

SENATE JOINT RESOLUTION NO. 9

1/19 Introduced
1/19 Referred to Finance & Claims
1/23 Hearing
1/25 Hearing
1/28 Committee Report-Bill Pass As Amended
1/30 2nd Reading Pass
2/01 3rd Reading Pass

Transmitted to House

2/04 Referred to Appropriations
2/07 Hearing
2/08 Comm Report-Bill Concurred As Amended
2/09 2nd Reading Concurred
2/09 On Motion Rules Suspended Placed on
3rd Reading This Day
2/09 3rd Reading Concurred

Returned to Senate With Amendments

2/15 2nd Reading Amendments Not Concurred
2/16 Conference Committee Appointed
Died in Process

1 Senate JOINT RESOLUTION NO. 9
 2 INTRODUCED BY E. Smith
 3 BY REQUEST OF THE GOVERNOR

4
 5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 6 REPRESENTATIVES OF THE STATE OF MONTANA ENDORSING THE
 7 RECOMMENDATIONS OF THE GOVERNOR RELATING TO PROVISION OF
 8 SERVICES TO DEVELOPMENTALLY DISABLED PERSONS, PURSUANT TO
 9 HOUSE BILL 909 OF THE 48TH LEGISLATURE.

10
 11 WHEREAS, House Bill 909 passed by the 48th Legislature
 12 required the Governor to study and prepare recommendations
 13 for providing services to developmentally disabled persons;
 14 and

15 WHEREAS, the Governor appointed an advisory council
 16 representing service providers, the Legislature, the
 17 community of Boulder, professionals concerned with
 18 developmental disabilities, and the general public; and

19 WHEREAS, the council solicited the comments, advice,
 20 and testimony of consumers, legislators, and professionals
 21 and analyzed the current and alternative service systems;
 22 and

23 WHEREAS, the Governor has accepted the advisory
 24 council's recommendations and set forth a plan to implement
 25 the recommendations; and

1 WHEREAS, section 53-20-101, MCA, provides:

2 "53-20-101. Purpose. The purpose of this part is to:

3 (1) secure for each person who may be developmentally
 4 disabled such treatment and habilitation as will be suited
 5 to the needs of the person and to assure that such treatment
 6 and habilitation are skillfully and humanely administered
 7 with full respect for the person's dignity and personal
 8 integrity;

9 (2) accomplish this goal whenever possible in a
 10 community-based setting;

11 (3) accomplish this goal in an institutionalized
 12 setting only when less restrictive alternatives are
 13 unavailable or inadequate and only when a person is so
 14 severely disabled as to require institutionalized care; and

15 (4) assure that due process of law is accorded any
 16 person coming under the provisions of this part."; and

17 WHEREAS, the appropriations committee of the 49th
 18 Legislature requires the direction of the Legislature on the
 19 Governor's recommendations before it can fully review the
 20 budgets of the Departments of Social and Rehabilitation
 21 Services and Institutions and the long-range building
 22 program.

23
 24 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 25 OF REPRESENTATIVES OF THE STATE OF MONTANA:

LC 1494/01

1 That the Governor's recommendations for providing
2 services to developmentally disabled persons be accepted.

-End-

APPROVED BY COMM. ON
FINANCE AND CLAIMS

1 SENATE JOINT RESOLUTION NO. 9
2 INTRODUCED BY E. SMITH, PECK, BENGTSON,
3 HOLLIDAY, NISBET, J. BROWN, GAGE, TVEIT
4 BY REQUEST OF THE GOVERNOR

5
6 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
7 REPRESENTATIVES OF THE STATE OF MONTANA ENDORSING--THE
8 RECOMMENDATIONS-OF-THE-GOVERNOR EXPRESSING THE VIEWS OF THE
9 LEGISLATURE RELATING TO PROVISION OF SERVICES TO
10 DEVELOPMENTALLY DISABLED PERSONS, PURSUANT TO HOUSE BILL 909
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14 setting only when less restrictive alternatives are
15 unavailable or inadequate and only when a person is so
16 severely disabled as to require institutionalized care; and

17 (4) assure that due process of law is accorded any
18 person coming under the provisions of this part."; and

19 WHEREAS, THE ADVISORY COUNCIL'S STUDY CONCLUDED THAT
20 PROGRAMS SERVING DEVELOPMENTALLY DISABLED PERSONS COULD BE
21 PURSUED WITH COST SAVINGS AND GREATER EFFICIENCY IF THEY
22 WERE UNDER THE CONTROL OF A SINGLE AGENCY; AND

23 WHEREAS, the appropriations committee of the 49th
24 Legislature requires the direction of the Legislature on the
25 Governor's recommendations before it can fully review the



1 budgets of the Departments of Social and Rehabilitation
2 Services and Institutions and the long-range building
3 program.

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5 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
6 OF REPRESENTATIVES OF THE STATE OF MONTANA:

7 That the Governor's recommendations for providing
8 services to developmentally disabled persons be accepted,

9 AND

10 (1) THAT THE LEGISLATURE'S HIGHEST PRIORITY WITH
11 REGARD TO THE PROVISION OF PROGRAMS FOR THE DEVELOPMENTALLY
12 DISABLED IS TO APPROPRIATELY SERVE THE DEVELOPMENTALLY
13 DISABLED IN THE STATE.

14 (2) THAT EXPENDITURES FOR FACILITIES MADE FOR THE
15 PURPOSE OF PROVIDING DIFFERENT SERVICES TO THE CURRENTLY
16 SERVED POPULATION BE CONSISTENT WITH THE LEGISLATURE'S
17 HIGHEST PRIORITY AS SET IN (1), INCLUDING EXPENDITURES AT
18 BOULDER RIVER SCHOOL AND HOSPITAL.

-End-

SENATE JOINT RESOLUTION NO. 9

INTRODUCED BY E. SMITH, PECK, BENGTSON,

HOLLIDAY, NISBET, J. BROWN, GAGE, TVEIT

BY REQUEST OF THE GOVERNOR

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA ENDORSING--THE ~~RECOMMENDATIONS OF THE GOVERNOR~~ EXPRESSING THE VIEWS OF THE LEGISLATURE RELATING TO PROVISION OF SERVICES TO DEVELOPMENTALLY DISABLED PERSONS, PURSUANT TO HOUSE BILL 909 OF THE 48TH LEGISLATURE.

WHEREAS, House Bill 909 passed by the 48th Legislature required the Governor to study and prepare recommendations for providing services to developmentally disabled persons; and

WHEREAS, the Governor appointed an advisory council representing service providers, the Legislature, the community of Boulder, professionals concerned with developmental disabilities, and the general public; and

WHEREAS, the council solicited the comments, advice, and testimony of consumers, legislators, and professionals and analyzed the current and alternative service systems; and

WHEREAS, the Governor has accepted the advisory

council's recommendations and set forth a plan to implement the recommendations; and

WHEREAS, section 53-20-101, MCA, provides:

"53-20-101. Purpose. The purpose of this part is to:

(1) secure for each person who may be developmentally disabled such treatment and habilitation as will be suited to the needs of the person and to assure that such treatment and habilitation are skillfully and humanely administered with full respect for the person's dignity and personal integrity;

(2) accomplish this goal whenever possible in a community-based setting;

(3) accomplish this goal in an institutionalized setting only when less restrictive alternatives are unavailable or inadequate and only when a person is so severely disabled as to require institutionalized care; and

(4) assure that due process of law is accorded any person coming under the provisions of this part."; and

WHEREAS, THE ADVISORY COUNCIL'S STUDY CONCLUDED THAT PROGRAMS SERVING DEVELOPMENTALLY DISABLED PERSONS COULD BE PURSUED WITH COST SAVINGS AND GREATER EFFICIENCY IF THEY WERE UNDER THE CONTROL OF A SINGLE AGENCY; AND

WHEREAS, the appropriations committee of the 49th Legislature requires the direction of the Legislature on the Governor's recommendations before it can fully review the

1 budgets of the Departments of Social and Rehabilitation
2 Services and Institutions and the long-range building
3 program.

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17 HIGHEST PRIORITY AS SET IN (1), INCLUDING EXPENDITURES AT
18 BOULDER RIVER SCHOOL AND HOSPITAL.

-End-

STANDING COMMITTEE REPORT

HOUSE

February 7, 1985

February 7, 1985

SJR 9

(Page 2 of 2)

MR. SPEAKER

We, your committee on APPROPRIATIONS

having had under consideration SENATE JOINT RESOLUTION Bill No. 9

THIRD reading copy (BLUE color)

A resolution supporting endorsing Governor's DD services recommendations.

4. Page 3, line 12
Following: "SERVE"
Insert: "ALL"

5. Page 3, line 13
Following: "STATE"
Strike: ". "
Insert: "INCLUDING THE UNSERVED AND UNDERSERVED CITIZENS, AND"

6. Page 3, line 14
Following: "EXPENDITURES FOR"
Insert: "NEW"

Respectfully report as follows: That SENATE JOINT RESOLUTION Bill No. 9

BE AMENDED AS FOLLOWS: (Page 1 of 2)

- 1. Page 1, line 25
Following: "has"
Strike: "accepted"
Insert: "reviewed"
2. Page 2, line 2
Strike: "the"
Insert: "his"
3. Page 3, line 7
Following: "the"
Strike: "Governor's"
Insert: "council's"

AND AS AMENDED, DO PASS

Francis Bardanouve
FRANCIS BARDANOUE Chairman

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 19 community of Boulder, professionals concerned with
 20 developmental disabilities, and the general public; and

21 WHEREAS, the council solicited the comments, advice,
 22 and testimony of consumers, legislators, and professionals
 23 and analyzed the current and alternative service systems;
 24 and

25 WHEREAS, the Governor has accepted REVIEWED the

1 advisory council's recommendations and set forth a plan to
 2 implement the HIS recommendations; and

3 WHEREAS, section 53-20-101, MCA, provides:

4 "53-20-101. Purpose. The purpose of this part is to:

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5 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
6 OF REPRESENTATIVES OF THE STATE OF MONTANA:

7 That the Governor's COUNCIL'S recommendations for
8 providing services to developmentally disabled persons be
9 accepted, AND

10 (1) THAT THE LEGISLATURE'S HIGHEST PRIORITY WITH
11 REGARD TO THE PROVISION OF PROGRAMS FOR THE DEVELOPMENTALLY
12 DISABLED IS TO APPROPRIATELY SERVE ALL THE DEVELOPMENTALLY
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14 UNDERSERVED CITIZENS, AND

15 (2) THAT EXPENDITURES FOR NEW FACILITIES MADE FOR THE
16 PURPOSE OF PROVIDING DIFFERENT SERVICES TO THE CURRENTLY
17 SERVED POPULATION BE CONSISTENT WITH THE LEGISLATURE'S
18 HIGHEST PRIORITY AS SET IN (1), INCLUDING EXPENDITURES AT
19 BOULDER RIVER SCHOOL AND HOSPITAL.

-End-