

SENATE BILL NO. 99

INTRODUCED BY AKLESTAD

BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE

IN THE SENATE

JANUARY 11, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LABOR & EMPLOYMENT RELATIONS.
	FIRST READING.
JANUARY 27, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 28, 1989	PRINTING REPORT.
JANUARY 30, 1989	SECOND READING, DO PASS.
JANUARY 31, 1989	ENGROSSING REPORT.
FEBRUARY 1, 1989	THIRD READING, PASSED. AYES, 45; NOES, 4.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 1, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LABOR & EMPLOYMENT RELATIONS.
FEBRUARY 20, 1989	FIRST READING.
MARCH 1, 1989	ON MOTION, TAKEN FROM COMMITTEE ON LABOR AND REREFERRED TO COMMITTEE ON HUMAN SERVICES & AGING.
MARCH 20, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 27, 1989	SECOND READING, CONCURRED IN AS AMENDED.
MARCH 29, 1989	THIRD READING, CONCURRED IN. AYES, 87; NOES, 3.

RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

APRIL 3, 1989

RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 5, 1989

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *Senate* BILL NO. 99
 2 INTRODUCED BY HALLESTAD

3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE
 4

5 A BILL FOR AN ACT ENTITLED: "AN ACT TO IMPOSE STRICTER
 6 SANCTIONS FOR A GENERAL ASSISTANCE RECIPIENT'S REFUSAL TO
 7 COMPLY WITH STATE WORK REQUIREMENTS; TO PROVIDE FOR
 8 TERMINATION OF ASSISTANCE IF AN EMPLOYABLE RECIPIENT WITHOUT
 9 GOOD CAUSE REFUSES TO PARTICIPATE IN A REQUIRED WORK PROGRAM
 10 OR REFUSES TO REGISTER FOR EMPLOYMENT, MAINTAIN AN ACTIVE
 11 JOB REGISTRATION FILE, OR ACTIVELY PURSUE AND ACCEPT
 12 AVAILABLE EMPLOYMENT; AMENDING SECTIONS 53-3-303 AND
 13 53-3-305, MCA; AND PROVIDING AN EFFECTIVE DATE."
 14

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

16 **Section 1.** Section 53-3-303, MCA, is amended to read:

17 "53-3-303. Recipient---to---register---for---suitable
 18 employment Conditions of eligibility. A (1) As a condition
 19 of eligibility for general relief assistance, an employable
 20 recipient of general relief must:

21 (a) register for employment with the department of
 22 labor and industry;

23 (b) maintain an active job registration file; and must

24 (c) actively pursue and accept available employment
 25 within his or her capability.



1 (2) Refusal without good cause to accept---such
 2 employment comply with the requirements of subsection (1)
 3 will render the recipient ineligible for further general
 4 relief assistance for 3 months following the first refusal
 5 and for 6 months following any subsequent refusal."

6 **Section 2.** Section 53-3-305, MCA, is amended to read:

7 "53-3-305. Effect of refusal to enroll participate in
 8 job-search,--training,--and--work mandatory programs. Any
 9 recipient of general relief who is subject to the provisions
 10 of 53-3-303--and 53-3-304 [and [section 11, Bill No. ,
 11 (LC 122)]] and who without good cause refuses to participate
 12 in the-job-search-and-training a required program or to
 13 perform work assigned to him as therein provided shall lose
 14 one-fourth-of-his--next--monthly--benefit--amount--for--each
 15 refusal eligibility for general relief for 3 months
 16 following the first refusal and for 6 months following any
 17 subsequent refusal."

18 **Section 3.** Extension of authority. Any existing
 19 authority to make rules on the subject of the provisions of
 20 [this act] is extended to the provisions of [this act].

21 **Section 4.** Coordination instruction. If __ Bill No. __
 22 [LC 122] is not passed and approved, the bracketed language
 23 in [section 2 of this act] is void.

24 **Section 5.** Effective date. [This act] is effective
 25 July 1, 1989.

-End-

-2-

INTRODUCED BILL
 SB 99

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB099, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

Imposes stricter sanctions for a general assistance recipient's refusal to participate with state work requirements.

ASSUMPTIONS:

1. 7.9% of GA caseload receive at least 1 sanction in a month for failure to participate in a work program.
FY90 est. caseload= $2061 \times 7.9\% = 163$ FY91 est. caseload= $2,143 \times 7.9\% = 170$
2. 40% of these cases appeal their sanctions and 50% of the appeals are successful.
FY90= $(163 \times 40\%) \times 50\% = 32$ cases FY91= $(170 \times 40\%) \times 50\% = 34$ cases
3. Assume the number of sanctioned cases will drop to 25% of current level because proposed penalties for non-compliance are much greater than current law.
4. Current average GA payment level is \$214.00 per month.
5. Assume 50% of those who receive a 3 month sanction will receive a 2nd sanction of 6 months.

FISCAL IMPACT:

		<u>FY90</u>			<u>FY91</u>	
<u>Expenditures:</u>	<u>Current Law</u>	<u>Proposed</u>	<u>Change</u>		<u>Current Law</u>	<u>Proposed</u>
General Fund	\$5,292,468	\$5,210,292	(\$41,088)		\$5,504,167	\$5,460,511
						(\$43,656)



RAY SHACKLEFORD, BUDGET DIRECTOR
OFFICE OF BUDGET AND PROGRAM PLANNING

1/18/89

DATE



GARY C. AKLESTAD, PRIMARY SPONSOR

1-18-89

DATE

Fiscal Note for SB099, as introduced

SB99

APPROVED BY COMMITTEE
ON LABOR & EMPLOYMENT
RELATIONS

1 Senate BILL NO. 99
2 INTRODUCED BY HULESTAD
3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE
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5 A BILL FOR AN ACT ENTITLED: "AN ACT TO IMPOSE STRICTER
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22 [LC 122] is not passed and approved, the bracketed language
23 in [section 2 of this act] is void.

24 **Section 5.** Effective date. [This act] is effective
25 July 1, 1989.

-End-

-2-

SECOND READING

SB 99

1 *Senate* BILL NO. 99
 2 INTRODUCED BY HILLESTAD
 3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE
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 16 following the first refusal and for 6 months following any
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-End-

-2-

THIRD READING

SB 99

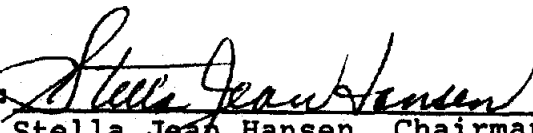
STANDING COMMITTEE REPORT

March 20, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Human Services and Aging report that SENATE BILL 99 (third reading copy -- blue) be concurred in as amended .

Signed:


Stella Jean Hansen, Chairman

[REP. WILL CARRY THIS BILL ON THE HOUSE FLOOR]

And, that such amendments read:

1. Page 2, line 10.

Following: "section"

Strike: "11"

Insert: "10"

Following: "11,"

Insert: "Senate"

Following: "No."

Insert: "101"

2. Page 2, line 21.

Following: "If"

Insert: "Senate"

Following: "No."

Insert: "101"

HOUSE

SR 99

7.30

COMMITTEE OF THE WHOLE AMENDMENT
Senate Bill 99
Representative Bradley

March 27, 1989 1:48 pm
Page 1 of 1

Mr. Chairman: I move to amend Senate Bill 99 (third reading copy
-- blue).

Signed: 
Representative Bradley
Civil

And, that such amendments to Senate Bill 99 read as follows:

1. Page 2, line 3.

Following: "the"

Insert: "individual"

Following: "recipient"

Insert: ", but not the rest of that recipient's household,"

ADOPT

REJECT

**SB 99
HOUSE**

SB 99.2
RT

SENATE BILL NO. 99

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BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE

A BILL FOR AN ACT ENTITLED: "AN ACT TO IMPOSE STRICTER SANCTIONS FOR A GENERAL ASSISTANCE RECIPIENT'S REFUSAL TO COMPLY WITH STATE WORK REQUIREMENTS; TO PROVIDE FOR TERMINATION OF ASSISTANCE IF AN EMPLOYABLE RECIPIENT WITHOUT GOOD CAUSE REFUSES TO PARTICIPATE IN A REQUIRED WORK PROGRAM OR REFUSES TO REGISTER FOR EMPLOYMENT, MAINTAIN AN ACTIVE JOB REGISTRATION FILE, OR ACTIVELY PURSUE AND ACCEPT AVAILABLE EMPLOYMENT; AMENDING SECTIONS 53-3-303 AND 53-3-305, MCA; AND PROVIDING AN EFFECTIVE DATE."

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(a) register for employment with the department of labor and industry;

(b) maintain an active job registration file; and must

(c) actively pursue and accept available employment within his or her capability.

(2) Refusal without good cause to accept---such employment comply with the requirements of subsection (1) will render the INDIVIDUAL recipient, BUT NOT THE REST OF THAT RECIPIENT'S HOUSEHOLD, ineligible for further general relief assistance for 3 months following the first refusal and for 6 months following any subsequent refusal."

Section 2. Section 53-3-305, MCA, is amended to read:

"53-3-305. Effect of refusal to enroll participate in job--search--training--and--work mandatory programs. Any recipient of general relief who is subject to the provisions of 53-3-303 and 53-3-304 [and [section ~~11~~ 10, SENATE Bill No. 101, (LC 122)]] and who without good cause refuses to participate in the--job--search--and--training a required program or to perform work assigned to him as therein provided shall lose one-fourth-of-his-next--monthly--benefit amount-for-each-refusal eligibility for general relief for 3 months following the first refusal and for 6 months following any subsequent refusal."

NEW SECTION. Section 3. Extension of authority. Any existing authority to make rules on the subject of the provisions of [this act] is extended to the provisions of [this act].

NEW SECTION. Section 4. Coordination instruction. If SENATE Bill No. 101 [LC 122] is not passed and approved, the bracketed language in [section 2 of this act] is void.

SB 0099/02

- 1 **NEW SECTION. Section 5. Effective date.** [This act] is
- 2 effective July 1, 1989.

-End-