotionally disturbed,
 24 or physically handicapped children and where ~~it is the~~
 25 services are not otherwise provided for by law;

1 ~~(2) conduct a financial investigation of the parents'~~
 2 ~~resources or the guardianship assets and require~~
 3 ~~contribution from the parents or guardianship assets for the~~
 4 ~~cost of services provided pursuant to this section to their~~
 5 ~~child or ward, according to the ability to contribute;~~
 6 (3) cooperate for the purposes hereof with all
 7 reputable child-helping and child-placing agencies; and
 8 (4) inspect, license, and supervise public and private
 9 infants' homes and child-caring and child-placing
 10 institutions and agencies."

-End-

STATE OF MONTANA

REQUEST NO. 282-83

FISCAL NOTE

Form BD-15

In compliance with a written request received January 27, , 19 83 , there is hereby submitted a Fiscal Note for House Bill 543 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:

House Bill 543 clarifies the Department of SRS's responsibility for children, particularly as it relates to payment for care in residential treatment facilities. The bill also clarifies the department's responsibility for emotionally disturbed children.

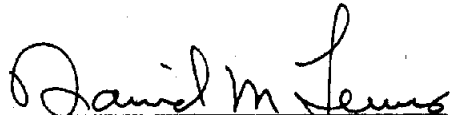
FISCAL IMPACT:

No dollar estimate can be made for House Bill 543. The courts have ordered SRS to pay for the care of many children in intensive residential treatment centers. In some cases, the parents have middle incomes but refuse to pay. The department does not have funds to cover all of the costs. This bill will insure that payment for care will be limited to the appropriation.

TECHNICAL NOTE:

This proposal includes provisions for the treatment of the developmentally disabled. Since Title 53, Chapter 20 already includes authorization for services, inclusion of developmentally disabled in this proposal is not necessary.

FISCAL NOTE 10:Q/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-3-83