

SENATE BILL NO. 134

INTRODUCED BY MANNING, MCLANE, NORMAN, REGAN,
PIPINICH, WALKER, LYNCH, CONNELLY, J. BROWN,
BRADLEY, O'KEEFE

BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE

IN THE SENATE

JANUARY 14, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON LABOR & EMPLOYMENT RELATIONS.
	FIRST READING.
JANUARY 26, 1989	ON MOTION, REREFERRED TO COMMITTEE ON JUDICIARY.
JANUARY 27, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 28, 1989	PRINTING REPORT.
JANUARY 31, 1989	SECOND READING, DO PASS.
FEBRUARY 1, 1989	ENGROSSING REPORT.
FEBRUARY 2, 1989	THIRD READING, PASSED. AYES, 47; NOES, 2.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

FEBRUARY 2, 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 HUMAN SERVICES & AGING
MARCH 20, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
MARCH 27, 1989	SECOND READING, CONCURRED IN.

MARCH 29, 1989

THIRD READING, CONCURRED IN.
AYES, 96; NOES, 0.

RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

APRIL 4, 1989

RECEIVED FROM HOUSE.

SECOND READING, AMENDMENTS
CONCURRED IN.

APRIL 6, 1989

THIRD READING, AMENDMENTS
CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *Senate* BILL NO. *134*
 2 INTRODUCED BY *Sen. Richard Herring, Hon. Mr. Sen. Norman F...*
 3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE
 4 *Michael J. Baker, Lynne Connelly, J. Brown, Quady*
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE GREATER
 6 FINANCIAL INCENTIVES FOR GENERAL RELIEF ASSISTANCE
 7 RECIPIENTS TO OBTAIN EMPLOYMENT BY ALLOWING A GREATER EARNED
 8 INCOME DISREGARD, BY EXTENDING ELIGIBILITY FOR GENERAL
 9 RELIEF MEDICAL ASSISTANCE IF ELIGIBILITY FOR GENERAL RELIEF
 10 ASSISTANCE IS LOST DUE TO EMPLOYMENT, AND BY ELIMINATING THE
 11 INCOME SPENDDOWN REQUIREMENT FOR GENERAL RELIEF MEDICAL
 12 ASSISTANCE; AMENDING SECTIONS 53-3-205, 53-3-206, AND
 13 53-3-311, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND
 14 AN APPLICABILITY DATE."

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

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

18 "53-3-205. Eligibility for general relief. (1) A
 19 person or persons constituting a household may receive
 20 general relief assistance for basic necessities if the
 21 household is determined to be eligible under the provisions
 22 of this section and is in need of such assistance as a
 23 result of their infirmity, misfortune, or indigency.

24 (2) A household is eligible for general relief if the
 25 household income, exclusive of the first-\$50-earned-each

1 month-by--each--household--member earned income disregard
 2 provided for in subsection (3), does not exceed that set
 3 forth in the following table:

4 Number of Persons	Monthly Income Standard
5 in Household	
6 1	\$212
7 2	282
8 3	354
9 4	426
10 5	501
11 6	570
12 7	642
13 8	713
14 9	785
15 10 or more	857

16 (3) For 4 consecutive months, the first \$30 plus
 17 one-third of the remainder of the total income earned each
 18 month by each household member who is a current recipient
 19 must be disregarded in determining a household's eligibility
 20 for general relief assistance. If the total household
 21 income, exclusive of this amount, exceeds that set forth in
 22 the table in subsection (2), the household is not eligible
 23 for general relief assistance. A current recipient is one
 24 who has been receiving general relief assistance for at
 25 least 1 complete calendar month.

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

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

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

(c) Ineligibility due to the receipt of a lump sum does not preclude eligibility for general relief medical assistance.

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

{6}(7) Prospective income that is reasonably certain to be received by the household during an eligibility period

must be considered when determining eligibility.

{7}(8) The following resources of a household must be excluded from consideration of resources for eligibility purposes:

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

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

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

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

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

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

{10}(11) For the purposes of an eligibility determination, an applicant for or recipient of general relief may be requested to produce all financial and other

1 information concerning the household.

2 ~~†††~~(12) Whenever practical, an eligibility
3 determination must be made within 30 days of the date of
4 application and the applicant must be notified in writing of
5 the eligibility determination and the reasons for the
6 determination.

7 ~~†††~~(13) An alien determined to be illegally within the
8 United States is not eligible for general relief."

9 **Section 2.** Section 53-3-206, MCA, is amended to read:

10 "53-3-206. Eligibility for general relief medical
11 assistance. (1) In order to be considered for eligibility
12 for general relief medical assistance, a person must be
13 found to have a serious medical condition.

14 (2) Eligibility for general relief medical assistance
15 must be determined as provided in this section and 53-3-205.
16 A person with a serious medical condition must apply for
17 general relief medical assistance prior to the provision of
18 medical services or within 90 days of the date the medical
19 service is first provided. Eligibility is determined as of
20 the date medical service is first provided.

21 (3) All persons who reside in the same residence and
22 are legally related to or responsible for each other are
23 considered to be one household for purposes of determining
24 general relief medical assistance.

25 (4) All individual or household resources must be used

1 to offset medical obligations except those excluded in
2 53-3-205~~†††~~(8).

3 (5) To determine eligibility for county general relief
4 medical assistance, a county welfare board may promulgate
5 rules to establish the circumstances under which persons are
6 unable to pay for their medical aid and hospitalization.
7 However, no household with an income exceeding 300% of the
8 amount set forth in 53-3-205(2) is eligible for such medical
9 assistance.

10 (6) In a county with state-assumed welfare services:
11 (a) covered medical services must be provided at no
12 cost to the person residing in a household if the average
13 household monthly income that-is after consideration of the
14 earned income disregard provided for in 53-3-205(3),
15 reasonably certain to be received in a 12-month period
16 beginning with the month the medical service was provided,
17 does not exceed the amount in 53-3-205(2);

18 (b) a person is not eligible for medical services if
19 the household in which he resides has an average monthly
20 income after consideration of the earned income disregard
21 provided for in 53-3-205(3), reasonably certain to be
22 received in a 12-month period beginning with the month the
23 medical service was provided, in excess of that set forth in
24 the following table:

Monthly

1	Family Size	Income Level
2	1	\$ 287
3	2	433
4	3	526
5	4	618
6	5	714
7	6	804
8	7	896
9	8	988
10	9	1,081
11	10	1,173
12	11	1,194
13	12	1,215
14	13	1,236
15	14	1,256
16	15	1,277
17	16 or more	1,298
18	(c) -- if the average household monthly income reasonably	
19	certain to be received in a 12-month period beginning with	
20	the month the medical service was provided is between the	
21	amount in 53-3-205(2) and the monthly income level set forth	
22	in subsection (b); a household must first incur covered	
23	medical costs equal to the difference between its average	
24	monthly income and the monthly income standard in	
25	53-3-205(2) before medical assistance is provided.	

1 (7) Notwithstanding the other provisions of this
2 section, in a county with state-assumed welfare services, a
3 person whose eligibility for general relief assistance is
4 terminated because of earned income from employment may
5 continue to receive general relief medical assistance for 1
6 month."

7 **Section 3.** Section 53-3-311, MCA, is amended to read:

8 "53-3-311. Amount of general relief for basic
9 necessities. (1) In a county without state-assumed welfare
10 services, the amounts of general relief for basic
11 necessities must be determined and adopted at the discretion
12 of the county welfare board.

13 (2) In a county with state-assumed welfare services,
14 the amount of general relief for basic necessities available
15 to an eligible household is the amount listed for the same
16 size household in the table in 53-3-205(2), less income and
17 resources not excluded in 53-3-205(7)(3) and (8)."

18 **Section 4.** 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 5.** Effective date -- applicability. [This act]
22 is effective on passage and approval and applies to
23 eligibility and grant determinations beginning July 1, 1989.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for SB134, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

Providing greater financial incentives for general assistance recipients to obtain employment.

ASSUMPTIONS:

1. 34% of general assistance cases receive state medical benefits.
2. GA recipients account for 66% of the state medical costs.
3. Projected GA caseload is 2,061 in FY90 and 2,143 in FY91. Estimated unduplicated caseload is 6,000.
4. Average monthly payment is \$60.
5. 4% of the GA caseload has income. Half of these would earn more if the income were disregarded.
6. The 30 and 1/3 disregard is only available to a current GA recipient as defined in the bill.
7. 65% of the state medical costs are for GA clients.
8. This estimate includes extension of the 2% provider rate increase requested in the executive budget.
9. The estimated number of cases closed that would be eligible for an additional month of state medical benefits is 104 in FY90 and 108 in FY91.

FISCAL IMPACT:

	<u>FY90</u>			<u>FY91</u>		
<u>Expenditures:</u>	Current	Proposed	Difference	Current	Proposed	Difference
<u>SRS</u>	<u>Law</u>					
<u>General Fund:</u>	\$10,116,154	\$10,160,506	\$ 44,352	\$10,539,880	\$10,587,268	\$ 47,388



RAY SHACKLEFORD, BUDGET DIRECTOR DATE
OFFICE OF BUDGET AND PROGRAM PLANNING

1/21/89



RICHARD E. MANNING, PRIMARY SPONSOR

1/23/89

DATE

Fiscal Note for SB134, as introduced

SB 134

1 BILL NO. 134
2 INTRODUCED BY Sen. Richard Manning Rep. M. L. Norman
3 BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE
4 Robert J. Connelly J. Brown Bradley
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23 result of their infirmity, misfortune, or indigency.

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17 one-third of the remainder of the total income earned each
18 month by each household member who is a current recipient
19 must be disregarded in determining a household's eligibility
20 for general relief assistance. If the total household
21 income, exclusive of this amount, exceeds that set forth in
22 the table in subsection (2), the household is not eligible
23 for general relief assistance. A current recipient is one
24 who has been receiving general relief assistance for at
25 least 1 complete calendar month.

1 ~~(3)~~(4) Able-bodied persons without dependent minor
2 children living in the household are not eligible for
3 nonmedical general relief assistance, except as provided in
4 53-3-209.

5 ~~(4)~~(5) (a) When the household's income exceeds the
6 monthly income standard for a household of that size because
7 of receipt of lump-sum income, the household will be
8 ineligible for general relief for the full number of months,
9 beginning with the month of receipt, derived by dividing the
10 total of the lump-sum income and other income by the monthly
11 income standard for a household of that size. Any income
12 remaining from this calculation will be considered as income
13 in the first month following the period of ineligibility.

14 (b) The period of ineligibility may be recalculated if
15 the household size changes or if a portion of the lump sum
16 was used to pay medical bills for a serious medical
17 condition.

18 (c) Ineligibility due to the receipt of a lump sum
19 does not preclude eligibility for general relief medical
20 assistance.

21 ~~(5)~~(6) All applicants for and recipients of general
22 relief assistance who reside in the same residence are
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8 equity value;

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10 appliances, and other essential household items, the total
11 equity value of which does not exceed resource eligibility
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14 or future employment of a household member.

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16 process to a state institution or a secure facility or who
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18 legal process is not eligible for general relief.

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20 more in any state or federally operated institution or
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17 general relief medical assistance prior to the provision of
18 medical services or within 90 days of the date the medical
19 service is first provided. Eligibility is determined as of
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21 (3) All persons who reside in the same residence and
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1 to offset medical obligations except those excluded in
2 53-3-205~~(7)~~(8).

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4 medical assistance, a county welfare board may promulgate
5 rules to establish the circumstances under which persons are
6 unable to pay for their medical aid and hospitalization.
7 However, no household with an income exceeding 300% of the
8 amount set forth in 53-3-205(2) is eligible for such medical
9 assistance.

10 (6) In a county with state-assumed welfare services:

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2 section, in a county with state-assumed welfare services, a
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9 necessities. (1) In a county without state-assumed welfare
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19 authority to make rules on the subject of the provisions of
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16 beginning with the month the medical service was provided,
17 does not exceed the amount in 53-3-205(2);

18 (b) a person is not eligible for medical services if
19 the household in which he resides has an average monthly
20 income after consideration of the earned income disregard
21 provided for in 53-3-205(3), reasonably certain to be
22 received in a 12-month period beginning with the month the
23 medical service was provided, in excess of that set forth in
24 the following table:

25 Monthly

1	Family Size	Income Level
2	1	\$ 287
3	2	433
4	3	526
5	4	618
6	5	714
7	6	804
8	7	896
9	8	988
10	9	1,081
11	10	1,173
12	11	1,194
13	12	1,215
14	13	1,236
15	14	1,256
16	15	1,277
17	16 or more	1,298
18	(c) -- if the average household monthly income reasonably	
19	certain to be received in a 12-month period -- beginning -- with	
20	the -- month -- the -- medical service was provided is between the	
21	amount in 53-3-205(2) and the monthly income level set forth	
22	in subsection (b); a -- household -- must -- first -- incur -- covered	
23	medical -- costs -- equal -- to the difference between its average	
24	monthly -- income -- and -- the -- monthly -- income -- standard -- in	
25	53-3-205(2) before medical assistance is provided.	

1 (7) Notwithstanding the other provisions of this
2 section, in a county with state-assumed welfare services, a
3 person whose eligibility for general relief assistance is
4 terminated because of earned income from employment may
5 continue to receive general relief medical assistance for 1
6 month."

7 **Section 3.** Section 53-3-311, MCA, is amended to read:
8 "53-3-311. Amount of general relief for basic
9 necessities. (1) In a county without state-assumed welfare
10 services, the amounts of general relief for basic
11 necessities must be determined and adopted at the discretion
12 of the county welfare board.

13 (2) In a county with state-assumed welfare services,
14 the amount of general relief for basic necessities available
15 to an eligible household is the amount listed for the same
16 size household in the table in 53-3-205(2), less income and
17 resources not excluded in 53-3-205(7)(3) and (8)."

18 **Section 4.** 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 5.** Effective date -- applicability. [This act]
22 is effective on passage and approval and applies to
23 eligibility and grant determinations beginning July 1, 1989.

-End-

STANDING COMMITTEE REPORT

March 20, 1989

Page 1 of 1

Mr. Speaker: We, the committee on Human Services and Aging report that SENATE BILL 134 (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 6, line 10.

Strike: ":"

2. Page 6, lines 11 through 17.

Strike: subsection (a) in its entirety

3. Page 6, line 18.

Strike: "(b)"

Insert: ",",

4. Page 8.

Following: line 20

Insert: "NEW SECTION. Section 5. Coordination instruction. If House Bill No. 742 is passed and approved and if it contains a section eliminating the monthly income standard in 53-3-205, then [section 1(3) of this act] is amended so the language that reads "If the total household income, exclusive of this amount, exceeds that set forth in the table in subsection (2)" will read "If the total household income, exclusive of this amount, exceeds the amount established by the department under subsection (2)"."

Renumber: subsequent section

SB 134

HOUSE

SENATE BILL NO. 134

INTRODUCED BY MANNING, MCLANE, NORMAN, REGAN,

PIPINICH, WALKER, LYNCH, CONNELLY, J. BROWN,

BRADLEY, O'KEEFE

BY REQUEST OF THE JOINT INTERIM SUBCOMMITTEE ON WELFARE

A BILL FOR AN ACT ENTITLED: "AN ACT TO PROVIDE GREATER FINANCIAL INCENTIVES FOR GENERAL RELIEF ASSISTANCE RECIPIENTS TO OBTAIN EMPLOYMENT BY ALLOWING A GREATER EARNED INCOME DISREGARD, BY EXTENDING ELIGIBILITY FOR GENERAL RELIEF MEDICAL ASSISTANCE IF ELIGIBILITY FOR GENERAL RELIEF ASSISTANCE IS LOST DUE TO EMPLOYMENT, AND BY ELIMINATING THE INCOME SPENDDOWN REQUIREMENT FOR GENERAL RELIEF MEDICAL ASSISTANCE; AMENDING SECTIONS 53-3-205, 53-3-206, AND 53-3-311, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

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

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

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

(2) A household is eligible for general relief if the household income, exclusive of the first-\$50-earned-each-month-by--each--household--member earned income disregard provided for in subsection (3), does not exceed that set forth in the following table:

Number of Persons in Household	Monthly Income Standard
1	\$212
2	282
3	354
4	426
5	501
6	570
7	642
8	713
9	785
10 or more	857

(3) For 4 consecutive months, the first \$30 plus one-third of the remainder of the total income earned each month by each household member who is a current recipient must be disregarded in determining a household's eligibility for general relief assistance. If the total household income, exclusive of this amount, exceeds that set forth in the table in subsection (2), the household is not eligible for general relief assistance. A current recipient is one

1 who has been receiving general relief assistance for at
2 least 1 complete calendar month.

3 ~~†3†~~(4) Able-bodied persons without dependent minor
4 children living in the household are not eligible for
5 nonmedical general relief assistance, except as provided in
6 53-3-209.

7 ~~†4†~~(5) (a) When the household's income exceeds the
8 monthly income standard for a household of that size because
9 of receipt of lump-sum income, the household will be
10 ineligible for general relief for the full number of months,
11 beginning with the month of receipt, derived by dividing the
12 total of the lump-sum income and other income by the monthly
13 income standard for a household of that size. Any income
14 remaining from this calculation will be considered as income
15 in the first month following the period of ineligibility.

16 (b) The period of ineligibility may be recalculated if
17 the household size changes or if a portion of the lump sum
18 was used to pay medical bills for a serious medical
19 condition.

20 (c) Ineligibility due to the receipt of a lump sum
21 does not preclude eligibility for general relief medical
22 assistance.

23 ~~†5†~~(6) All applicants for and recipients of general
24 relief assistance who reside in the same residence are
25 considered as one household.

1 ~~†6†~~(7) Prospective income that is reasonably certain
2 to be received by the household during an eligibility period
3 must be considered when determining eligibility.

4 ~~†7†~~(8) The following resources of a household must be
5 excluded from consideration of resources for eligibility
6 purposes:

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

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

11 (c) personal items, clothing, household furniture,
12 appliances, and other essential household items, the total
13 equity value of which does not exceed resource eligibility
14 limits established by rule; and

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

17 ~~†8†~~(9) A person who is committed or sentenced by legal
18 process to a state institution or a secure facility or who
19 is incarcerated in a secure facility pending resolution of
20 legal process is not eligible for general relief.

21 ~~†9†~~(10) A person who resides for a period of 1 day or
22 more in any state or federally operated institution or
23 residence is not eligible for general relief for the period
24 of that residency.

25 ~~†10†~~(11) For the purposes of an eligibility

determination, an applicant for or recipient of general relief may be requested to produce all financial and other information concerning the household.

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

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

Section 2. Section 53-3-206, MCA, is amended to read:

"53-3-206. Eligibility for general relief medical assistance. (1) In order to be considered for eligibility for general relief medical assistance, a person must be found to have a serious medical condition.

(2) Eligibility for general relief medical assistance must be determined as provided in this section and 53-3-205. A person with a serious medical condition must apply for general relief medical assistance prior to the provision of medical services or within 90 days of the date the medical service is first provided. Eligibility is determined as of the date medical service is first provided.

(3) All persons who reside in the same residence and are legally related to or responsible for each other are considered to be one household for purposes of determining

general relief medical assistance.

(4) All individual or household resources must be used to offset medical obligations except those excluded in 53-3-205~~(7)~~(8).

(5) To determine eligibility for county general relief medical assistance, a county welfare board may promulgate rules to establish the circumstances under which persons are unable to pay for their medical aid and hospitalization. However, no household with an income exceeding 300% of the amount set forth in 53-3-205(2) is eligible for such medical assistance.

(6) In a county with state-assumed welfare services: ~~(a) covered medical services must be provided at no cost to the person residing in a household if the average household monthly income that is after consideration of the earned income disregard provided for in 53-3-205(3), reasonably certain to be received in a 12-month period beginning with the month the medical service was provided, does not exceed the amount in 53-3-205(2);~~

~~(b),~~ a person is not eligible for medical services if the household in which he resides has an average monthly income after consideration of the earned income disregard provided for in 53-3-205(3), reasonably certain to be received in a 12-month period beginning with the month the medical service was provided, in excess of that set forth in

1 the following table:

2	Family Size	Monthly Income Level
4	1	\$ 287
5	2	433
6	3	526
7	4	618
8	5	714
9	6	804
10	7	896
11	8	988
12	9	1,081
13	10	1,173
14	11	1,194
15	12	1,215
16	13	1,236
17	14	1,256
18	15	1,277
19	16 or more	1,298
20	{c)--if-the-average-household-monthly-income-reasonably	
21	certain-to-be-received-in-a-12-month-period--beginning--with	
22	the--month--the--medical-service-was-provided-is-between-the	
23	amount-in-53-3-205(2)-and-the-monthly-income-level-set-forth	
24	in-subsection-(b),-a-household-must-first-incur-covered	
25	medical-costs-equal-to-the-difference-between-its-average	

1 monthly--income--and--the---monthly---income---standard---in
2 53-3-205(2)-before-medical-assistance-is-provided-

3 (7) Notwithstanding the other provisions of this
4 section, in a county with state-assumed welfare services, a
5 person whose eligibility for general relief assistance is
6 terminated because of earned income from employment may
7 continue to receive general relief medical assistance for 1
8 month."

9 **Section 3.** Section 53-3-311, MCA, is amended to read:
10 "53-3-311. Amount of general relief for basic
11 necessities. (1) In a county without state-assumed welfare
12 services, the amounts of general relief for basic
13 necessities must be determined and adopted at the discretion
14 of the county welfare board.

15 (2) In a county with state-assumed welfare services,
16 the amount of general relief for basic necessities available
17 to an eligible household is the amount listed for the same
18 size household in the table in 53-3-205(2), less income and
19 resources not excluded in 53-3-205(7)(3) and (8)."

20 NEW SECTION. Section 4. Extension of authority. Any
21 existing authority to make rules on the subject of the
22 provisions of [this act] is extended to the provisions of
23 [this act].

24 NEW SECTION. SECTION 5. COORDINATION INSTRUCTION. IF
25 HOUSE BILL NO. 742 IS PASSED AND APPROVED AND IF IT CONTAINS

1 A SECTION ELIMINATING THE MONTHLY INCOME STANDARD IN
2 53-3-205, THEN [SECTION 1(3) OF THIS ACT] IS AMENDED SO THE
3 LANGUAGE THAT READS "IF THE TOTAL HOUSEHOLD INCOME,
4 EXCLUSIVE OF THIS AMOUNT, EXCEEDS THAT SET FORTH IN THE
5 TABLE IN SUBSECTION (2)" WILL READ "IF THE TOTAL HOUSEHOLD
6 INCOME, EXCLUSIVE OF THIS AMOUNT, EXCEEDS THE AMOUNT
7 ESTABLISHED BY THE DEPARTMENT UNDER SUBSECTION (2)".

8 NEW SECTION. **Section 6.** Effective date --
9 applicability. [This act] is effective on passage and
10 approval and applies to eligibility and grant determinations
11 beginning July 1, 1989.

-End-