

HB 912 INTRODUCED BY BARDANOUE
REVISE INCOME STANDARD FOR GENERAL ASSISTANCE

4/22	INTRODUCED	
4/22	REFERRED TO APPROPRIATIONS	
4/22	HEARING	
4/22	COMMITTEE REPORT--BILL PASSED	
4/22	2ND READING PASSED	57 40
4/23	3RD READING PASSED	62 38

TRANSMITTED TO SENATE

DIED IN PROCESS

1 House BILL NO. 912
 2 INTRODUCED BY Baron

3
 4 A BILL FOR AN ACT ENTITLED: "AN ACT REDUCING THE MONTHLY
 5 INCOME STANDARD, THEREBY REDUCING THE AMOUNT OF GENERAL
 6 RELIEF FOR BASIC NECESSITIES TO ELIGIBLE HOUSEHOLDS IN
 7 STATE-ASSUMED COUNTIES; AMENDING SECTION 53-3-205, MCA; AND
 8 PROVIDING AN EFFECTIVE DATE."

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

11 Section 1. Section 53-3-205, MCA, is amended to read:

12 "53-3-205. Eligibility for general relief. (1) A
 13 person or persons constituting a household may receive
 14 general relief assistance for basic necessities if the
 15 household is determined to be eligible under the provisions
 16 of this section and is in need of such assistance as a
 17 result of their infirmity, misfortune, or indigency.

18 (2) A household is eligible for general relief if the
 19 household income does not exceed that set forth in the
 20 following table:

Number of Persons in Household	Monthly Income Standard	
	Fiscal 1988	Fiscal 1989
1	\$212	\$193
2	282	267
3	354	336

1	4	426	395	404
2	5	501	462	473
3	6	570	529	542
4	7	642	596	610
5	8	713	663	679
6	9	785	730	748
7	10 or more	857	797	817

8 (3) Able-bodied persons without dependent minor
 9 children living in the household are not eligible for
 10 nonmedical general relief assistance, except as provided in
 11 53-3-209.

12 (4) (a) When the household's income exceeds the
 13 monthly income standard for a household of that size because
 14 of receipt of lump-sum income, the household will be
 15 ineligible for general relief for the full number of months,
 16 beginning with the month of receipt, derived by dividing the
 17 total of the lump-sum income and other income by the monthly
 18 income standard for a household of that size. Any income
 19 remaining from this calculation will be considered as income
 20 in the first month following the period of ineligibility.

21 (b) The period of ineligibility may be recalculated if
 22 the household size changes or if a portion of the lump sum
 23 was used to pay medical bills for a serious medical
 24 condition.

25 (c) Ineligibility due to the receipt of a lump sum



1 does not preclude eligibility for general relief medical
2 assistance.

3 (5) All applicants for and recipients of general
4 relief assistance who reside in the same residence are
5 considered as one household.

6 (6) Prospective income that is reasonably certain to
7 be received by the household during an eligibility period
8 must be considered when determining eligibility.

9 (7) The following resources of a household must be
10 excluded from consideration of resources for eligibility
11 purposes:

12 (a) the domicile of the household, including necessary
13 appurtenant land not exceeding 10 acres;

14 (b) a motor vehicle that has no more than \$1,500 in
15 equity value;

16 (c) personal items, clothing, household furniture,
17 appliances, and other essential household items, the total
18 equity value of which does not exceed resource eligibility
19 limits established by rule; and

20 (d) tools of a trade that are essential to the current
21 or future employment of a household member.

22 (8) A person who is committed or sentenced by legal
23 process to a state institution or a secure facility or who
24 is incarcerated in a secure facility pending resolution of
25 legal process is not eligible for general relief.

1 (9) A person who resides for a period of 1 day or more
2 in any state or federally operated institution or residence
3 is not eligible for general relief for the period of that
4 residency.

5 (10) For the purposes of an eligibility determination,
6 an applicant for or recipient of general relief may be
7 requested to produce all financial and other information
8 concerning the household.

9 (11) Whenever practical, an eligibility determination
10 must be made within 30 days of the date of application and
11 the applicant must be notified in writing of the eligibility
12 determination and the reasons for the determination.

13 (12) An alien determined to be illegally within the
14 United States is not eligible for general relief."

15 NEW SECTION. Section 2. Extension of authority. Any
16 existing authority of the department of social and
17 rehabilitation services to make rules on the subject of the
18 provisions of this act is extended to the provisions of this
19 act.

20 NEW SECTION. Section 3. Effective date. This act is
21 effective July 1, 1987.

-End-

APPROVED BY COMMITTEE
ON APPROPRIATIONS

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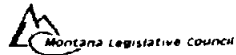
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