

HB 886 INTRODUCED BY WINSLOW, ET AL.  
REVISE GENERAL RELIEF FOR ELIMINATING NONRESIDENT  
MEDICAL ASSISTANCE  
BY REQUEST OF HOUSE APPROPRIATIONS COMMITTEE

3/17	INTRODUCED		
3/17	REFERRED TO HUMAN SERVICES & AGING		
3/24	HEARING		
3/24	COMMITTEE REPORT--BILL PASSED AS AMENDED		
3/26	2ND READING PASSED	74	22
3/27	3RD READING PASSED	72	19
	TRANSMITTED TO SENATE		
4/03	REFERRED TO RULES		
4/07	REREFERRED TO FINANCE & CLAIMS		
4/15	HEARING		
4/15	COMMITTEE REPORT--BILL CONCURRED		
4/16	2ND READING CONCUR MOTION FAILED	11	35
4/16	2ND READING INDEFINITELY POSTPONED	40	4
4/17	RETURNED TO HOUSE NOT CONCURRED		

1 House BILL NO. 886  
 2 INTRODUCED BY Wanda Bradley Switzer  
 3 BY REQUEST OF THE HOUSE APPROPRIATIONS COMMITTEE

4  
 5 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR TEMPORARY  
 6 EMERGENCY ASSISTANCE; LIMITING THE AMOUNT OF NONMEDICAL  
 7 GENERAL RELIEF ASSISTANCE; ELIMINATING PAYMENTS FOR MEDICAL  
 8 ASSISTANCE TO NONRESIDENTS OF THE STATE; AMENDING SECTION  
 9 53-3-201, MCA; REPEALING SECTION 53-3-307, MCA; AND  
 10 PROVIDING AN EFFECTIVE DATE."

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

13 NEW SECTION. Section 1. Temporary emergency  
 14 assistance. (1) Temporary emergency assistance may be  
 15 provided to those persons whose income and resources meet  
 16 the criteria set forth in 53-3-205 but who are not otherwise  
 17 eligible for general relief assistance.

18 (2) Temporary emergency assistance is limited to the  
 19 following:

20 (a) food, for no more than 3 days in any 12-month  
 21 period;

22 (b) transportation to return to the state of residence  
 23 or origin; and

24 (c) shelter, for no more than 3 days in any 12-month  
 25 period.

1 (3) Nonstate-assumed counties may adopt a plan of  
 2 temporary assistance.

3 Section 2. Section 53-3-201, MCA, is amended to read:  
 4 "53-3-201. Residency requirements. (1) Any person  
 5 otherwise qualified who makes his home in Montana with the  
 6 intent to become a resident shall be eligible for general  
 7 relief.

8 (2) If a person is absent from the state voluntarily,  
 9 he is ineligible for general relief in Montana.

10 (3) Aliens found to be illegally within the United  
 11 States are not eligible for relief from state funds.

12 (4) Nonresidents or interstate transients may receive  
 13 temporary relief-from-county-funds emergency assistance in  
 14 cases of extreme necessity and destitution until they are  
 15 returned-at-state-expense-to-their--state--of--residence--or  
 16 origin only as provided in [section 1]."

17 NEW SECTION. Section 3. Repealer. Section 53-3-307,  
 18 MCA, is repealed.

19 NEW SECTION. Section 4. Severability. If a part of  
 20 this act is invalid, all valid parts that are severable from  
 21 the invalid part remain in effect. If a part of this act is  
 22 invalid in one or more of its applications, the part remains  
 23 in effect in all valid applications that are severable from  
 24 the invalid applications.

25 NEW SECTION. Section 5. Extension of authority. Any



-2- INTRODUCED BILL  
 HB-886

1 existing authority of the department of social and  
2 rehabilitation services to make rules on the subject of the  
3 provisions of this act is extended to the provisions of this  
4 act.

5 NEW SECTION. Section 6. Codification instruction.  
6 Section 1 is intended to be codified as an integral part of  
7 Title 53, chapter 3, and the provisions of Title 53, chapter  
8 3, apply to section 1.

9 NEW SECTION. Section 7. Effective date. This act is  
10 effective July 1, 1987.

-End-

APPROVED BY COMM. ON  
HUMAN SERVICES AND AGING

1 HOUSE BILL NO. 886  
 2 INTRODUCED BY WINSLOW, BRADLEY, SWITZER  
 3 BY REQUEST OF THE HOUSE APPROPRIATIONS COMMITTEE  
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 6 EMERGENCY ASSISTANCE; LIMITING THE AMOUNT OF NONMEDICAL  
 7 GENERAL RELIEF ASSISTANCE; ELIMINATING PAYMENTS FOR MEDICAL  
 8 ASSISTANCE TO NONRESIDENTS OF THE STATE; AMENDING ~~SECTION~~  
 9 SECTIONS 53-3-201, AND 53-3-314, MCA; REPEALING SECTION  
 10 53-3-307, MCA; AND PROVIDING AN EFFECTIVE DATE."

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1 (3) Nonstate-assumed counties may adopt a plan of  
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8 (2) If a person is absent from the state voluntarily,  
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 13 ~~temporary relief-from-county-funds~~ emergency assistance in  
 14 cases of extreme necessity and destitution ~~until-they-are~~  
 15 ~~returned-at-state-expense-to-their--state-of--residence--or~~  
 16 origin only as provided in [section 1]."

17 SECTION 3. SECTION 53-3-314, MCA, IS AMENDED TO READ:

18 "53-3-314. County of financial responsibility. (1) The  
 19 county responsible for benefits provided under this chapter  
 20 is the county of residence of the person making application  
 21 for assistance.

22 (2) Medical costs covered by general relief medical  
 23 assistance are the financial responsibility of the treated  
 24 person's county of residence. Institutionalization for  
 25 medical services does not change such residency.



1       ~~(3)--General--relief--medical--assistance--for--a--transient~~  
2       ~~is--the--responsibility--of--the--county--in--which--the~~  
3       ~~nonresident's--illness--or--injury--requiring--medical--attention~~  
4       ~~initially--occurred."~~

5       NEW SECTION. Section 4. Repealer. Section 53-3-307,  
6       MCA, is repealed.

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15      rehabilitation services to make rules on the subject of the  
16      provisions of this act is extended to the provisions of this  
17      act.

18      NEW SECTION. Section 7. Codification instruction.  
19      Section 1 is intended to be codified as an integral part of  
20      Title 53, chapter 3, and the provisions of Title 53, chapter  
21      3, apply to section 1.

22      NEW SECTION. Section 8. Effective date. This act is  
23      effective July 1, 1987.

-End-

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 23 assistance are the financial responsibility of the treated  
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 25 medical services does not change such residency.



1       ~~(3) General relief medical assistance for a transient~~  
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