

HOUSE BILL NO. 114

INTRODUCED BY ADDY

IN THE HOUSE

JANUARY 8, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON HUMAN SERVICES & AGING.

JANUARY 27, 1987                   COMMITTEE RECOMMEND BILL  
DO PASS. REPORT ADOPTED.

JANUARY 28, 1987                   PRINTING REPORT.

JANUARY 29, 1987                   SECOND READING, DO PASS.

JANUARY 30, 1987                   ENGROSSING REPORT.

                                      THIRD READING, PASSED.

                                      TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 2, 1987                   INTRODUCED AND REFERRED TO COMMITTEE  
ON PUBLIC HEALTH, WELFARE & SAFETY.

FEBRUARY 10, 1987                   COMMITTEE RECOMMEND BILL BE  
CONCURRED IN. REPORT ADOPTED.

FEBRUARY 13, 1987                   SECOND READING, CONCURRED IN.

FEBRUARY 16, 1987                   THIRD READING, CONCURRED IN.  
AYES, 50; NOES, 0.

                                      RETURNED TO HOUSE.

IN THE HOUSE

FEBRUARY 17, 1987                   RECEIVED FROM SENATE.

                                      SENT TO ENROLLING.

1 INTRODUCED BY H.B. 114  
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4 A BILL FOR AN ACT ENTITLED: "AN ACT LIMITING REPRESENTATION  
 5 ON A REGIONAL MENTAL HEALTH CORPORATION BOARD OF DIRECTORS  
 6 TO COUNTIES THAT PARTICIPATE FINANCIALLY; AMENDING SECTION  
 7 53-21-204, MCA; AND PROVIDING AN APPLICABILITY DATE."  
 8

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

10 Section 1. Section 53-21-204, MCA, is amended to read:

11 "53-21-204. Mental health corporations. (1) Mental  
 12 health regions shall be established in the state mental  
 13 health plan and shall conform to the mental health regions  
 14 as established in the state mental health construction plan  
 15 promulgated by the board of health and environmental  
 16 sciences under the federal Community Mental Health Centers  
 17 Act.

18 (2) The mental health regions shall establish  
 19 themselves under Title 35, chapter 2. Upon incorporation, a  
 20 mental health region may enter into contracts with the  
 21 department in order to carry out the department's  
 22 comprehensive plan for mental health. These nonprofit  
 23 corporations shall not be considered agencies of the  
 24 department or the state of Montana; however, they may retain  
 25 and enter into retirement programs as established under

1 Title 19, chapter 3, The Public Employees' Retirement System  
 2 Act. Upon the establishment of the mental health regions,  
 3 the county commissioners in each of the various  
 4 participating counties in the region, as defined in  
 5 subsection (5), shall designate a person from their  
 6 respective county to serve as a representative of the county  
 7 on the regional mental health corporation board. The board  
 8 shall be established under guidelines adopted by the bylaws  
 9 of the corporation. All appointments to the board shall be  
 10 for terms of 2 years, and the department shall be notified  
 11 in writing of all appointments.

12 (3) The duties of an organized regional mental health  
 13 corporation board include:

14 (a) annual review and evaluation of mental health  
 15 needs and services within the region;

16 (b) preparation and submission to the department and  
 17 to each of the counties in the region of plans and budget  
 18 proposals to provide and support mental health services  
 19 within the region;

20 (c) establishment of a recommended proportionate level  
 21 of financial participation of each of the counties within  
 22 the region in the provision of mental health services within  
 23 the limits of this section;

24 (d) receipt and administration of moneys and other  
 25 support made available for the purposes of providing mental

1 health services by the participating agencies, including  
 2 grants from the United States government and other agencies,  
 3 receipts for established fees for services rendered, tax  
 4 moneys, gifts, donations, and any other type of support or  
 5 income. All funds received by the board in accordance with  
 6 this part shall be used to carry out the purposes of this  
 7 part.

8 (e) supervision of appropriate administrative staff  
 9 personnel of the operation of community mental health  
 10 services within the region;

11 (f) keeping all records of the board and making  
 12 reports required by the department.

13 (4) Regional mental health board members shall be  
 14 reimbursed from funds of the board for actual and necessary  
 15 expenses incurred in attending meetings and in the discharge  
 16 of board duties when assigned by the board.

17 (5) Prior to June 10 of each year, the board of mental  
 18 health shall submit to the board of county commissioners of  
 19 each of the counties within the constituted mental health  
 20 region an annual budget, specifying each county's  
 21 recommended proportionate share. If the board of county  
 22 commissioners includes in the county budget the county's  
 23 proportionate share of the regional board's budget, it shall  
 24 be designated as a participating county. Funds for each  
 25 participating county's proportionate share for the operation

1 of mental health services within the region shall be derived  
 2 from the county's general fund. If the general fund is  
 3 insufficient to meet the approved budget, a levy not to  
 4 exceed 1 mill may be made on the taxable valuation of the  
 5 county in addition to all other taxes allowed by law to be  
 6 levied on such property.

7 (6) The regional board of mental health with the  
 8 approval of the department shall establish a schedule of  
 9 fees for mental health services. The fees may be received by  
 10 the board and used to implement the budget in accordance  
 11 with 53-21-204(3)(d)."

12 NEW SECTION. Section 2. Applicability. This act  
 13 applies to appointments to a regional mental health  
 14 corporation board made on or after January 1, 1988.

-End-

APPROVED BY COMM. ON HUMAN SERVICES AND AGING

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