

IN THE SENATE

APRIL 20, 1987

RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 21, 1987

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

1 *Senate* JOINT RESOLUTION NO. 8
 2 INTRODUCED BY *Kathryn Burdette*
 3

4 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 5 REPRESENTATIVES OF THE STATE OF MONTANA ENDORSING THE
 6 RECOMMENDATIONS OF THE DEVELOPMENTAL PLANNING TASK FORCE
 7 RELATING TO PROVISION OF SERVICES TO PERSONS WITH
 8 DEVELOPMENTAL DISABILITIES.
 9

10 WHEREAS, the Developmental Planning Task Force was
 11 appointed by the Developmental Disabilities Planning and
 12 Advisory Council and jointly funded by the Council, the
 13 Department of Social and Rehabilitation Services, the
 14 Department of Institutions, and the Office of Public
 15 Instruction to study and prepare recommendations for meeting
 16 the needs of Montana's unserved and underserved citizens
 17 with developmental disabilities; and

18 WHEREAS, the Task Force solicited advice and testimony
 19 from consumers, legislators, and professionals; and

20 WHEREAS, Montana law provides that each person who may
 21 be developmentally disabled will be afforded such treatment
 22 and habilitation as is suited to his needs and that such
 23 treatment and habilitation will be skillfully and humanely
 24 administered with full respect for the person's dignity and
 25 personal integrity; and

1 WHEREAS, Montana law provides that the state will
 2 accomplish this goal whenever possible in a community-based
 3 setting or in an institutionalized setting only if less
 4 restrictive alternatives are unavailable or inadequate and
 5 only if a person is so severely disabled as to require
 6 institutionalized care; and

7 WHEREAS, Montana law assures that due process of law is
 8 accorded any person with developmental disabilities.
 9

10 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
 11 OF REPRESENTATIVES OF THE STATE OF MONTANA:

12 That the following Task Force recommendations
 13 concerning the provision of services to Montanans with
 14 developmental disabilities be endorsed:

15 (1) that supported work services be developed for
 16 Montana's citizens with severe disabilities;

17 (2) that, when necessary, new programs be planned to
 18 bridge gaps that exist in the array of services;

19 (3) that programs at the Eastmont Human Services
 20 Center be modified to meet the specific needs of Montana's
 21 senior citizens with developmental disabilities;

22 (4) that programs at the Montana Developmental Center
 23 be modified to meet the specific needs of Montanans with
 24 developmental disabilities who have severe behavior problems
 25 or severe medical or care needs or who have been identified



-2- INTRODUCED BILL
SJR-8

1 as naive offenders (individuals with developmental
2 disabilities who come into contact with the criminal justice
3 system because they have disobeyed the law);

4 (5) that improvements be made in community services in
5 the areas of case management, respite care, and staff
6 training and that independent reviews of placement and
7 treatment be established;

8 (6) that the Developmental Disabilities Division of
9 the Department of Social and Rehabilitation Services be
10 designated as the lead agency for a federally funded state
11 grant program for handicapped infants and toddlers;

12 (7) that concerned Montanans increase their awareness
13 of problems faced by the naive offender, an individual with
14 developmental disabilities who comes in contact with the
15 criminal justice system because he has disobeyed a law, and
16 the need for policies and procedures to identify and treat
17 those individuals; and

18 (8) that existing services be extended when necessary
19 to meet the needs of all Montana citizens with developmental
20 disabilities.

-End-

APPROVED BY COMMITTEE
ON PUBLIC HEALTH, WELFARE
& SAFETY

1 SENATE JOINT RESOLUTION NO. 8
2 INTRODUCED BY KEATING, BARDANOUVE
3

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18 (8) that existing services be extended when necessary
19 to meet the needs of all Montana citizens with developmental
20 disabilities.

21 BE IT FURTHER RESOLVED, THAT THESE RECOMMENDATIONS BE
22 ADOPTED AS GUIDELINES FOR STATE AGENCIES BUT NOT IMPLEMENTED
23 UNLESS ADEQUATE FUNDING IS AVAILABLE.

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1 as naive offenders (individuals with developmental
2 disabilities who come into contact with the criminal justice
3 system because they have disobeyed the law);

4 (5) that improvements be made in community services in
5 the areas of case management, respite care, and staff
6 training and that independent reviews of placement and
7 treatment, BY THE BOARD OF VISITORS OR A SIMILAR BODY
8 APPOINTED FOR THE PURPOSE, be established;

9 (6) that the Developmental Disabilities Division of
10 the Department of Social and Rehabilitation Services be
11 designated as the lead agency for a federally funded state
12 grant program for handicapped infants and toddlers;

13 (7) that concerned Montanans increase their awareness
14 of problems faced by the naive offender, an individual with
15 developmental disabilities who comes in contact with the
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17 the need for policies and procedures to identify and treat
18 those individuals; and

19 (8) that existing services be extended when necessary
20 to meet the needs of all Montana citizens with developmental
21 disabilities; AND

22 (9) THAT THE HIGHEST PRIORITY WITH REGARD TO THE
23 PROVISION OF PROGRAMS FOR THE DEVELOPMENTALLY DISABLED IS TO
24 APPROPRIATELY SERVE ALL THE DEVELOPMENTALLY DISABLED IN THE
25 STATE, ESPECIALLY THE UNSERVED AND UNDERSERVED CITIZENS.

1 BE IT FURTHER RESOLVED, THAT THESE RECOMMENDATIONS BE
2 ADOPTED AS GUIDELINES FOR STATE AGENCIES BUT NOT IMPLEMENTED
3 UNLESS ADEQUATE FUNDING IS AVAILABLE.

-End-

COMMITTEE OF THE WHOLE AMENDMENT

(14)

HOUSE

4-13-87

DATE

17:30

TIME

MR. CHAIRMAN: I MOVE TO AMEND SJR 8

3rd reading copy (blue) as follows:
Color

PASSED

1) Page 3, line 7.

Following: "treatment"

Insert: ", by the board of visitors or a similar body appointed for the purpose,"

2) Page 3, line 17.

Following: "individuals;"

Strike: "and"

3) Page 3, line 20.

Following: "disabilities"

Insert: "; and

(9) that the highest priority with regard to the provision of programs for the developmentally disabled is to appropriately serve all the developmentally disabled in the state, especially the unserved and underserved citizens."

ADOPT

REJECT

4131640S.CW

Marks

Rep. Marks