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 74 22 3/26 2ND READING PASSED 3RD READING PASSED 72 19 3/27 TRANSMITTED TO SENATE 4/03 REFERRED TO RULES **REREFERRED TO FINANCE & CLAIMS** 4/07 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

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House BILL NO. 816 1 INTRODUCED BY Winder Broden Swither 2 BY REQUEST OF THE HOUSE APPROPRIATIONS COMMITTEE 3 4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR TEMPORARY 5 EMERGENCY ASSISTANCE: LIMITING THE AMOUNT OF NONMEDICAL 6 GENERAL RELIEF ASSISTANCE; ELIMINATING PAYMENTS FOR MEDICAL 7 8 ASSISTANCE TO NONRESIDENTS OF THE STATE; AMENDING SECTION 53-3-201, MCA; REPEALING SECTION 53-3-307, MCA; AND 9 10 PROVIDING AN EFFECTIVE DATE." 11

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

NEW SECTION. Section 1. Temporary 13 emergency 14 assistance. (1) Temporary emergency assistance may be provided to those persons whose income and resources meet 15 15 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 period; 21

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

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

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

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

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

> INTRODUCED BILL -2-HB-886

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

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5 <u>NEW SECTION.</u> 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 <u>NEW SECTION.</u> Section 7. Effective date. This act is
10 effective July 1, 1987.

-End-

50th Legislature

HB 0886/02

APPROVED BY COMM. ON HUMAN SERVICES AND AGING

1	HOUSE BILL NO. 886	1	(3) Nonstate-assumed counties may adopt a plan of
2	INTRODUCED BY WINSLOW, BRADLEY, SWITZER	2	temporary assistance.
3	BY REQUEST OF THE HOUSE APPROPRIATIONS COMMITTEE	3	Section 2. Section 53-3-201, MCA, is amended to read:
4		4	"53-3-201. Residency requirements. (1) Any person
5	A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR TEMPORARY	5	otherwisegualifiedwho-makes-his-home-in-Montana-with-the
б	EMERGENCY ASSISTANCE; LIMITING THE AMOUNT OF NONMEDICAL	6	intent-to-becomea resident shallbe OF THE STATE IS
7	GENERAL RELIEF ASSISTANCE; ELIMINATING PAYMENTS FOR MEDICAL	7	eligible TO APPLY for general relief.
8	ASSISTANCE TO NONRESIDENTS OF THE STATE; AMENDING SECTION	8	(2) If a person is absent from the state voluntarily,
9	SECTIONS 53-3-2017 AND 53-3-314, MCA; REPEALING SECTION	9	he is ineligible for general relief in Montana.
10	53-3-307, MCA; AND PROVIDING AN EFFECTIVE DATE."	10	(3) Aliens found to be illegally within the United
11		11	States are not eligible for relief from state funds.
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	12	(4) Nonresidents or interstate transients may receive
13	NEW SECTION. Section 1. Temporary emergency	13	temporary relief-from-county-funds emergency assistance in
14	assistance. (1) Temporary emergency assistance may be	14	cases of extreme necessity and destitution until-they-are
15	provided to those persons whose income and resources meet	15	returned-at-state-expense-to-theirstateofresidenceor
16	the criteria set forth in 53-3-205 but who are not otherwise	16	origin only as provided in [section 1]."
17	eligible for general relief assistance.	17	SECTION 3. SECTION 53-3-314, MCA, IS AMENDED TO READ:
18	(2) Temporary emergency assistance is limited to the	18	"53-3-314. County of financial responsibility. (1) The
19	following:	19	county responsible for benefits provided under this chapter
20	(a) food, for no more than 3 days in any 12-month	20	is the county of residence of the person making application
21	period;	21	for assistance.
22	(b) transportation to return to the state of residence	22	(2) Medical costs covered by general relief medical
23	or origin; and	23	assistance are the financial responsibility of the treated
24	(c) shelter, for no more than 3 days in any 12-month	24	person's county of residence. Institutionalization for
25	period.	25	medical services does not change such residency.
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HB 0886/02

SECOND READING

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 <u>NEW SECTION.</u> Section 4. Repealer. Section 53-3-307,
6 MCA, is repealed.

7 <u>NEW SECTION.</u> Section 5. Severability. If a part of 8 this act is invalid, all valid parts that are severable from 9 the invalid part remain in effect. If a part of this act is 10 invalid in one or more of its applications, the part remains 11 in effect in all valid applications that are severable from 12 the invalid applications.

13 <u>NEW SECTION.</u> Section 6. Extension of authority. Any 14 existing authority of the department of social and 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 <u>NEW SECTION.</u> 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 <u>NEW SECTION.</u> Section 8. Effective date. This act is
23 effective July 1, 1987.

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-3-

HB 886

HB 0886/02

1	ROUSE BILL NO. 886		
2	INTRODUCED BY WINSLOW, 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	SECTIONS 53-3-2017 AND 53-3-314, MCA; REPEALING SECTION		
10	53-3-307, MCA; AND PROVIDING AN EFFECTIVE DATE."	1	
11		1	
12	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:	1	
13	NEW SECTION. Section 1. Temporary emergency	1	
14	assistance. (1) Temporary emergency assistance may be	1	
15	provided to those persons whose income and resources meet	1	
16	the criteria set forth in 53-3-205 but who are not otherwise	1	
17	eligible for general relief assistance.	1	
18	(2) Temporary emergency assistance is limited to the	1	
19	following:	1	
20	(a) food, for no more than 3 days in any 12-month	1	
21	period;	2	
22	(b) transportation to return to the state of residence	2	
23	or origin; and	2	
24	(c) shelter, for no more than 3 days in any 12-month	2	
25	period.	3	

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

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5 otherwise--quaiffied--who-makes-his-home-in-Montana-with-the
6 intent-to-become--a resident shall--be OF THE STATE IS
7 eligible TO APPLY for general 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 <u>emergency</u> 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]."

SECTION 3. SECTION 53-3-314, MCA, IS AMENDED TO READ:
"53-3-314. County of financial responsibility. (1) The county responsible for benefits provided under this chapter
is the county of residence of the person making application for assistance.

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

-2-

HB 886

THIRD READING

+3)--General--relief-medical-assistance-for-a-transient
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HB 886