

HB 41 INTRODUCED BY JACK MOORE, BOYLAN, ET AL.
WELFARE ELIGIBILITY AMENDMENT

6/20 INTRODUCED
6/20 REFERRED TO HUMAN SERVICES & AGING
6/24 HEARING
6/25 COMMITTEE REPORT-NO RECOMMENDATION
 AS AMENDED
6/27 2ND READING PASS
6/27 3RD READING PASS

55 44
54 45

TRANSMITTED TO SENATE
DIED IN PROCESS

1 *House* BILL NO. *41*
2 INTRODUCED BY *Mark Rogers*
3 *Spaeth* *NATHAN M. CO.* *Walter S. Derry* *Jon M. Miller*
4 *Rep. AKRESTAD* *Bill Hammond*
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
6 QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE XII,
7 SECTION 3, OF THE MONTANA CONSTITUTION TO ALLOW THE
8 LEGISLATURE GREATER DISCRETION IN PROVIDING ECONOMIC
9 ASSISTANCE AND SOCIAL AND REHABILITATIVE SERVICES TO THOSE
10 IN NEED; AND PROVIDING AN EFFECTIVE DATE."

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

12 Section 1. Article XII, section 3, of the Constitution
13 of the State of Montana is amended to read:

14 "Section 3. Institutions and assistance. (1) The
15 state shall establish and support institutions and
16 facilities as the public good may require, including homes
17 which may be necessary and desirable for the care of
18 veterans.

19 (2) Persons committed to any such institutions shall
20 retain all rights except those necessarily suspended as a
21 condition of commitment. Suspended rights are restored upon
22 termination of the state's responsibility.

23 (3) The legislature ~~shall provide such~~ may in its
24 discretion provide economic assistance and social and
25 rehabilitative services ~~as may be necessary~~ for those

1 inhabitants who, by reason of age, infirmities, or
2 misfortune, ~~may have need for the aid of society~~ are
3 determined by the legislature to be in need."

4 NEW SECTION. Section 2. Effective date. If approved
5 by the electorate, this amendment is effective January 1,
6 1987.

7 NEW SECTION. Section 3. Submission to electorate.
8 This amendment shall be submitted to the electors of Montana
9 at the general election to be held in November 1986 by
10 printing on the ballot the full title of this act and the
11 following:

- 12 ☐ FOR amending the constitution to allow the
13 legislature to determine who is in need of economic
14 assistance and social services.
15 ☐ AGAINST amending the constitution to allow the
16 legislature to determine who is in need of economic
17 assistance and social services.

-End-

CONSTITUTIONAL AMENDMENT
COMM. ON
HUMAN SERVICES AND AGING
WITHOUT RECOMMENDATION

HOUSE BILL NO. 41

INTRODUCED BY JACK MOORE, BOYLAN, GOODOVER, SPAETH,
NATHE, MILLER, WINSLOW, REHBERG, LORY, MANUEL,
GAGE, AKLESTAD, HAMMOND, THAYER, PINSONEAULT

A BILL FOR AN ACT ENTITLED: "AN ACT TO SUBMIT TO THE
QUALIFIED ELECTORS OF MONTANA AN AMENDMENT TO ARTICLE XII,
SECTION 3, OF THE MONTANA CONSTITUTION TO ALLOW THE
LEGISLATURE GREATER DISCRETION IN PROVIDING ECONOMIC
ASSISTANCE AND SOCIAL AND REHABILITATIVE SERVICES TO THOSE
PERSONS IN NEED; AND PROVIDING AN EFFECTIVE DATE."

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

Section 1. Article XII, section 3, of the Constitution
of the State of Montana is amended to read:

"Section 3. Institutions and assistance. (1) The
state shall establish and support institutions and
facilities as the public good may require, including homes
which may be necessary and desirable for the care of
veterans.

(2) Persons committed to any such institutions shall
retain all rights except those necessarily suspended as a
condition of commitment. Suspended rights are restored upon
termination of the state's responsibility.

(3) The legislature ~~shall--provide--such~~ may in its

discretion provide economic assistance and social and
rehabilitative services ~~as--may--be--necessary~~ for those
~~inhabitants~~ PERSONS who, by reason of age, infirmities, or
misfortune, ~~may--have--need--for--the--aid--of--society~~ are
determined by the legislature to be in need."

NEW SECTION. SECTION 2. TRANSMITTAL TO THE ATTORNEY
GENERAL. NOTWITHSTANDING THE PROVISIONS OF 13-27-310, THE
SECRETARY OF STATE SHALL TRANSMIT A COPY OF THIS ACT TO THE
ATTORNEY GENERAL NO LATER THAN 100 DAYS BEFORE THE ELECTION
AT WHICH THE ISSUE IS VOTED ON BY THE PEOPLE.

NEW SECTION. Section 3. Effective date. If approved
by the electorate, this amendment is effective January 1,
1987.

NEW SECTION. Section 4. Submission to electorate.
This amendment shall be submitted to the electors of Montana
at the general election to be held in November 1986 by
printing on the ballot the full title of this act and the
following:

- ☐ FOR amending the constitution to allow the
legislature GREATER DISCRETION to determine who is
in need of economic assistance and social services.
☐ AGAINST amending the constitution to allow the
legislature GREATER DISCRETION to determine who is
in need of economic assistance and social services.

-End-

SECOND READING

CONSTITUTIONAL AMENDMENT

HOUSE BILL NO. 41

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- ☐ AGAINST amending the constitution to allow the
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-End-

THIRD READING